

Introduction to Law and the Legal System Frank Maguire Schubert - Chapter 1

Legal philosophy

Theory of jurisprudence

Natural Law

Philosophy or position in law which assumes to describe the truth, content of right and wrong that exist before every period of time. The moral imperative

Historical Jurisprudence

Historical jurisprudence or historical law philosophy describes the evolution of the law. Aimed to provide a justification/persuading the subjects under practical treatment of practical laws that transcendental & ethical problems

Criticism Law

Focused on the social criticism of legal system that is strongly influenced by political and justice

Analytical Positivism

Constructivist law that defines system of legal order that the subject matter is the laws of community in the present. These communities distinct against the legislative and executive institutions which are subject, object, source of law and jurisprudence. The subject's will constitute only the legal order which already established/presented as the essence of a national legislation

Law as Power

The nature of law that is depicted as effect of a society, social action of law different from all government law is because in this world is that which legal in power and that power is the power to control the society created by an government's activities

Legislative Behaviour

Through empirical governmental role in the system. Attended government to be structured in following and to show how structural legal system operates. Expected the state that law is based on scientific philosophy and theories concerning behaviour and social conditions, legal and economic behaviour exists

The challenge of Jurisprudence

Constructivist law that provides something to produce social jurisprudence system and legal jurisprudence that socially aware of the impact of their decisions on society

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