



INTERPRETING STATUTES

D. NEIL MACCORMICK AND
ROBERT S. SUMMERS

Interpreting Statutes A Comparative Study Applied Legal Philosophy Series

Anne Wagner, Sarah Marusek



Interpreting Statutes A Comparative Study Applied Legal Philosophy Series:

Interpreting Statutes D. Neil MacCormick, Robert S. Summers, 2016-12-05 This book is a work of outstanding importance for scholars of comparative law and jurisprudence and for lawyers engaged in EC law or other international forms of practice It reviews compares and analyses the practice of interpretation in nine countries representing Europe as well as the US and Argentina in common and civil law it also explores implications for general theories of interpretation and of justification Its authors who include Aulis Aarnio Robert Alexy Ralf Dreier Enrique Zuleta Puceiro Michel Troper Christophe Grzegorzczuk Jean Louis Gardes Enrico Pattaro Michele Taruffo Massimo La Torre Jerry Wroblewski Alexsander Peczenik Gunnar Bergholtz and Zenon Bankowski as well as editors Robert S Summers and D Neil MacCormick constitute an international team of great distinction they have worked on this project for over seven years **A Pragmatic Legal Expert**

System James Popple, 1996-05-21 Most legal expert systems attempt to implement complex models of legal reasoning This book argues that a complex model is unnecessary It advocates a simpler pragmatic approach in which the utility of a legal expert system is evaluated by reference not to the extent to which it simulates a lawyer s approach to a legal problem but to the quality of its predictions and of its arguments The author describes the development of a legal expert system called SHYSTER which takes a pragmatic approach to case law He discusses the testing of SHYSTER in four different and disparate areas of case law and draws conclusions about the advantages and limitations of this approach to legal expert system development Chapter 1 presents a critical analysis of previous work of relevance to the development of legal expert systems Chapter 2 explains the pragmatic approach that was adopted in the development of SHYSTER The implementation of SHYSTER is detailed using examples in chapter 3 Chapter 4 describes the testing of SHYSTER and conclusions are drawn from those tests in chapter 5 Examples of SHYSTER s output are provided in appendices **Essays in Legal Theory** Robert

Summers, 2013-11-11 As I explain in the introduction this is the third in a series of collections of my previously published essays in legal theory All of the essays here but three have been revised for this volume I now wish to record my gratitude and indebtedness to various persons I am most indebted and grateful to my wife Dorothy Kopp Summers to whom I dedicate this book I also wish to record my gratitude for his interest and patience to Hendrik Jan van Leusen of Kluwer Academic Publishers He strongly encouraged me to put this collection together and without his efforts it certainly would not have appeared in this timely fashion I also wish to thank his successor Sabine Wesseldijk for assistance In the course of my academic career I have benefitted greatly from the many Cornell Law School students serving as my research assistants I have also been privileged to have the fine aid of many Cornell Law School secretaries and administrative assistants Foremost here is Mrs Pamela Finnigan who has so ably seen this collection put together from start to finish **A Treatise of Legal**

Philosophy and General Jurisprudence Enrico Pattaro, 2007-10-08 This paperback edition of the first of the twelve volumes of A Treatises of Legal Philosophy and General Jurisprudence serves as an introduction to the first ever multivolume

treatment of all important issues in legal philosophy and general jurisprudence consisting of a five volume theoretical part and a six volume historical part The theoretical part covers the main topics of contemporary debate The historical volumes trace the development of legal thought from ancient Greek times through the twentieth century All volumes are edited by the renowned theorist Enrico Pattaro *Research Handbook on Legal Semiotics* Anne Wagner, Sarah Marusek, 2023-11-03 This comprehensive Research Handbook explores the wide variety of work conducted in legal semiotics to provide a broad understanding of how the law works through signs and symbols Demonstrating that law is a strategical system of fluctuating signs contributors critically analyse the ever evolving conceptualisations of law and legal discourse **Bowker's Law Books and Serials in Print** ,1995 **The British National Bibliography** Arthur James Wells, 2001 *Subject Guide to Books in Print* ,1996 *A Theory of Precedent* Raimo Siltala, 2000-11-25 In this study the author identifies six types of judicial precedent ideology and are tests them against judicial experiences in various countries **Selected Acquisitions of the Library** Indiana University, Bloomington. Law Library, 1992 **Law Books in Print: Publishers** ,1997 *The Legal Order* Åke Frändberg, 2018-08-16 In this monograph a fundamental distinction is made between law and juridical thinking Law is the content of legal rules and the systems of legal rules Juridical thinking is the handling of the law by the lawyers To this distinction corresponds a basic distinction between the language of law and the language of juridical thinking and correlatively between L concepts law concepts and J concepts juridical or jurisprudential concepts The monograph is devoted to the J concepts especially of technical not ideological or evaluative J concepts Four kinds of J concepts are investigated morphological J concepts those that help us to structure the law in a logical and functional way topological J concepts those that help us to indicate the phenomena to which the law is applicable and to separate the areas of application for different legal systems praxeological J concepts those that help us to explore the relations between law and action and methodological J concepts those that help us to describe the methods of the professional juridical handling of the law The work can be characterised as presenting a lawyer s philosophy of law **Comparative Recognition and Enforcement** Drossos Stamboulakis, 2022-11-24 This book offers comparative insights into recognition and enforcement informing decisions to implement interpret and apply emerging transnational judgments conventions *Interpreting Precedents* D. Neil MacCormick, Robert S. Summers, 2016-12-05 This book contains a series of essays discussing the uses of precedent as a source of law and a basis for legal arguments in nine different legal systems representing a variety of legal traditions Precedent is fundamental to law yet theoretical and ideological as well as legal considerations lead to its being differently handled and rationalised in different places Out of the comparative study come the six theoretical and synoptic essays that conclude the volume **Directions** ,1991 **Bibliografisch repertorium van de wijsbegeerte** ,1997 *Philosophical Foundations of Private International Law* Roxana Banu, Michael S. Green, Ralf Michaels, 2024-05-22 Private international law has long been understood as a doctrinal and technical body of law without interesting theoretical foundations or implications

By systematically exploring the rich array of philosophical topics that are part of the fabric of private international law *Philosophical Foundations of Private International Law* fills a significant and long standing void in the legal and philosophical literature The contributions to this volume are testimony to the significant potential for interaction between philosophy and private international law Some aim to expand and rethink classical jurisprudential theories by focusing on law beyond the state and on the recognition of foreign law and judgments in domestic courts Others bring legal and moral theories to bear on traditional debates in private international law such as legal pluralism transnational justice the interpretation of foreign legal policies and the boundaries of the legal system Several engage with the history of both private international law and legal and political philosophy They point to missed opportunities when philosophers ignored law s transnational dimensions or when private international law scholars failed to position their theories within broader philosophical schools of thought Some seek to complete past attempts to articulate the philosophical dimensions of private international law that were never carried through Thought provoking and topical this volume displays the varied themes cutting through the disciplines of private international law and philosophy

The Law in Philosophical Perspectives Luc J. Wintgens, 2013-04-17 In this age of collections that is ours many volumes of collections are published They contain contributions of several well known authors and their aim is to present a selective overview of a relevant field of study This book has the same purpose Its aim is to introduce students scholars and all those interested in current problems of legal theory and legal philosophy to the work of the leading scholars in this field The large number of publications both books and articles that have been produced over recent decades makes it quite difficult however for those who are making their first steps in this domain to find firm guidelines The book is new in its genre because of its method The choice was made not to reprint an example of contributors earlier basic articles or a part of one of their books This would only give a partial view of the rich texture of their work Rather the authors were asked to make an original synthesis of their own contributions to the field of legal theory and legal philosophy Brought together in this volume they constitute a truly author ised view of their work This book is also new in that each essay is complemented with bibliographical information in order to encourage further research on the author s self selected work This will help the reader rapidly to become familiar with the whole of the published work of the contributors

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