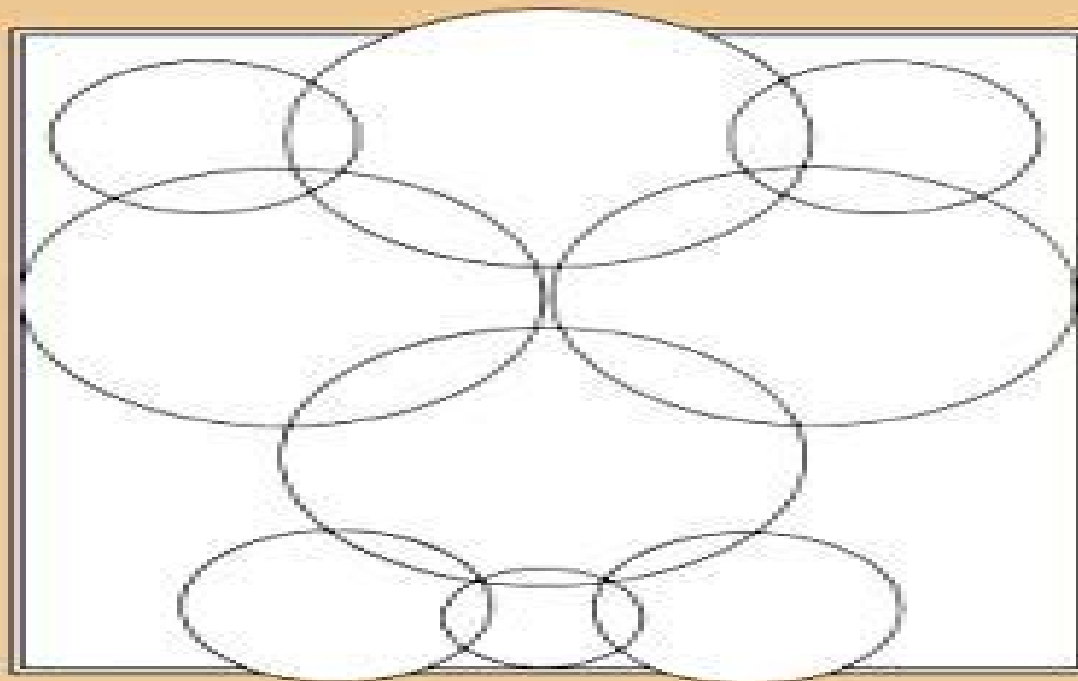


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FAMILY LAW MATTERS

KATHERINE O'DONOVAN



Family Law Matters Law And Social Theory

N. Barker



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Masculinity, Law and Family Richard Collier, 2002-11-01 Masculinity Law and Family examines the construction of masculinity in a variety of areas of law pertaining to the family Throughout Richard Collier integrates recent theoretical developments in legal studies with a social theory of gender the family and the social construction of masculinity After an overview of theoretical positions and a critique of traditional legal theory Richard Collier focusses on the legal regulation of homosexuality and transsexualism to show how confined the view of masculine sexuality is in legal discourses These arguments are further elaborated in a discussion of non consummation adultery and divorce as well as fatherhood and paternity Masculinity Law and Family is of central importance to our understanding of the social and political dimension of masculinity

Foucault and Law Alan Hunt, Gary Wickham, 1994-11-15 The first work to introduce Foucault's ideas on law to both graduates and undergraduates *British Conservatism and the Legal Regulation of Intimate Relationships* Andrew Gilbert, 2018-08-23 What does conservatism as a body of political thought say about the legal regulation of intimate relationships and to what extent has this thought influenced the Conservative Party's approach to family law With this question as its focus this book explores the relationship between family law conservatism and the Conservative Party since the 1980s Taking a politico and socio legal perspective the discussion draws on an expansive reading of Hansard as well as recently released archival material The study first sets out the political tradition of conservatism relying largely on the work of Edmund Burke before going on to analyse the discourse around the development of four crucial statutes in the field namely the Matrimonial and Family Proceedings Act 1984 the Family Law Act 1996 the Civil Partnership Act 2004 and the Marriage Same Sex Couples Act 2013 This work offers the first extended synthesis of family law conservative political thought and Conservative Party politics and as such provides significant new insight into how family law is made Runner up of the 2020 PSA Conservatism Studies Book Prize **The Socially Responsive Self** Larry May, 1996-11 Larry May argues that socially responsive individuals need not be self sacrificing or overly conscientious According to May a person's integrity and moral responsibility are shaped and limited not just by conscience but also by socialization and moral support from the communities to which he or she belongs Applying his theory of responsibility to professional ethics May contends that current methods of professional socialization should be changed so that professionals are not expected to ignore considerations of personal well being family or community For instance lawyers should not place client loyalty above concerns for the common good doctors should not place the physical well being of patients above their mental and spiritual well being scientists and engineers should not feel obliged to blow the whistle on fraud and corruption unless their professional groups protect them from retaliation This book should prove provocative reading for philosophers political scientists social theorists professionals of many stripes and ethicists **The Canon of American Legal Thought** David Kennedy, William W. Fisher III, 2018-06-05 This anthology presents for the first time full texts of the twenty most important

works of American legal thought since 1890 Drawing on a course the editors teach at Harvard Law School the book traces the rise and evolution of a distinctly American form of legal reasoning These are the articles that have made these authors from Oliver Wendell Holmes Jr to Ronald Coase from Ronald Dworkin to Catherine MacKinnon among the most recognized names in American legal history These authors proposed answers to the classic question What does it mean to think like a lawyer an American lawyer Their answers differed but taken together they form a powerful brief for the existence of a distinct and powerful style of reasoning and of rulership The legal mind is as often critical as constructive however and these texts form a canon of critical thinking a toolbox for resisting and unravelling the arguments of the best legal minds Each article is preceded by a short introduction highlighting the article s main ideas and situating it in the context of its author s broader intellectual projects the scholarly debates of his or her time and the reception the article received Law students and their teachers will benefit from seeing these classic writings in full in the context of their original development For lawyers the collection will take them back to their best days in law school All readers will be struck by the richness the subtlety and the sophistication with which so many of what have become the clichés of everyday legal argument were originally formulated

Not The Marrying Kind N. Barker, 2012-02-22 Not the Marrying Kind is a new and comprehensive exploration of the contemporary same sex marriage debates in several jurisdictions including Australia Canada South Africa the United Kingdom and the United States It departs from much of the existing scholarship on same sex marriage which argues either for or against marriage for same sex couples Instead this book begins from a critical analysis of the institution of marriage itself as well as separate forms of relationship recognition such as civil partnership PaCS domestic partnership and asks whether and how feminist critiques of marriage might be applied specifically to same sex marriage In doing this the author combines the theories of second wave feminism with insights from contemporary queer theory Understanding Jurisprudence Raymond Wacks, 2015 Perfect for the student new to jurisprudence this book provides an illuminating introduction to the central questions of legal theory An experienced teacher of jurisprudence Professor Wacks approach is both accessible and entertaining providing the ideal base for further study Children and the European Union Helen Stalford, 2012-08-14 This book examines in detail the status of children in the EU Drawing on a range of disciplinary perspectives including the sociology of childhood and human rights discourse it offers a critical analysis of the legal and policy framework underpinning EU children s rights across a range of areas including family law education immigration and child protection Traditionally children s rights at this level have been articulated primarily in the context of the free movement of persons provisions inevitably restricting entitlement to migrant children of EU nationality In the past decade however innovative interpretations of EU law by the Court of Justice coupled with important constitutional developments have prompted the development of a much more robust children s rights agenda This culminated in the incorporation of a more explicit reference to children s rights in the Lisbon Treaty followed by the Commission s launch in February 2011 of a

dedicated EU Agenda to promote and safeguard the rights of the child The analysis presented in this book therefore comes at a pivotal point in the history of EU children s rights providing a detailed and critical overview of a range of substantive areas and making an important contribution to international children s rights studies **Cruel but Not Unusual** Ramona Alaggia,Cathy Vine,2013-05-21 Violence in families and intimate relationships affects a significant proportion of the population from very young children to the elderly with far reaching and often devastating consequences Cruel but Not Unusual draws on the expertise of scholars and practitioners to present readers with the latest research and thinking about the history conditions and impact of violence in these contexts For this new edition chapters have been updated to reflect changes in data and legislation New chapters include an examination of trauma from a neurobiological perspective a critical analysis of the gender symmetry debate a debate that questions the gendered nature of intimate violence and an essay on the history and evolution of the women s movement dedicated to addressing violence against women which advances theoretical developments that remind readers of the breadth of inclusivity that should be at the heart of working in this field

Property and Power in Social Theory Dick Pels,2002-08-26 Property and power perform a key role in social and political theories of class inequality and social stratification however theorists have yet clearly to define these concepts their mutual boundaries and scopes of application This book answers the property power puzzle by undertaking a broad historical inquiry into its intellectual origins and present day effects through a series of case studies including Marxism vs anarchism the fascist assertion of the primacy of the political social science as power theory the managerial revolution the knowledge society and the new intellectual classes Alternative Perspectives on Lawyers and Legal Ethics Reid Mortensen,Francesca Bartlett,Kieran Tranter,2010-09-13 The study of legal ethics and the legal profession has emerged as a distinct and important field of scholarship over the years This book offers contemporary and non mainstream perspectives on the shape of the legal profession It examines how the public sees lawyers and how lawyers see their own profession **Dictatorship, State Planning, and Social Theory in the German Democratic Republic** Peter C. Caldwell,2003-03-27 The introduction of state planning and party dictatorship dramatically altered the environment for social theory in the German Democratic Republic But social thought did not disappear By the mid 1950s East German social theorists discovered the basic contradictions of state socialism that would eventually lead to its collapse the inability of the plan to function without markets and its inability to permit markets the inability of the party state to guarantee the rule of law and yet also the need for a regular system of rules in a modern industrial society and the contradictory philosophical claims of a Marxist Leninist philosophy that rejected idealism and Marxist Leninist dogma with its idealistic claim to know the laws of social modernization Making use of archival sources Caldwell examines the articulation of these analyses their subsequent suppression by party authorities in the late 1950s and their return under the guise of cybernetics in the 1960s *Civil Society in China* Karla W. Simon,2013-04-26 This is the definitive book on the legal and fiscal framework for civil society

organizations CSOs in China from earliest times to the present day Civil Society in China traces the ways in which laws and regulations have shaped civil society over the 5 000 years of China s history and looks at ways in which social and economic history have affected the legal changes that have occurred over the millennia The Range of Social Theory Floyd Nelson House,1929 The Family, Politics, and Social Theory (RLE Social Theory) D.H.J. Morgan,2014-08-13 This book explores and clarifies all the major issues and developments within family theorising It covers the extraordinary growth and variety of approaches to the family over the last decade the most significant being the impact of feminism and the professional and state intervention into the family through marital and family therapy The author focuses on the growth of family counselling giving a detailed analysis of the Home Office publication Marriage Matters He looks at the rapid growth of historical studies of the family European theoretical developments the work of the Rapoport the role of systems theorising and phenomenological and critical approaches to the family He shows the relevance of family theorising for contemporary debates about the state of marriage and the family and argues for the centrality of family themes within wider sociological debates **Handbook of Social Theory** George Ritzer,Barry Smart,2003-07-26 The Handbook of Social Theory presents an authoritative and panoramic critical survey of the development achievement and prospects of social theory *Legal Theory and the Legal Academy* MaksymilianDel Mar,2017-07-05 The third in a series of three volumes on Contemporary Legal Theory this volume deals with four topics 1 the role of legal theory in the legal curriculum 2 the teaching of legal theory 3 the relationship of legal theory to legal scholarship and 4 the relationship of legal theory to comparative law The focus of the first two topics is on the common law world where the debates over the aims and proper place of legal theory in the study of law have traversed a good deal of ground since John Austin s 1828 lecture The Uses and the Study of Jurisprudence These first two parts offer a selection of the most important papers including surveys as well as pedagogical viewpoints and particular course descriptions from analytical critical feminist law and literature and global perspectives The last three decades have seen just as many changes for legal scholarship and comparative law These changes such as the rise of empirical legal scholarship have often attracted the attention of legal theorists Within comparative law the last thirty years have witnessed intense methodological reflection within the discipline the results of these reflections are themselves properly recognised as legal theoretical contributions The volume collects the key papers including those by Neil MacCormick Mark Van Hoecke Andrew Halpin William Ewald and Geoffrey Samuel **Handbook of Classical Sociological Theory** Seth Abrutyn,Omar Lizardo,2021-11-01 This is the first handbook focussing on classical social theory It offers extensive discussions of debates arguments and discussions in classical theory and how they have informed contemporary sociological theory The book pushes against the conventional classical theory pedagogy which often focused on single theorists and their contributions and looks at isolating themes capturing the essence of the interest of classical theorists that seem to have relevance to modern research questions and theoretical traditions This book presents new approaches to thinking about theory in

relationship to sociological methods **Handbook of Children and Youth Studies** Johanna Wyn, Helen Cahill, Hernán Cuervo, 2024-08-20 This second edition of the handbook gives a new scientific perspective to youth and childhood studies as multi scientific and interdisciplinary subjects which as such have not yet found their own framing in a particular discipline It provides theoretical and methodological key debates and issues that develop and add an understanding of childhood and youth research discipline from a broader perspective The Handbook on Children and Youth Studies draws on current thinking but also challenges theoretical and conceptual orthodoxies in the field drawing on interdisciplinary thinking and critical perspectives It focuses on childhood and youth to address the emerging consensus that the boundaries between childhood youth and adulthood are blurred The view that defining youth and childhood largely in terms of problem topics is out dated Instead the handbook focuses on 16 themes that are open to international perspectives and to different conceptual approaches Each theme is edited by a pair of field editors thereby capturing a plurality of views The 16 themes as a starting point are globally timely and they need scientific debates on the boundaries between childhoods youth and adulthood This handbook will meet the needs of childhood and youth researchers and the academics in the field It recognizes the changing social context of the lives of children and young people while developing theoretical frameworks and discussing about the core substantive issues of Children and Youth Studies Theory and Method in Socio-Legal Research Reza Banakar, Max Travers, 2005-12-19 Socio legal researchers increasingly recognise the need to employ a wide variety of methods in studying law and legal phenomena and the need to be informed by an understanding of debates about theory and method in mainstream social science The papers in this volume illustrate how a range of topics including EU law ombudsmen judges lawyers Shariah Councils and the quality assurance industry can be researched from a socio legal perspective The objective of the collection is to show how different methods can be used in researching law and legal phenomena how methodological issues and debates in sociology are relevant to the study of law and the importance of the debate between structural and action traditions in researching law It also approaches the methodological problem of how sociology of law can address the content of legal practice from a variety of perspectives and discusses the relationship between pure and applied research The editors provide a critical introduction to each of the six sections and a general introduction on law sociology and method The collection will provide an invaluable resource for socio legal researchers law school researchers and postgraduates

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