

EMPTY JUSTICE

One Hundred Years of Law,
Literature and Philosophy

Historical, Poetical and Narrative
Perspectives on Literary Jurisprudence

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Empty Justice One Hundred Years Of Law Literature And Philosophy

Jože Krašovec



Empty Justice One Hundred Years Of Law Literature And Philosophy:

Empty Justice Melanie Williams,2002-01 Utilising literature as a serious source of challenges to questions in philosophy and law this book provides a fresh perspective not only upon the inculcation of the legal subject but also upon the relationship between modernism postmodernism and how such concepts might evolve in the construction of community ethics The creation and role of the legal subject is just one aspect of jurisprudential enquiry now attracting much attention How do moral values act upon the subject How do moral systems impinge upon the subject jurist and judged throughout the 20th century when religious values are called into question when existential doubt prevails To what extent do issues of gender and identity inform these questions Many sources can provide insights into these issues this book intends to concentrate upon fiction as just such a resource However it is not just another law and literature compilation Spanning the last century each chapter will attempt to fulfil four objectives to identify key texts in relation to a given period to look for linked legal and philosophical developments from that period to establish fresh links from these sources regarding concrete doctrinal or practical legal questions and finally draw a more general inference about the legal subject and the frequently less evident feminine citizen subject Central to this approach will be the consideration of contemporary case law and legal materials as social documents of the relationship between law and the wider community

Empty Justice: One Hundred Years of Law Literature & Philosophy ,2002 Using literature as a source of challenges to questions in philosophy and law this book explores the inculcation of the legal subject and the relationship between modernism and postmodernism as well as how such concepts might evolve in the construction of community ethics

Empty Justice Melanie Williams,2009-07-09 Utilising literature as a serious source of challenges to questions in philosophy and law this book provides a fresh perspective not only upon the inculcation of the legal subject but also upon the relationship between modernism postmodernism and how such concepts might evolve in the construction of community ethics The creation and role of the legal subject is just one aspect of jurisprudential enquiry now attracting much attention How do moral values act upon the subject How do moral systems impinge upon the subject jurist and judged throughout the 20th century when religious values are called into question when existential doubt prevails To what extent do issues of gender and identity inform these questions Many sources can provide insights into these issues this book intends to concentrate upon fiction as just such a resource However it is not just another law and literature compilation Spanning the last century each chapter will attempt to fulfil four objectives to identify key texts in relation to a given period to look for linked legal and philosophical developments from that period to establish fresh links from these sources regarding concrete doctrinal or practical legal questions and finally draw a more general inference about the legal subject and the frequently less evident feminine citizen subject Central to this approach will be the consideration of contemporary case law and legal materials as social documents of the relationship between law and the wider community

Empty Justice Melanie Williams,2013-03-04 Utilising literature as a serious source

of challenges to questions in philosophy and law this book provides a fresh perspective not only upon the inculcation of the legal subject but also upon the relationship between modernism postmodernism and how such concepts might evolve in the construction of community ethics The creation and role of the legal subject is just one aspect of jurisprudential enquiry now attracting much attention How do moral values act upon the subject How do moral systems impinge upon the subject jurist and judged throughout the 20th century when religious values are called into question when existential doubt prevails To what extent do issues of gender and identity inform these questions Many sources can provide insights into these issues this book intends to concentrate upon fiction as just such a resource However it is not just another law and literature compilation Spanning the last century each chapter will attempt to fulfil four objectives to identify key texts in relation to a given period to look for linked legal and philosophical developments from that period to establish fresh links from these sources regarding concrete doctrinal or practical legal questions and finally draw a more general inference about the legal subject and the frequently less evident feminine citizen subject Central to this approach will be the consideration of contemporary case law and legal materials as social documents of the relationship between law and the wider community

Bioethics and Biolaw through Literature Daniela Carpi, 2011-10-27 In recent years the well established field of human anthropology has been put under scrutiny by the new data offered by science and technology Scientific intervention into human life through organ transplants euthanasia genetic engineering experiments connected to the genetic code and the genome and varied other biotechnologies have placed ethical beliefs into question and created ethical dilemmas These scientific inventions influence our views on birth and death on the construction of the body and its technical reproducibility and have problematized the concept of the human persona The purpose of bioethics the science of life is to find new values and norms which will be valid for a multicultural society Bioethics is today a well respected topic of research that has brought together philosophers and experts to discuss the limits of science and medicine The aim of this book is to merge the two fields of bioethics and law or biolaw through the literary text by taking into consideration the transformations of the concept of persona at which we have nowadays arrived The new meaning of the term persona represents in fact the final point of a long standing quest for man's sense of his own being and human dignity and of his capacity to live in social interrelations The volume presents a wide range of perspectives comprising methodological approaches legal and literary aspects

Novel Judgements William P. MacNeil, 2011-09-08 Novel Judgements is a book about nineteenth century Anglo American law and literature But by redefining law as legal theory Novel judgements departs from socio legal studies of law and literature often dated in their focus on past lawyering and court processes This text's theoretical turn renders the period's law and literature relevant to today's readers because the nineteenth century novel when read jurisprudentially abounds in representations of law's controlling concepts many of which are still with us today Rights justice law's morality each are encoded novelistically in stock devices such as the country house friendship love courtship and marriage In so rendering the public law as private

domesticity these novels expose for legal and literary scholars alike the ways in which law comes to mediate all relationships individual and collective personal and political during the nineteenth century a period as much under the Rule of Law as the reign of Capital So these novels pass judgement a novel judgement on the extent to which the nineteenth century's idea of law is collusive with that era's Capital thereby opening up the possibility of a new legal theoretical position that of a critique of the law and a law of critique

Graphic Justice Thomas Giddens, 2015-03-24 The intersections of law and contemporary culture are vital for comprehending the meaning and significance of law in today's world Far from being unsophisticated mass entertainment comics and graphic fiction both imbue our contemporary culture and are themselves imbued with the concerns of law and justice Accordingly and spanning a wide variety of approaches and topics from an international array of contributors *Graphic Justice* draws comics and graphic fiction into the range of critical resources available to the academic study of law The first book to do this *Graphic Justice* broadens our understanding of law and justice as part of our human world a world that is inhabited not simply by legal concepts and institutions alone but also by narratives stories fantasies images and other cultural articulations of human meaning Engaging with key legal issues including copyright education legal ethics biomedical regulation and legal personhood and exploring critical issues in criminal justice and perspectives on international rights law and justice all through engagement with comics and graphic fiction the collection showcases the vast breadth of potential that the medium holds *Graphic Justice* will be of interest to academics and postgraduate students in cultural legal studies law and the image law narrative and literature law and popular culture cultural criminology as well as cultural and comics studies more generally

Law, Text, Terror Ian Ward, 2009-04-16 Ian Ward places contemporary political and jurisprudential responses to terrorism within a broader literary cultural and historical context

Dialogues on Justice Helle Porsdam, Thomas Elholm, 2012-04-02 The contributions presented in this volume are the result of research activities and interdisciplinary encounters organised by the Nordic Network of Law and Literature They focus on current discussions on justice in a Nordic and European context By expanding the focus to justice and humanities beyond law and literature the authors intend to not only cover law and literature in a traditional narrow sense but to embrace different perspectives closely linked to the research and debate about law and literature e.g. in cultural studies The volume specifically deals with four main themes each of which is described and analysed from different angles by a scholar with a background in the humanities and a scholar with a legal background or lawyer respectively Law and Humanities the Road Ahead History Memory and Human Rights Forgiveness and Law Justice Culture and Copyright

Law and Literature María José Falcón y Tella, 2016-04-26 María José Falcón y Tella invites us on a fascinating journey through the world of law and literature travelling through the different eras and exploring eternal and as such current issues such as justice power resistance vengeance rights and duties This is an unending conversation which brings us back to Sophocles and Dickens Cervantes and Kafka Dostoyevsky and Melville among many others There are many ways to approach the concept of Law and Literature In the

classical manner the author distinguishes three paths the Law of Literature involving a technical approach to the literary theme Law as Literature a hermeneutical and rhetorical approach to examining legal texts and finally Law in Literature which is undoubtedly the most fertile and documented perspective the fundamental part of the work focusses on this direction This timely volume offers an introduction to this enormous field of study which was born in the United States over a century ago and is currently taking root in the European continent

Children's Rights Ursula Kilkelly, Laura Lundy, 2017-07-05 The articles in this volume shed light on some of the major tensions in the field of children's rights such as the ways in which children's best interests and respect for their autonomy can be reconciled challenges such as how the CRC can be made a reality in the lives of children in the face of ignorance apathy or outright opposition and critiques whether children's rights are a Western imposition or a successful global consensus Along the way the writing covers a myriad of issues encompassing the opposition to the CRC in the US gay parenting Dr Seuss's take on children's autonomy the voice of neonates on their health care the role of NGO in supporting child labourers in India and young people in detention and more

Encyclopedia of Law and Society David S. Clark, 2007-07-10 This work will be very valuable for academic and public libraries supporting prelaw law social and cultural studies Summing Up Highly recommended Upper level undergraduates through professionals practitioners general readers CHOICE There are two aspects of scholarship about the legal systems of our day that are especially salient one being for the first time there is a fair amount of genuine research on legal systems and two that this research is increasingly global As soon as you cross a jurisdictional line even if it separates countries that are very similar you enter a different legal system It cannot be assumed that any particular rule doctrine or practice is the same in any two jurisdictions regardless of how close these jurisdictions are in terms of history and tradition The Encyclopedia of Law and Society is the largest comprehensive and international treatment of the law and society field With an Advisory Board of 62 members from 20 countries and six continents the three volumes of this state of the art resource represent interdisciplinary perspectives on law from sociology criminology cultural anthropology political science social psychology and economics By globalizing the Encyclopedia's coverage American and international law and society will be better understood within its historical and comparative context Key Features Includes more than 700 biographical entries that are historical comparative topical thematic and methodological Presents the rich diversity of European Latin American Asian African and Australasian developments for the first time in one place to reveal the truly holistic interdisciplinary virtues of law and society Examines how and why legal systems grow and change how and why they respond or fail to respond to their environment how and why they impact the life of society and how and why the life of society impacts in turn these legal systems With borders more porous than ever before this Encyclopedia reflects the paradoxical reality of modern life including legal life This valuable resource aims to present research along with the theories on which it is grounded fairly and comprehensively and is a must have for all academic libraries

A Critical Introduction to Law and Literature Kieran

Dolin,2007-03-15 Despite their apparent separation law and literature have been closely linked fields throughout history Linguistic creativity is central to the law with literary modes such as narrative and metaphor infiltrating legal texts Equally legal norms of good and bad conduct of identity and human responsibility are reflected or subverted in literature s engagement with questions of law and justice Law seeks to regulate creative expression while literary texts critique and sometimes openly resist the law Kieran Dolin introduces this interdisciplinary field focusing on the many ways that law and literature have addressed and engaged with each other He charts the history of the shifting relations between the two disciplines from the open affiliation between literature and law in the sixteenth century Inns of Court to the less visible links of contemporary culture Originally published in 2007 this book provides an accessible guide to one of the most exciting areas of interdisciplinary scholarship Memory, Imagination, Justice

David Gurnham,2016-04-22 Through the creative use of literary analysis Memory Imagination Justice provides a critical and highly original discussion of contemporary topics in criminal law and bioethics Author David Gurnham uses popular and classical texts by authors including Shakespeare Dickens Euripides Kafka the Brothers Grimm Huxley and Margaret Atwood to shed fresh light on such controversial legal and ethical issues as passionate homicide life sentences child pornography and genetic enhancement Gurnham s overarching theme is the role of memory and imagination in shaping legal and ethical attitudes Along this line this book examines the ways in which past wrongs are remembered and may be forcefully responded to both by the criminal justice system itself and also by individuals responding to what they regard as gross insults threats or personal violations The volume further discusses the role of imagination as a creative force behind legal reform in terms of the definition of criminal behaviour and the possible future development of the law These ideas provide a useful and highly original perspective on contemporary issues of crime and society as they resonate both in legal and literary discussion *Diaspora, Law and Literature*

Klaus Stierstorfer,Daniela Carpi,2016-11-07 The well known challenges of international migration have triggered new departures in academic approaches with diaspora studies evolving as an interdisciplinary and even transdisciplinary field of study Its emerging methodology shares concerns with another interdisciplinary field the study of the relations between law and literature which focuses on the ways in which the two cultural practices of law and literature mutually negotiate each other and on the question after the ontological commensurability of the domains This volume offers for the first time an attempt to provide an interface between these overlapping interdisciplinary endeavours of literary studies legal studies and diaspora studies In doing so it explores new approaches and invites new perspectives on diasporas migration and the disciplines that study them hopefull also adding to the cultural resources of coping with a swiftly changing social landscape in a globalizing world

Law and the Brontës I. Ward,2011-12-12 In its exploration of legal issues presented in novels of the Bront sisters this book represents a significant and original contribution to the study not just of the Bront s and the mid nineteenth century woman s novel but also the situation of women in nineteenth century English law and the debates which moved around its

prospective reform **Criminal Law and the Modernist Novel** Rex Ferguson, 2013-07-08 The realist novel and the modern criminal trial both came to fruition in the nineteenth century Each places a premium on the author's or trial lawyer's ability to reconstruct reality reflecting modernity's preoccupation with firsthand experience as the basis of epistemological authority But by the early twentieth century experience had as Walter Benjamin put it fallen in value The modernist novel and the criminal trial of the period began taking cues from a kind of nonexperience one that nullifies identity subverts repetition and supplants presence with absence Rex Ferguson examines how such nonexperience colours the overlapping relationship between law and literary modernism Chapters on E M Forster's *A Passage to India* Ford Madox Ford's *The Good Soldier* and Marcel Proust's *In Search of Lost Time* detail the development of a uniquely modern subjectivity offering new critical insight to scholars and students of twentieth century literature cultural studies and the history of law and philosophy

Great Debates in Gender and Law Rosemary Auchmuty, 2018-03-16 The first textbook to consider gender perspectives in relation to the whole undergraduate law curriculum in England and Wales Gender is of central importance in every area of law and every area of people's lives but is rarely mentioned in the formal LLB syllabus this book is designed to fill some of those gaps 18 chapters written by experts in the field cover all the core modules on the English LLB together with 11 of the most popular options Aimed at students and lecturers on undergraduate and postgraduate Gender and Law modules the book will also be useful for all LLB and LLM students studying English law who may use it to accompany their studies from their first to their final year and also for prospective law students legal scholars from outside England and Wales and scholars in other disciplines

God's Righteousness and Justice in the Old Testament Jože Krašovec, 2022-09-06 A semantic study of God's righteousness and justice in the Hebrew Bible that draws exegetical theological and philosophical conclusions about the character of God and God's relationship with humanity God's work of creation and salvation for the good of Israel humanity and the world manifests the nature of God's being Thus if we can understand God's characteristics of righteousness and justice we can better understand God In the Hebrew Bible these aspects of God are not expressed by abstract concepts but by semantic elements within literary structures From this premise Jože Krašovec undertakes the present study to put semantics into dialogue with exegesis and theology to illuminate exactly how God's righteousness and justice in the Old Testament should be understood In the first part of the book Krašovec analyzes occurrences of the Hebrew root *dq* meaning righteous and other synonyms working systematically through the entire Old Testament canon In the second part he builds off this lexical study with a more broadly exegetical theological and philosophical exploration of guilt punishment mercy forgiveness and reconciliation Krašovec concludes among other things that the biblical writers use righteousness as an expression of God's affection for faithful people especially those in distress because of persecution God's righteousness therefore exists in the Hebrew Bible in relation to the righteousness of human individuals and communities Justice whether in the form of forgiveness for the penitent or punishment for those who have hardened their hearts against God is always

carried out with the goal of building better community among God's people *Liminal Discourses* Daniela Carpi, Jeanne Gaakeer, 2013-03-22 The past few decades in legal and literary studies have challenged the boundaries raised by the different concepts of law and literature espoused by a great variety of theorists Law's traditionally assumed disciplinary autonomy has been challenged by those who have pursued interdisciplinary methods of research In particular the concept of the sublime has moved out of the strictly philosophical and literary fields and crossed the borders between disciplines finding an application also in the juridical field On one hand this volume proposes that the ethical aspect involved in the legal sublime is to contain the arrogance of the law On the other hand the volume draws attention to the and of interdisciplinary literary legal studies and offers new daring comparisons between philosophical fields and between apparently distant historical periods

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