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Current Legal Problems 1999

JL Elias



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Freeman, Michael D. A. Freeman, 2000-01-06 This year Current Legal Problems returns to a more conventional format after the thematic issues of the last two years The volume contains edited texts of lectures in the annual series as well as four papers those by Austin Freeman Rideout and Sarooshi presented as part of the Faculty's work in progress seminars The first three of these papers as also the chapter by Justice Santow a Judicial Visitor to the Faculty confront the implications of the new Human Rights Act This is one clear theme to emerge in this year's volume Another is the place of ethics Contributions explore among other topics the teaching of ethics within legal education the ethics of lawyer client relations with the eclipse of legal aid and the emergence of conditional fee arrangements the role of virtue ethics the ethics of international law the issue of equality between husbands and wives the virtues of reason giving Current Legal Problems has long ceased to insist that contributors take the title of the publication literally But this year's volume certainly has its finger on the pulse of the current and perhaps most importantly the future Law in Society: Reflections on Children, Family, Culture and Philosophy Alison Diduck, Noam Peleg, Helen Reece, 2015-08-24 This collection written by legal scholars from around the world offers insights into a variety of topics from children's rights to criminal law jurisprudence medical ethics and more Its breadth reflects the fact that these are all elements of what can broadly be called law and society that enterprise that is interested in law's place or influence in different aspects of real lives and understands law to be simultaneously symbol philosophy and action It is also testament to the broad range of vision of Professor Michael Freeman in whose honour the volume was conceived The contributions are divided into categories which reflect his distinguished career and publications over 85 books and countless articles including pioneering work on children's rights domestic violence religious law jurisprudence law and culture family law and medicine ethics and the law as well as his enduring commitment to interdisciplinarity The volume begins with work on law in its philosophical cultural or symbolic realm Part I Law and Stories Culture Religion and Philosophy including its commitment to the normative ideal of rights Part II Law and Rights and then offers work on law as coercive state action Part III Law and the Coercive State and as regulator of personal relationships Part IV Law and Personal Living It continues with reflections on the importance of globalisation both of law and of doing family in personal and public life Part V Law and International Living before closing with two reflections on Michael Freeman's body of work generally including one from Michael himself Part VI Law and Michael Freeman *Constitutional Review under the UK Human Rights Act* Aileen Kavanagh, 2009-05-07 Under the Human Rights Act British courts are for the first time empowered to review primary legislation for compliance with a codified set of fundamental rights In this book Aileen Kavanagh argues that the HRA gives judges strong powers of constitutional review similar to those exercised by the courts under an entrenched Bill of Rights The aim of the book is to subject the leading case law under the HRA to critical scrutiny whilst remaining sensitive to

the deeper constitutional political and theoretical questions which underpin it Such questions include the idea of judicial deference the constitutional status of the HRA the principle of parliamentary sovereignty and the constitutional division of labour between Parliament and the courts The book closes with a sustained defence of the legitimacy of constitutional review in a democracy thus providing a powerful rejoinder to those who are sceptical about judicial power under the HRA

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