

LAWD20004: Jurisprudence

Seminar 1

View Online



Borowski M, 'Discourse, Principles, and the Problem of Law and Morality: Robert Alexy's Three Main Works' (2011) 2 Jurisprudence 575

Carbado, D. W., 'Critical What What' (2011) 43 Connecticut Law Review 1593
<<http://heinonline.org/HOL/Page?public=false&handle=hein.journals/conlr43&id=1611>>

Cornell, D., 'Loyalty and the Limits of Kantian Impartiality' (1994) 107 Harvard Law Review 2081
<<http://heinonline.org/HOL/Page?public=false&handle=hein.journals/hlr107&id=2101>>

Cotterrell R, 'Why Must Legal Ideas Be Interpreted Sociologically?' (1998) 25 Journal of Law and Society 171

—, 'Why Jurisprudence Is Not Legal Philosophy' (2014) 5 Jurisprudence 41

'Crenshaw, "Demarginalising the Intersection of Race and Sex: A Black Feminist Critique of Antidiscrimination Doctrine, Feminist Theory and Antiracist Politics"'
<<http://chicagounbound.uchicago.edu/cgi/viewcontent.cgi?article=1052&context=uclf>>

Crenshaw, K., 'Twenty Years of Critical Race Theory: Looking Back to Move Forward' (2011) 43 Connecticut Law Review 1253
<<http://heinonline.org/HOL/Page?public=false&handle=hein.journals/conlr43&id=1611>>

Crowe J, 'Natural Law Beyond Finnis' (2011) 2 Jurisprudence 293

David Andrew Price, 'Taking Rights Cynically: A Review of Critical Legal Studies' (1989) 48 The Cambridge Law Journal 271
<https://www.jstor.org/stable/4507287?seq=1#page_scan_tab_contents>

Denise Meyerson, 'Three Versions of Liberal Tolerance: Dworkin, Rawls, Raz' Jurisprudence
<<http://www.tandfonline.com/doi/abs/10.1080/20403313.2012.11423535?src=recsys>>

Donal Coffey, 'Custom and Living Law' Jurisprudence
<<http://www.tandfonline.com/doi/abs/10.1080/20403313.2012.11423536>>

Dworkin R, 'Conventionalism', Law's empire (Hart 1998)

- Dyzenhaus, D., 'Austin, Hobbes, and Dicey' (2011) 24 Canadian Journal of Law and Jurisprudence 411
<<https://heinonline-org.bris.idm.oclc.org/HOL/Page?public=false&handle=hein.journals/caljp24&id=409>>
- 'Feinberg, "The Nature and Value of Rights"'
<<https://link.springer.com/content/pdf/10.1007/BF00137935.pdf>>
- Finnis J, 'Evaluation and the Description of Law', Natural law and natural rights, vol Clarendon law series (2nd ed, Oxford University Press 2011)
- G. A. Cohen, 'Freedom, Justice and Capitalism' (1981) 126 New Left Review
<<https://newleftreview.org/l/126/g-a-cohen-freedom-justice-and-capitalism>>
- Gardner, J., 'Legal Positivism: 5 1/2 Myths' [2001] American Journal of Jurisprudence 199
<<https://heinonline-org.bris.idm.oclc.org/HOL/P?h=hein.journals/ajj46&i=203>>
- Gewirth A, 'Why Rights Are Indispensable' (1986) XCV Mind 329
- Gustav Radbruch, 'Statutory Lawlessness and Supra-Statutory Law (1946).' [2006] Oxford Journal of Legal Studies
<<http://search.ebscohost.com/login.aspx?direct=true&db=bth&AN=20780215&site=ehost-live>>
- 'Harold Berman, "Toward an Integrative Jurisprudence: Politics, Morality, History" (1988) 76 Calif. Law Rev. 779-802'
<<http://scholarship.law.berkeley.edu/cgi/viewcontent.cgi?article=1891&context=california-law-review>>
- Harris AP, 'Race and Essentialism in Feminist Legal Theory' (1990) 42 Stanford Law Review
- Hart HLA, 'Are There Any Natural Rights?' (1955) 64 The Philosophical Review
- Hart HLA, 'Law as the Union of Primary and Secondary Rules', The concept of law, vol Clarendon law series (3rd ed, Oxford University Press 2012)
- 'Hart, Positivism and the Separation of Law and Morals'
<<http://www.umiacs.umd.edu/~horty/courses/readings/hart-1958-positivism-separation.pdf>>
- Ireland P, 'History, Critical Legal Studies and the Mysterious Disappearance of Capitalism' (2002) 65 The Modern Law Review 120
- Kline, M., 'Race, Racism, and Feminist Legal Theory' [1989] Harvard Women's Law Journal 115
<<http://heinonline.org/HOL/Page?public=false&handle=hein.journals/hwlj12&id=125>>
- Kymlicka W and Donaldson S, 'Animals and the Frontiers of Citizenship' (2014) 34 Oxford Journal of Legal Studies 201

- 'L. Green "General Jurisprudence: A 25th Anniversary Essay"' [2005] Oxford Journal of Legal Studies
<<http://search.ebscohost.com/login.aspx?direct=true&db=bth&AN=19525091&site=ehost-live>>
- "Law, State and Class Struggle" by Alan Hunt, *Marxism Today*, June 1976 - UNZ.Org'
<<http://www.unz.org/Pub/MarxismToday-1976jun-00178>>
- Lon L. Fuller, "The Case of the Speluncean Explorers"
<<https://turtletalk.files.wordpress.com/2012/08/the-speluncean-explorers.pdf>>
- Lyons D, 'New Indian Claims and Original Rights to Land', *Reading Nozick: essays on Anarchy, state and Utopia* (Blackwell 1982)
- MacCormick N, 'Children's Rights: A Test Case for Theories of Right', *Legal right and social democracy: essays in legal and political philosophy* (Clarendon Press 1982)
<<https://www.oxfordscholarship.com/view/10.1093/acprof:oso/9780198255024.001.0001/acprof-9780198255024>>
- 'Manifesto of the Communist Party'
<<https://www.marxists.org/archive/marx/works/download/pdf/Manifesto.pdf>>
- Menkel-Meadow, C., 'Feminist Legal Theory, Critical Legal Studies, and Legal Education Or the Fem-Crits Go to Law School' (1988) 38 *Journal of Legal Education* 61
<<http://heinonline.org/HOL/Page?public=false&handle=hein.journals/jled38&id=73>>
- Nozick R, 'Distributive Justice (Section I)', *Anarchy, state, and utopia* (Blackwell 1974)
- , 'Distributive Justice (Section II)', *Anarchy, state, and utopia* (Blackwell 1974)
- 'Nussbaum, "Rawls's Political Liberalism: A Reassessment"'
<<http://onlinelibrary.wiley.com/doi/10.1111/j.1467-9337.2010.00471.x/epdf>>
- 'Oliver Wendell Holmes, Jr., The Path of the Law'
<http://www.constitution.org/lrev/owh/path_law.htm>
- Paulson S, 'Continental Normativism and Its British Counterpart: How Different Are They?', *Lloyd's introduction to jurisprudence* (7th ed, Sweet and Maxwell 2001)
- 'Perry, "Hart's Methodological Positivism"'
<http://scholarship.law.upenn.edu/cgi/viewcontent.cgi?article=2133&context=faculty_scholarship>
- R. Kent Greenawalt, "How Persuasive Is Natural Law Theory?"
<<http://scholarship.law.nd.edu/cgi/viewcontent.cgi?article=1614&context=ndlr>>
- Raz, J. J., 'Legal Rights' (1984) 4 *Oxford Journal of Legal Studies* 1
<<http://heinonline.org/HOL/Page?public=false&handle=hein.journals/oxfjls4&id=7>>
- Scott J. Shapiro, "The Hart-Dworkin Debate: A Short Guide for the Perplexed"

<https://law.yale.edu/system/files/documents/pdf/Faculty/Shapiro_Hart_Dworkin_Debate.pdf>

Simmonds, Gur, Crowe, Rosler and Rundle, 'Review Symposium: Freedom, Responsible Agency and Law' *Jurisprudence*

<<http://www.tandfonline.com/doi/abs/10.5235/20403313.5.1.75>>

Simmonds S, 'Utilitarianism', *Central issues in jurisprudence: justice, law and rights* (4th ed, Sweet & Maxwell 2013)

Simpson AWB, 'Common Law and Legal Theory, The', *Oxford essays in jurisprudence: second series* (Clarendon Press 1973)

Tamanaha BZ, 'An Analytical Map of Social Scientific Approaches to the Concept of Law' (1995) 15 *Oxford Journal of Legal Studies* 501

Tushnet, M., 'Critical Legal Studies: A Political History' (1991) 100 *Yale Law Journal* 1515
<<http://heinonline.org/HOL/Page?public=false&handle=hein.journals/ylr100&id=1529>>

Vinx, L., 'Austin, Kelsen, and the Model of Sovereignty' (2011) 24 *Canadian Journal of Law and Jurisprudence* 473

<<https://heinonline-org.bris.idm.oclc.org/HOL/P?h=hein.journals/caljp24&i=471>>

'Waluchow, "Authority and the Practical Difference Thesis: A Defence of Inclusive Legal Positivism"'

<https://www.cambridge.org/core/services/aop-cambridge-core/content/view/034F507ECC20FF415AF6AAF2D461CF56/S1352325200061024a.pdf/authority_and_the_practical_difference_thesis.pdf>