

Core Concepts For Law Enforcement Management

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during the last decades legal theory has focused almost completely on norms rules and arguments as the constitutive elements of law concepts were mostly neglected the contributions to this volume try to remedy this neglect by elucidating the role concepts play in law from different perspectives a main aim of this volume is to initiate a debate about concepts in law Åke frändberg gives an overview of the many different uses of concepts in law and shows amongst others that concepts in the law should not be confused with the role of concepts in descriptions of the law dietmar von der pfordten criticizes the restriction to norms as parts of the law in contemporary legal theory by questioning what concepts are and what their function is both in general and in legal conceptual schemes giovanni sartor assumes the inferential analysis of meaning proposed by alf ross in his ground breaking paper *tû tû* and addresses the question how possession of a concept including the rules defining it is possible without endorsing these rules jaap hage argues that 1 legal status words such as owner have a meaning because they denote things or relations in institutional reality 2 the meaning of these words consists in this denotation relation 3 knowledge of this meaning presupposes knowledge of the rules governing these words torben spaak contributes to this volume with an exemplary analysis of one of the most central concepts of the law namely that of a legal power lorenz kähler discusses the role of concepts in determining the scope of application of legal rules and raises from this perspective the question to what extent legal concept formation can be arbitrary ralf poscher argues that as soon as a concept is used in stating the law the precise scope of application of this concept has become a legal matter this means that the use of moral concepts in the law does not automatically lead to a moral import into the law dennis patterson holds that hart s concept of law can be understood as a so called practice theory and provides an overview of such a theory

debates surrounding the concept of law are not new for a wide variety of reasons and in a wide variety of ways the meaning of law has long been an important part of western thought both within legal scholarship and beyond the contributors to concepts of law are international experts from the fields of comparative law legal philosophy and the social sciences combining theoretical analyses with case studies they explore various legal concepts and contexts from diverse national and disciplinary perspectives legal and normative pluralism is a theme throughout some chapters discuss the development of state law and legal systems others wrestle with law s rhetoric and the potential utility of alternative vocabularies e g governance and governmentality others reveal the rich polyjurality of the present from the local to the global the result is a rich picture of both present scholarship on laws and norms and the state of contemporary legal complexity each crossing traditional boundaries

in the united states today criminal justice can vary from state to state as various states alter the modern penal code to suit their own local preferences and concerns in eastern europe the post communist countries are quickly adopting new criminal codes to reflect their specific national concerns as they gain autonomy from what was once a centralized soviet policy as commonalities among countries and states disintegrate how are we to view the basic concepts of criminal law as a whole eminent legal scholar george fletcher acknowledges that criminal law is becoming increasingly localized with every country and state adopting their own conception of punishable behavior determining their own definitions of offenses yet by taking a step back from the details and linguistic variations of the criminal codes fletcher is able to perceive an underlying unity among diverse systems of criminal justice challenging common assumptions he discovers a unity that emerges not on the surface of statutory rules and case law but in the underlying debates that inform them basic

concepts of criminal law identifies a set of twelve distinctions that shape and guide the controversies that inevitably break out in every system of criminal justice devoting a chapter to each of these twelve concepts fletcher maps out what he considers to be the deep structure of all systems of criminal law understanding these distinctions will not only enable students to appreciate the universal fundamental ideas of criminal law but will enable them to understand the significance of local details and variations this accessible illustration of the unity of diverse systems of criminal justice will provoke and inform students and scholars of law and the philosophy of law as well as lawyers seeking a better understanding of the law they practice

the concept of law is one of the most influential texts in english language jurisprudence 50 years after its first publication its relevance has not diminished and in this third edition leslie green adds an introduction that places the book in a contemporary context highlighting key questions about hart s arguments and outlining the main debates it has prompted in the field the complete text of the second edition is replicated here including hart s postscript with fully updated notes to include modern references and further reading

since the publication of its first edition this textbook has become the definitive student introduction to the subject as with earlier editions the seventh edition gives a clear understanding of fundamental legal concepts and their importance within society in addition this book addresses the ways in which rules and the structures of law respond to and impact upon changes in economic and political life the title has been extensively updated and explores recent high profile developments such as the civil partnership act 2005 and the racial and religious hatred bill this introductory text covers a wide range of topics in a clear sensible fashion giving full context to each for this reason an introduction to law is ideal for all students of law be they undergraduate law students those studying law as part of a mixed degree or students on social sciences courses which offer law options

this is a brief introduction to the major issues in legal philosophy intended for use as a secondary text in law schools and in graduate and undergraduate courses in philosophy of law jurisprudence and legal issues

a comparative and collaborative study of the foundational principles and concepts that underpin different domestic systems of criminal law

stearns and zywicki s public choice concepts and applications in law is the only course book specifically designed to instruct law students in the discipline of public choice the book provides a comprehensive but nontechnical overview of interest group theory social choice theory game theory and elementary price theory it ties these concepts to a wide range of topics in both public and private law the book contains chapters devoted to each set of methodological tools and specific institutional settings legislatures courts executive branch and bureaus and constitutions

this book explores the interaction between notions of property in law and particular aspects of intellectual property law

a book that students find interesting and instructors consider educationally valuable this fifth edition of contemporary criminal law combines traditional concepts with thought provoking cases and engaging learning tools taking a casebook approach the text covers both foundational and emerging legal topics such as terrorism gangs cybercrime and hate crimes illustrated by real life examples that students connect with clear explanations of criminal law and defenses are complemented by provocative well edited cases followed by discussion questions to stimulate critical thinking and in class discussion the book provides a contemporary perspective on

criminal law that encourages students to actively read and analyze the text the fifth edition is enhanced throughout by new cases that offer the most up to date coverage of evolving legal opinions and developments in criminal law new to this edition new cases illuminate important concepts including decisions on criminal acts criminal intent parties corporate crime kidnapping identity theft computer crime prostitution terrorism and more one or more new you decide sections in most chapters clarify concepts to illustrate the complexity of legal analysis and enhance the interactive character of the text additional hypothetical problems are available on the companion site new crime in the news features look at recent events such as the criminal trial of dylann roof the dark web and the leaking of confidential government documents to help students apply important concepts to real world scenarios new and expanded discussions of critical topics cover the second amendment and gun control the trump administration s stance on marijuana sentencing guidelines and criminal defenses

comparative concepts of criminal law is unique in the sense that it introduces the reader to the fundamental concepts and rules of substantive criminal law in a comparative way and not just to the criminal law system of one specific jurisdiction

united states constitutional law guides law students political science students and engaged citizens through the complexities of u s supreme court doctrine and its relationship to constitutional politics in key areas ranging from federalism and presidential power to equal protection and substantive due process rather than approach constitutional law as a static structure or imagine the supreme court as acting in isolation from society the book elaborates and clarifies key constitutional doctrines while also drawing on scholarship in law and political science that relates the doctrines to large social changes such as industrialization social movements such as civil rights and second wave feminism and institutional tensions between governmental actors combining legal analysis with historical narrative and sensitivity to political context the book provides deeper understanding of how constitutional law arises functions and changes in a complex often divided society

an introductory guide to the philosophy of law part of continuum s series of modular texts offering complete coverage of the undergraduate philosophy curriculum

background elements contract curve and expectation damages consideration and the bargained for exchange contract formation unfairness and unconscionability contract interpretation performance and breach mistake and impossibility remedies third party beneficiaries

law of cross border business transactions aims at giving a structured introduction to the law and practice of investment deals e g greenfield projects m as and hybrid forms and of non investment transactions e g trade technology transfer and services cross border business deals are nowadays routine matters for business entities all over the world and the related legal aspects are becoming more and more complex this book provides extensive general background information it also covers numerous specific issues of relevance in the context of cross border projects substantive law issues procedural aspects and skills related considerations such as contract drafting structuring options and cross cultural lawyering techniques are included adding up to an unusually comprehensive and useful guide in the field what s in this book the author describes a wide spectrum of transaction types he explains underlying principles from a conceptual and a comparative point of view with a focus on transactional issues using case studies from a variety of jurisdictions to demonstrate the significance of particular aspects in the context of multi jurisdictional legal practice among much else topics include the following international lawyering and cultural diversity lex mercatoria conflict of laws letters of intent position papers heads of agreement confidentiality and exclusivity agreements structure and contents of

international contracts e contracts and smart contracts protection of intellectual property rights and technology transfer trade countertrade and trade financing insurance agency and distributorship greenfield investments and m as competition law and merger control employment law corporate governance and corporate social responsibility international taxation and dispute settlement and cross border enforcement of awards this second edition updates the discussion of the different topics comprehensively it also expands many parts and adds sections in relation to new themes that have gained importance since the publication of the first edition in particular it addresses legal issues arising out of the digitalization of the global economy with a special focus on choice of law questions smart contracts e bills of lading and online dispute settlement it also draws attention to the impact of china s belt and road initiative brexit and the america first foreign policy how this will help you of special value is the author s precise guidance on drafting techniques and contract practice the clarity of the presentation the uncompromising consistency in terms of structure and a large body of references to primary and secondary sources presented in this edition ensure that legal professionals business managers and academics as well as other interested parties can gain easy access to comprehensive and detailed information across jurisdictions

this book offers a unique survey of legal practices and ideas relating to international relations in the ancient near east between 2500 and 330 bc

an engaging case based approach to the most up to date legal topics gives educators a basic understanding of the legal aspects of their work this text introduces k 12 educators to a body of school law that will help them to conduct themselves in a legally defensible manner a balance of case law statutory law constitutional provisions and analytical commentary this vital book covers a wide range of topics including sources of law under which educators operate legal restraints to state action in k 12 education legal rights and restrictions applicable to students and teachers law pertaining to persons with disabilities and liability for damages as a result of official action or inaction in addition broad legal concepts such as due process equal protection freedom of expression the wall separating church and state and reasonable search are analyzed to assist professional educators in gaining a better understanding of the legal landscape in which they operate the entire text is written in a clear engaging style appropriate for those who do not have extensive legal backgrounds

this law school casebook helps instruct collegiate level students on natural resources law it s also intended to show students the challenges of managing natural resources policy starting with theories behind the law the book then examines all aspects of resource disputes including economic scientific political and ethical considerations it explores the challenges presented by common pool resources scientific uncertainty mismatched scale market failures and institutional adequacy the book also considers resource law and management on both public lands and private property as well as in international settings

in this book igor hanzel reconstructs the developmental stages of scientific law working both with the history of different conceptions of scientific explanation and also within the limitations of each which then demand further sophistication as one basic argument of this work which is deeply analytic as well as dialectical the author shows that the natural and the social sciences do not operate exclusively with one type of scientific law nor do they explain phenomena by means of one exclusive method thus science is not mono paradigmatic but poly paradigmatic jacket

this book discusses the legal thought of bronislaw malinowski 1884 1942 undoubtedly one of the titans of social sciences who greatly influenced not only the shape of

modern cultural anthropology but also the social sciences as a whole this is the first comprehensive work to focus on his legal conceptions while much has been written about his views on language magic religion and culture his views on law have not been fairly reconstructed or recapitulated a glance at the existing literature illustrates how little has been written about malinowski's understanding of law especially in the legal sciences this becomes even more evident given the fact that malinowski devoted much of his scholarly work to studying law especially in the last period of his life during which he conducted broad research on law and primitive jurisprudence the main aim of this book is to address this gap and to present in detail malinowski's thoughts on law the book is divided into two parts part i focuses largely on the impact that works of two distinguished professors from his alma mater I dargun and s estreicher had on malinowski's legal thoughts while part ii reconstructs malinowski's inclusive broad and multidimensional understanding of law and provides new readings of his legal conceptions mainly from the perspective of reciprocity the book offers a fresh look at his views on law paving the way for further studies on legal issues inspired by his methodological and theoretical achievements malinowski's understanding of law provides a wealth of fodder from which to formulate interesting research questions and a solid foundation for developing theories that more accurately describe and explain how law functions based on new findings in the social and natural sciences

this book brings together the fruits of different traditions in legal philosophy and draws on them to develop a systematic thesis on the concept of law the work uses a legal model to explore the underlying question of how the current phenomena of transnational law are best understood in combination with an examination of the traditions of jürgen habermas's critical theory and h l a hart's analytic jurisprudence this leads the author to conclude that the key to a fruitful dialogue and comprehensive understanding is to appreciate that the concept of law is not state centered and must reflect relationships to other legal systems

this book has several groups of potential readers students and professors at law schools undergraduate institutions and graduate programs such as public policy business urban planning and environmental studies can use the book instead of a case book or as a supplement to a case book the material is adequately detailed to provide substantive topics that will fill an entire course or provide a more succinct description of complex issues from case books or professor prepared readings attorneys policymakers and their staff and other individuals who encounter energy issues in their work also should find this book to be a useful introduction to the field of energy law and policy as well as a reference point for specific energy issues the book provides a broad yet detailed understanding of the major components of energy systems energy infrastructure and energy markets and the laws that guide their development it covers all major energy policy sectors including oil and gas extraction electricity regulation renewable energy development and regulation of vehicles and transportation fuels the book is timely describing rapidly changing policy in environmental regulation such as hydraulic fracturing planning for electric transmission lines state carbon reduction and clean energy mandates and natural gas and oil exports it also places these recent developments in the context of the many long lasting policies that created current energy infrastructure and markets

a book which every student of the theory of sovereignty must read mattern illuminates his subject through a rich historical survey ranging from bodin and hobbes to laski kelsen and willoughby dr mattern's book is a contribution of value to the theory of sovereignty he has written a book which every student of the theory of sovereignty must read it and professor hsiao's are the two most useful expositions of which the reviewer knows george e g catlin cornell law quarterly 14 1928 29 409 411 xix 200 pp

many students find their corporation law class difficult because they do not understand the transactions giving rise to those cases as with its predecessors this third edition is intended to assist students by not only restating the law but also by putting the law into its business and financial context the pedagogy is up to date with a strong emphasis on the doctrinal issues taught in today s corporations classes the text is highly readable the style is simple direct and reader friendly even when dealing with complicated economic or financial issues the text seeks to make those issues readily accessible this new edition brings the material up to date with complete coverage of developments in both state corporate law and federal securities law

edited by two leading academics law and history provides an authoritative mini library which explores the development of legal history as an area of study by bringing together major works on the textual legal history of english law alongside cutting edge contextual legal history

explains the concept of legal competence or power this book then discusses the analysis and definition of legal concepts in general the relation between the concept of competence and in validity what it means to exercise competence different types of competence and competence norms

this one volume concise treatise on labor law explains the analytical structure that governs how employees form workplace organizations and bargain over the terms and conditions of employment it covers new forms of labor organizing such as the corporate campaign card check neutrality agreements and worker centers it is designed to complement leading labor law casebooks with analysis of the principal decisions context and social justice policy it reflects decisional and other developments through august 2019

the book supports and supplements students understanding of property and its role in the law school curriculum it provides a firm foundation for doctrinal analysis but its emphasis is on those important concepts that illuminate the doctrine the book therefore explores important insights from law and economics philosophy and history helping students develop fluency in both the form and substance of mainstream arguments from these various perspectives the book is organized around three main themes acquiring property dividing property and limiting rights in property it can be used in conjunction with any of the leading property casebooks

the book has extensive notes on the theoretical work of other jurists including references to austin s imperative theory kelson s theory of basic norm and fuller s natural law theory

law s ideal dimension provides a comprehensive account in english of renowned legal theorist robert alexy s understanding of jurisprudence as expanded upon from his publications a theory of legal argumentation oup 1989 a theory of constitutional rights oup 1985 and the argument from injustice oup 1992 the collection is divided into three parts part one concerns the nature of law it explores its real and ideal dimensions and how the ideal dimension of law is sometimes employed but does not play a systematically important role part two discusses constitutional rights human rights and proportionality it defends the construction of constitutional rights as principles against objections raised by the rule construction and elaborates on the nature of constitutional rights as well as the mathematical balancing of those rights part three concerns the relation between argumentation correctness and law the author concludes this volume with a biographical reflection

a comprehensive integration of the fields of law and economics

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What is a Speakeasy? A Comprehensive Q&A

The roaring twenties. Flapper dresses, jazz music, and... clandestine bars. This brings us to the intriguing world of speakeasies, a significant piece of American history and a surprisingly relevant concept in modern bar culture. This article will explore what a speakeasy was, how it operated, and its lasting legacy, using a question-and-answer format for clarity.

I. What were Speakeasies and Why Did They Exist? Q: What exactly is a speakeasy? A: A speakeasy was an illegal establishment that sold alcoholic beverages during the Prohibition era in the United States (1920-1933). Prohibition, enacted through the 18th Amendment, banned the manufacture, transportation, and sale of alcohol. This didn't stop people from wanting to drink, however, leading to the rise of clandestine bars operating in secret locations. The name "speakeasy" comes from the practice of speaking quietly about the location to avoid attracting unwanted attention from law enforcement. Q: Why was Prohibition such a catalyst for speakeasies? A: Prohibition created a massive demand for alcohol that couldn't be legally met. This lucrative black market fueled the growth of organized crime, as gangs controlled the production and distribution of illicit liquor. Speakeasies became the front-facing businesses of this criminal enterprise, providing a place for people to consume alcohol discreetly. The illegality surrounding them added to their allure, transforming them into exclusive and often exciting social spaces.

II. How Did Speakeasies Operate? Q: How did one find and enter a speakeasy? A: Finding a speakeasy was often part of the experience. They were hidden in plain sight – behind seemingly ordinary storefronts, in basements, or even in back rooms of legitimate businesses. Access often required a password, a secret knock, or recognition from a member. This secrecy was vital for avoiding police raids. Some speakeasies even had hidden entrances, like trapdoors or secret passages. Q: What was the atmosphere like inside a speakeasy? A: The atmosphere varied depending on the establishment, but generally, speakeasies were vibrant and lively places. They often featured live music, particularly jazz, which became a defining characteristic of the era. The clientele was diverse, ranging from wealthy socialites to working-class individuals. However, discretion and quiet conversation were often encouraged to avoid attracting attention. The dimly lit interiors, often decorated with art deco motifs, added to the clandestine and sophisticated atmosphere. Q: What kind of drinks were served in speakeasies? A: The quality of liquor varied greatly, with some establishments serving relatively high-quality smuggled alcohol and others offering "bathtub gin," which was often poorly made and potentially dangerous. Cocktails were popular, with many classic cocktails, like the Old Fashioned and the Sidecar, originating or gaining widespread popularity during this period.

III. The Legacy of Speakeasies Q: What was the lasting impact of speakeasies? A: Beyond their role in defying Prohibition, speakeasies had a lasting impact on American culture and the cocktail scene. The creativity in cocktail creation during this era established many classic drinks still enjoyed today. They also highlighted the limitations of Prohibition, demonstrating that banning something doesn't eliminate its demand. The clandestine and exclusive nature of speakeasies has also influenced the modern bar scene, with many contemporary bars adopting a similar aesthetic and atmosphere as a homage to this era.

IV. Speakeasies Today Q: Are there speakeasies today? A: While not illegal, many bars today style themselves as speakeasies, recreating the ambiance and clandestine nature of their Prohibition-era predecessors. These modern "speakeasies" often feature hidden entrances, dim lighting, vintage décor, and craft cocktails. Examples include PDT (Please Don't Tell) in New York City, which is famously accessed through a phone booth in a hot dog restaurant, and many others across the globe that emulate the hidden nature and sophisticated drinks of the era.

V. Conclusion Speakeasies were more than just illegal bars; they were a microcosm of the social

and political climate of the Prohibition era. They represent a period of defiance, creativity, and a unique blend of illicit activity and social gathering. Their legacy lives on in the modern bar scene, a testament to their enduring appeal and influence on American culture. FAQs: 1. Were all speakeasies run by organized crime? Not all speakeasies were directly linked to organized crime, although many were. Some were run independently by individuals seeking to profit from the illegal alcohol trade. 2. How were speakeasies policed? Police raids were common, often involving undercover officers attempting to gain entry and gather evidence. These raids could be brutal, and establishments were frequently shut down. 3. What role did women play in speakeasies? Women played a significant role, both as patrons and sometimes as owners or bartenders. Their participation defied societal expectations of the time. 4. How did speakeasies contribute to the repeal of Prohibition? The widespread disregard for Prohibition and the continued popularity of speakeasies helped to build public support for the repeal of the 18th Amendment. 5. Where can I find a modern speakeasy-style bar? Many cities have establishments that emulate the speakeasy atmosphere. Search online for "speakeasy bars near me" to find options in your area. Be sure to check reviews to ensure it aligns with your expectations.

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