
Caroline Villiger, Ulrich Trautwein (Hrsg.)

Zwischen Theorie und Praxis

Ansprüche und Möglichkeiten
in der Lehrer(innen)bildung

WAXMANN

Zwischen Theorie Praxis M Glichkeiten Festschrift

Josef Esser



Zwischen Theorie Praxis M Glichkeiten Festschrift:

A Theory of Constitutional Rights Robert Alexy, 2010 In any country where there is a Bill of Rights constitutional rights reasoning is an important part of the legal process As more and more countries adopt Human Rights legislation and accede to international human rights agreements and as the European Union introduces its own Bill of Rights judges struggle to implement these rights consistently and sometimes the reasoning behind them is lost Examining the practice in other jurisdictions can be a valuable guide Robert Alexy s classic work reconstructs the reasoning behind the jurisprudence of the German Basic Law and in doing so provides a theory of general application to all jurisdictions where judges wrestle with rights adjudication In considering the features of constitutional rights reasoning the author moves from the doctrine of proportionality procedural rights and the structure and scope of constitutional rights to general rights of liberty and equality and the problem of horizontal effect A postscript written for the English edition considers critiques of the Theory since it first appeared in 1985 focusing in particular on the discretion left to legislatures and in an extended introduction the translator argues that the theory may be used to clarify the nature of legal reasoning in the context of rights under the British Constitution This book will be of central interest to all legal and constitutional theorists and human rights scholars

Festschrift Johannes Rehmke ,1929 *Praxisphasen in der Lehrerbildung im Fokus der Bildungsforschung* Martin Rothland, Ina Biederbeck, 2018 Praxisphasen sind bereits seit Langem ein konstitutives Element akademischer Lehrerbildung und werden von Studierenden als bereichernde Lernerfahrung im Studium wahrgenommen Analog zur kontinuierlichen Ausweitung von Praxisphasen im Rahmen der ersten Phase der Lehrerbildung hat sich auch die Forschung zu diesem Studienelement in den letzten Jahren zu einem zunehmend intensiv bearbeiteten Bereich interdisziplinär angelegter Bildungsforschung entwickelt der inhaltlich wie forschungsmethodisch vielfältig aufgestellt ist Dieser Band bietet eine disziplin- und standort bergreifende Zusammenführung von Forschungsanliegen und Zugängen zu Praxisphasen in der Lehrerbildung Die inhaltlichen Schwerpunkte sind die unterschiedlichen Lerngelegenheiten innerhalb von Praxisphasen deren Nutzung und Wirkung sowie das Forschende Lernen die Begleitung und Betreuung von Lehramtsstudierenden im Rahmen der Praxisphasen sowie schließlich auch die Methoden und Ansätze zur Reflexion der Praxiserfahrungen Das Antworten verantworten Judith Elisabeth Küper, 2022 Reflexion ist ein Kernbegriff im erziehungswissenschaftlichen Lehrerinnenbildungsdiskurs der mit dem Anspruch verknüpft ist dass pädagogisch Professionelle situationsangemessen handeln und dieses Handeln auf der Basis von wissenschaftlichem Wissen begründen können Mit diesem Anspruch geht die Abweisung eines Modells von Lehrerinnenbildung einher das sich in einer unhinterfragten Übernahme etablierter Praxisroutinen erschöpft Eine anspruchsvolle Reflexion pädagogischer Praxis wird im dominanten Diskurs mit einer distanzierten den Reflexionsgegenstand objektivierenden Beobachterperspektive assoziiert die einen Ausstieg aus unmittelbaren Praxiszusammenhängen und einen Zugriff auf wissenschaftliche Wissensbestände erlaubt In empirischen Zugriffen auf

Reflexionssituationen die in p dagogischen Praxiskontexten situ iert sind l sst sich eine derartige Beobachtendenperspektive jedoch kaum nachzeichnen das Reflexionsideal steht also in Diskrepanz zum Praxisph nomen Diese Diskrepanz f hrt viel fach zu der Interpretation dass p dagogische Praktiker innen keine anspruchsvolle Reflexion ihrer Praxis leisten w rden Wird Reflexion in p dagogischen Praxiskontexten jedoch selbst als theorief higes Ph nomen mit eigenen Anspr chen in den Blick genommen er ffnet sich eine Lesart jenseits einer blo en Defizitzuschreibung die ethischen Dimensionen praktischer p dagogischer Reflexion einen systematischen Stellenwert einr umen kann Das Abweichen von einer m glichst distanzierten Beobachtendenperspektive kann so nicht nur als Verfehlung betrachtet sondern auch als Moment des Ansprechbar Werdens f r p dagogische Verantwor tungserfahrungen figuriert werden Diese Arbeit verfolgt das Anliegen praktische p dagogische Reflexion zu re konzeptuali sieren und dar ber Impulse f r einen kontext und gegenstandssensiblen Reflexionsbegriff zu erarbeiten Die Ann herung an Reflexion erfolgt ber eine Untersuchung von Unterrichtsnachgespr chen im Kontext der zweiten Phase der Lehrer innenbildung Gespr chsanalytisch unterschiedene Reflexionsmodi bilden die Grundlage f r eine traditions und alterit tsthoe retisch gest tzte Interpretation praktischer p dagogischer Reflexion die Anschl sse an er ziehungstheoretische Begr ndungsmotive der Reflexionsbed rftigkeit p dagogischer Praxis auslotet Diese Perspektive auf Reflexion in p dagogischen Praxiskontexten versteht sich als An gebot das dominante Reflexionsverst ndnis im Lehrer innenbildungsdiskurs zu pluralisieren Bundesverfassungsgericht und Fachgerichtsbarkeit Ralf Alleweldt,2006 Originally presented as the author s Habilitationsschrift Europa Universit at Viadrina Frankfurt Oder 2005 *Verfahrenstheorie* Philipp Reimer,2016-01-11 Das Verfahrensrecht ist eng mit der Rechtsstruktur verkn pft zugleich erscheint es als Rechtsgebiet tendenziell immer vernachl ssigt weil ihm gegen ber dem materiellen Recht immer der vermeintliche Makel des Sekund ren Technischen blo Formalen anhaftet Philipp Reimer wirkt diesem Eindruck entgegen indem er zun chst wissenschaftstheoretisch herausarbeitet welche unterschiedlichen Fragestellungen in Bezug auf Verfahrensrecht verfolgt werden k nnen au er anwendungsbezogen dogmatischen auch beobachtend theoretische verschiedenster Art Unter letzteren den verfahrenstheoretischen lassen sich neben wirklichkeits auch normwissenschaftliche Forschungsfragen identifizieren Diese juristische Verfahrenstheorie kann Rechtsnormen in Kontexte stellen und deuten und insoweit als Reflexions und Relaisdisziplin fungieren Den hier m glichen Ans tzen widmet sich die Arbeit im Weiteren historisch und systematisch

Law, Narrative and Reality G.C. van Roermund,2013-03-09 This book is at odds with the presuppositions behind a received view on law as a systematic solution to social problems in the name of justice It argues that neither do facts in law represent social reality nor do norms represent a moral ideal Representationalism as such in its various legal guises is put to the test of what is called here the interception hypothesis Although it is derived from the theory of literature the theory of narrative and corroborated by several close reading analyses of legal texts both decisions and statutory rules this hypothesis aims in the first part at providing an alternative model for the structure and the value of legal knowledge The second part

shows how this knowledge is operative in fundamental concepts like democracy punishment and contractual obligation A
Theory of Legal Argumentation Robert Alexy,1989 What is to be understood by rational legal argument To what extent can
legal reasoning be rational Is the demand for rationality in legal affairs justified And what are the criteria of rationality in
legal reasoning The answer to these questions is not only of interest to legal theorists and philosophers of law They are
pressing issues for practicing lawyers and a matter of concern for every citizen active in the public arena Not only the
standing of academic law as a scientific discipline but also the legitimacy of judicial decisions depends on the possibility of
rational legal argumentation A theory of legal reasoning which tries to answer these questions pre supposes a theory of
general practical reasoning This theory is the subject matter of the first two parts of the book The result is a theory of
general practical discourse which rests on insights of both Anglo Saxon and German philosophy It forms the basis of the
theory of rational legal discourse which is developed in the third part of this book Publisher s website **Law,**

Interpretation and Reality Patrick Nerhot,1989-12-31 PATRICKNERHOT Since the two operations overlap each other so
much speaking about fact and interpretation in legal science separately would undoubtedly be highly artificial To speak
about fact in law already brings in the operation we call interpretation Equally to speak about interpretation is to deal with
the method of identifying reality and therefore in large part to enter the area of the question of fact By way of example
Bernard Jackson s text which we have placed in section 11 of the first part of this volume could no doubt just as well have
found a home in section I This work is aimed at analyzing this interpretation of the operation of identifying fact on the one
hand and identifying the meaning of a text on the other All philosophies of law recognize themselves in the analysis they
propose for this interpretation and we too shall seek in this volume to furnish a few elements of use for this analysis We wish
however to make it clear that our endeavour is addressed not only to legal philosophers the nature of the interpretive act in
legal science is a matter of interest to the legal practitioner too He will find in these pages we believe elements that will
serve him in reflection on his daily work **Festschrift zur Erinnerung an die Feier des 25 jährigen Bestandes des**

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Folgenerwägungen im Richterrecht Thomas Sambuc,1977 §§ 19-31 Luís Greco,Johannes Koranyi,Alexander
Linke,Uwe Murmann,Torsten Verrel,2025-06-02 Der Leipziger Kommentar setzt auch in seiner nunmehr 14 Auflage Maßstäbe
für die Wissenschaft zum materiellen Strafrecht In 20 Bänden beleuchtet das hochkarätige Herausgeber und Autorenteam das

Strafgesetzbuch und das V lkerstrafgesetzbuch in all ihren Facetten und in bemerkenswerter Tiefe Neben der Kernmaterie widmet sich das Standardwerk der Entstehungsgeschichte Reformvorschl gen und rechtsvergleichenden berlegungen Die Einbeziehung von Erkenntnissen aus Nachbardisziplinen wie der Kriminologie und dem V lkerstrafrecht rundet die Darstellung ab Der Gro kommentar gibt den aktuellen Erkenntnisstand in Rechtsprechung und Literatur vollst ndig wieder und zeigt Wege zur L sung auch stark umstrittener sowie komplexer Rechtsfragen auf Er bietet damit Hilfe bei der L sung selbst entlegener Probleme die in anderen Werken kaum ber cksichtigt werden Begr ndet wurde der damals einb ndige Kommentar im Mai 1916 in Leipzig von Ludwig Ebermayer Adolf Lobe und Werner Rosenberg Band 2 enth lt die Vorschriften zur Schuldfigkeit 19 21 zum Versuch 22 24 sowie zur T terschaft und Teilnahme 25 31 **Juristisches Argumentieren** **im Wandel des Rechtsfindungskonzepts unseres Jahrhunderts** Josef Esser, 1979 Grenzen richterlicher Rechtsfortbildung Rolf Wank, 1978 Originally presented as the author s thesis Cologne 1977

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