

Translating Law

Bridging Legal Systems Through Legal Translation



Translating Law Translating Law

**Anabel Borja Albi, Fernando Prieto
Ramos**



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Translating Law Deborah Cao, 2007-01-01 This is an examination of legal translation in its many facets from an interdisciplinary perspective covering both theoretical and practical grounds and linguistic as well as legal issues The text analyses the basic skills and competence of the legal translator and various types of legal texts **Translating the Social World for Law** Elizabeth Mertz, William K. Ford, Gregory Matoesian, 2016-06-22 In coordinated papers that are grounded in empirical research the volume contributors use careful linguistic analysis to understand how attempts to translate between different disciplines can misfire in systematic ways This problem takes on real life significance when one of the fields is law where how knowledge is conveyed can affect how justice is meted out **Translating Law** Deborah Cao, 2007-04-12 The translation of law has played an integral part in the interaction among nations in history and is playing a greater role in our increasingly interconnected world today The book investigates legal translation in its many facets as an intellectual pursuit and a profession It examines legal translation from an interdisciplinary perspective covering theoretical and practical grounds and linguistic as well as legal issues It analyses legal translation competence and various types of legal texts including contracts statutes and multilateral legal instruments presents a comparative analysis of the Common Law and the Civil Law and examines the case law from Canada Hong Kong and the European Court of Justice It attempts to demonstrate that translating law is a complex act that can enrich law culture and human experience as a whole **Translation and the Law** Marshall Morris, 1995-12-21 This long needed reference on the innumerable and increasing ways that the law intersects with translation and interpreting features essays by scholars and professions from the United States Australia Hong Kong Iceland Israel Japan and Sweden The essays range from sophisticated treatments of historical and hence philosophical variations in concept and practice to detailed practical advice on self education Essays show a particular concern for the challenges of courtroom discourse when the parties not only use different languages but operate from different cultural and legal traditions Legal Translation Explained Enrique Alcaraz, Brian Hughes, 2014-04-08 Focusing on the problems of translating English legal language Alcaraz and Hughes offer a wide ranging view of one of the most demanding and vital areas of contemporary translation practice Individual chapters deal with legal English as a linguistic system special concepts in the translation of legal English the genres of legal translation and offer a series of practical problems together with discussions of proposed solutions as well as insight into the pragmatic ways translators go about finding solutions The numerous examples and discussions of specific terms make the book useful both as a manual in the translation class and as an invaluable reference work for students teachers self learners and professional translators *New Approach to Legal Translation* Susan Sarcevic, Susan [ar?evi?, 1997-05-07 One of the first attempts to present a comprehensive study of legal translation this book is an interdisciplinary study in law and translation theory It is not bound to any specific languages or legal systems although emphasis is placed on translation between common law and civil law jurisdictions The main focus is

on the translation of texts which are authoritative sources of the law examples are cited primarily from statutes codes and constitutions Canada Switzerland and Belgium as well as instruments of the European Union and international treaties and conventions Dealing with theoretical as well as practical aspects of the subject matter the author analyses legal translation as an act of communication in the mechanism of the law thus making it necessary to redefine the goal of legal translation This book is intended for both lawyers and linguists translation theorists legal translators and drafters legal lexicographers as well as teachers and students of translation

Legal Translation Ingrid Simonnaes, Marita Kristiansen, 2019-03-07 In this anthology renowned scholars working in the area of legal translation studies LTS focus on current issues and challenges in legal translation emerging from today's globalisation and internationalisation Considering both theoretical and practical points of view the contributions present interdisciplinary approaches to legal translation dealing with legal systems in national EU and international settings and include civil law and common law as well as supranational and private international law In addition to the historical evolution of legal systems and of legal translation the papers discuss specific features of legal language and challenges in legal translation as well as new didactic strategies to deal with the future profiles of legal translators

Legal Translation in Context Anabel Borja Albi, Fernando Prieto Ramos, 2013 What does it take to be a legal translator What is expected of legal translation professionals in the public and private sectors Following recent developments in the field there is a need to take stock of professional settings skills and related training needs This volume offers a systematic overview of the diverse professional profiles within legal translation and the wide range of communicative situations in which legal translators play their roles as mediators Contexts of professional practice have been classified into three main categories which give shape to the three parts of the book 1 legal translation in the private sector 2 legal translation for national public institutions and 3 legal translation at international organizations Practical concerns within each of these settings are analysed by experts of diverse backgrounds including several heads of institutional translation teams Commonalities and differences between contexts are identified as a means of gaining a comprehensive understanding of this multifaceted and dynamically changing profession

Translators Law Dictionary Eric Engle, This work presents the basic legal terminology used in the English language with equivalent terms from German principally and French secondarily that is because the French term is often some cognate to English The dictionary includes definitions in English for most not all terms because sometimes a simple synonym suffices or the concept is obvious on sight to someone with at least the training of a paralegal Latin and Italian terms are also occasionally represented as well The Translator's Law Dictionary is useful to legal translators comparative lawyers and internationally active law firms as well as scholars of comparative and international law While no multilingual law dictionary authored by one person in one lifetime could ever hope to be complete this dictionary tries to present all the basics in current legal usage in the English language and equivalent concepts and terms from German and French This dictionary has focused on the procedural and substantive facts

of law the indispensable structural framework to any deeper discussion of the law As well as the basics of law this law has tried to present the essentials of commercial law contracts torts corporations and taxation Obscure and ancient legal concepts and esoteric theoretical concepts are not discussed here for such are rarely if ever used in practice Rather this work presents a well rounded and reasonably complete exposition of the basic legal terminology of the world's greatest legal systems as part of the construction of the globalization of the rule of law Thus while practical and focused the work also has some hopeful utility for visionaries enabling jurists to anchor their concepts into new legal systems they will discover in the pages of this work

Translating Legal Texts Giulia Adriana Pennisi, 2012

The Ashgate Handbook of Legal Translation Dr King Kui Sin, Ms Anne Wagner, Professor Le Cheng, 2014-12-28 This volume investigates advances in the field of legal translation both from a theoretical and practical perspective with professional and academic insights from leading experts in the field Part I of the collection focuses on the exploration of legal translatability from a theoretical angle Covering fundamental issues such as equivalence in legal translation approaches to legal translation and the interaction between judicial interpretation and legal translation the authors offer contributions from philosophical rhetorical terminological and lexicographical perspectives Part II focuses on the analysis of legal translation from a practical perspective among different jurisdictions such as China the EU and Japan offering multiple and pluralistic viewpoints This book presents a collection of studies in legal translation which not only provide the latest international research findings among academics and practitioners but also furnish us with a new approach to and new insights into the phenomena and nature of legal translation and legal transfer The collection provides an invaluable reference for researchers practitioners academics and students specialising in law and legal translation philosophy sociology linguistics and semiotics

Law, Language and Translation

Rosanna Masiola, Renato Tomei, 2015-02-21 This book is a survey of how law language and translation overlap with concepts crimes and conflicts It is a transdisciplinary survey exploring the dynamics of colonialism and the globalization of crime Concepts and conflicts are used here to mean conflicting interpretations engendering real conflicts Beginning with theoretical issues and hermeneutics in chapter 2 the study moves on to definitions and applications in chapter 3 introducing cattle stealing as a comparative theme and global case study in chapter 4 Cattle stealing is also known in English as rustling duffing raiding stock theft lifting and predatorial larceny Crime and punishment are differently perceived depending on cultures and legal systems Captain Starlight was a legendary duffer in India lifting a sacred cow is a sacrilegious act Following the globalization of crime chapter 5 deals with human rights ethnic cleansing and genocide International treaties in translation set the scene for two world wars Introducing unequal treaties e g Hong Kong chapter 6 highlights disasters caused by treaties in translation Cases feature American Indians the trail of broken treaties Maoris Treaty of Waitangi and East Africa Treaty of Wuchale

Research Methods in Legal Translation and Interpreting Łucja Biel, Jan Engberg, Rosario Martín Ruano, Vilemini Sosoni, 2019-05-09 The field of Legal translation and interpreting has strongly expanded over recent

years As it has developed into an independent branch of Translation Studies this book advocates for a substantiated discussion of methods and methodology as well as knowledge about the variety of approaches actually applied in the field It is argued that complex and multifaceted as it is legal translation calls for research that might cross boundaries across research approaches and disciplines in order to shed light on the many facets of this social practice The volume addresses the challenge of methodological consolidation triangulation and refinement The work presents examples of the variety of theoretical approaches which have been developed in the discipline and of the methodological sophistication which is currently being called for In this regard by combining different perspectives they expand our understanding of the roles played by legal translators and interpreters who emerge as linguistic and intercultural mediators dealing with a rich variety of legal texts as knowledge communicators and as builders of specialised knowledge as social agents performing a socially situated activity as decision makers and agents subject to and redefining power relations and as political actors shaping legal cultures and negotiating cultural identities as well as their own professional identity Chapter 2 of this book is freely available as a downloadable Open Access PDF at <http://www.taylorfrancis.com> under a Creative Commons Attribution Non Commercial No Derivatives CC BY NC ND 4.0 license

Towards the Professionalization of Legal Translators and Court Interpreters in the EU Martina Bajčić, Katja Dobrić Basanež, 2016-12-14 The profession of legal translators and interpreters has been unjustly neglected despite its relevant role in international and multilingual legal settings In order to bridge this gap this volume brings together contributions from some of the leading experts in the field including not only scholars but also internationally acclaimed professional legal translators and interpreters Coming from different EU Member States the contributors address the status quo of the profession of legal translators and interpreters within their respective states while proposing ways to raise the standards of the profession In particular effort is made to make the profession more uniform Union wide in terms of training and accreditation of legal translators and interpreters and quality of their services Topics covered include ISO standards for interpreting services in judicial settings EULITA Directive 2010/64/EU on the right to translation and interpretation in criminal proceedings legal translation translation of multilingual EU legislation document translation whispered interpreting and the need to introduce uniform programmes for the education and training of legal translators and interpreters Offering a mix of theory and practice the book will appeal to scholars practitioners and students with a special interest in legal translation and interpretation in the EU

Legal Translation Outsourced Juliette R. Scott, 2018-12-19 As a result of globalization cross border transactions and litigation and multilingual legislation outsourcing legal translation has become common practice Unfortunately over reliance on such outsourcing has given rise to significant dangers including information asymmetry goal divergence and risk Legal Translation Outsourced provides the only current reference on commercial legal translation performed outside institutions Juliette Scott casts a critical eye on the practice as it now stands offering an analysis of key risks and constraints Her work is informed by empirical data of the legal translation

outsourcing markets of 41 countries Scott proposes original theoretical models aimed both at training legal translators and informing all stakeholders including principals and agents These include models of legal translation performance a classification of constraints on legal translation applying upstream during and downstream of translation work and a description of the complex chain of supply Working to improve the enterprise itself Scott shows how implementing a comprehensive legal translation brief a sorely needed template can significantly benefit clients by increasing the fitness of translated texts Further she opens a number of avenues for future research with an eye to translator empowerment and professionalization

Legal Translation and the Dictionary Marta Chromá, 2013-10-10 This study concentrates on three major issues creating a basis for the making of the Czech English Law Dictionary with Explanations namely language including terminology in both the Czech and Anglo American systems of law the process of legal translation and the lexicographic method of producing a bilingual law dictionary Terminology has been considered the most significant feature of language for legal purposes It encompasses a wide range of special purpose vocabulary and higher syntactic units including legal jargon Conceptual analysis is to be pursued whenever an identical term in the target language does not exist or its full equivalent is in doubt Legal translation should be based primarily on comparative legal linguistic and genre analysis in order to make the transfer of legal information as precise accurate and comprehensible as possible The primary objective of legal translation is for the target recipient to be provided as explicit extensive and precise legal information in the target language as is contained in the source text complemented by the translator with facts rendering the original information fully comprehensible in the different legal environment and culture A dictionary which will help its users to produce legal texts in the target language should be founded upon a profound comparative legal and linguistic analysis that will a determine equivalents at the levels of vocabulary syntax and genre b select the appropriate lexicographic material to be included in the dictionary and c create entries in a user friendly manner

The Oxford Handbook of Language and Law Peter Meijes Tiersma, Lawrence Solan, 2012-03-08 This book provides a state of the art account of past and current research in the interface between linguistics and law It outlines the range of legal areas in which linguistics plays an increasing role and describes the tools and approaches used by linguists and lawyers in this vibrant new field Through a combination of overview chapters case studies and theoretical descriptions the volume addresses areas such as the history and structure of legal languages its meaning and interpretation multilingualism and language rights courtroom discourse forensic identification intellectual property and linguistics and legal translation and interpretation Encyclopedic in scope the handbook includes chapters written by experts from every continent who are familiar with linguistic issues that arise in diverse legal systems including both civil and common law jurisdictions mixed systems like that of China and the emerging law of the European Union

Comparative Law - Engaging Translation Simone Glanert, 2014-06-27 In an era marked by processes of economic political and legal integration that are arguably unprecedented in their range and impact the translation of law has

assumed a significance which it would be hard to overstate The following situations are typical A French law school is teaching French law in the English language to foreign exchange students Some US legal scholars are exploring the possibility of developing a generic or transnational constitutional law German judges are referring to foreign law in a criminal case involving an honour killing committed in Germany with a view to ascertaining the relevance of religious prescriptions European lawyers are actively working on the creation of a common private law to be translated into the 24 official languages of the European Union Since 2004 the World Bank has been issuing reports ranking the attractiveness of different legal cultures for doing business All these examples raise in one way or the other the matter of translation from a comparative legal perspective However in today's globalised world where the need to communicate beyond borders arises constantly in different guises many comparatists continue not to address the issue of translation This edited collection of essays brings together leading scholars from various cultural and disciplinary backgrounds who draw on fields such as translation studies linguistics literary theory history philosophy or sociology with a view to promoting a heightened understanding of the complex translational implications pertaining to comparative law understood both in its literal and metaphorical senses

Research Handbook on Legal Semiotics Anne Wagner, Sarah Marusek, 2023-11-03 This comprehensive Research Handbook explores the wide variety of work conducted in legal semiotics to provide a broad understanding of how the law works through signs and symbols Demonstrating that law is a strategical system of fluctuating signs contributors critically analyse the ever evolving conceptualisations of law and legal discourse

Difficulties in Translating Legal Terms Berenice Walther, 2014-02-03 Thesis M A from the year 2008 in the subject English Language and Literature Studies Other grade 2 University of Münster Arbeitsbereich Sprachwissenschaft course Dialogue Studies language English abstract In this paper the major aspects of and essential developments in translation theory including the ever recurring question of what constitutes a good translation will be explored and the particularity of legal translation will be discussed In the translation of national law terms many facets have to be kept in mind For example the mastering of the different languages poses problems as does the relation of legal texts to different and specific legal systems and cultures The focus will then switch to legal language in particular The opposition between word meaning of everyday language and the word meaning of languages for specific purposes will be clarified Then particular difficulties in legal language and translation with consideration of the different legal systems where these translations are used will be illustrated with respect to the nature of legal discourse its dependence on the legal system and the presentation of possible ambiguities and their interpretation The problem of a common legislation in the European Union is one of finding a legal terminology that is not influenced by its cultural environment an entirely impossible enterprise

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