

**§ Law in
context**

Transnational Legal Processes

Globalisation and Power Disparities

Edited by

Michael Likosky



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Transnational Legal Processes Globalisation And Power Disparities Law In Context

Valentin Jeutner



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Political Censorship in British Hong Kong Michael Ng, 2022-08-04 Drawing on archival materials Michael Ng challenges the widely accepted narrative that freedom of expression in Hong Kong is a legacy of British rule of law Demonstrating that the media and schools were pervasively censored for much of the colonial period and only liberated at a very late stage of British rule this book complicates our understanding of how Hong Kong came to be a city that championed free speech by the late 1990s With extensive use of primary sources the free press freedom of speech and judicial independence are all revealed to be products of Britain's China strategy Ng shows that from the nineteenth to the twentieth century Hong Kong's legal history was deeply affected by China's relations with world powers Demonstrating that Hong Kong's freedoms drifted along waves of change in global politics this book offers a new perspective on the British legal regime in Hong Kong

Comparative Law Mathias Siems, 2022-03-24 Presents a fresh contextualised and sophisticated perspective on comparative law for both students and scholars

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British Islam and English Law Patrick S. Nash, 2022-01-27 British Islam and English Law presents a novel argument about the nature and place of groups in society The encounter with Islam has led English law to tread a line between two theoretical models liberal individualism and multiculturalism competing for dominance over the law of organised religion This philosophical rivalry has generated a set of seemingly intractable conflicts

between individual and community religion and state nation and culture This book resurrects the long buried theory of classical pluralism to address and resolve these tensions Applying this to five understudied institutions that give structure and form to British Islam banks charities schools elections clans it outlines and justifies the reforms that would optimise the relationship between law and religion Unflinching and unorthodox this book places law and theory in context employs innovative methods such as nudge theory and applied history and provides detailed answers to hard questions about British Islam

The Oxford Handbook of Transnational Law Peer Zumbansen, 2021 The Oxford Handbook of Transnational Law offers a comprehensive compendium for the field of Transnational Law by providing a unique and unparalleled treatment and presentation in an area that has become one of the most intriguing and innovative developments in legal doctrine scholarship theory as well as practice today With a considerable contribution from and engagement with social sciences the Handbook features numerous reflections on the relationship between transnational law and legal practice

Making Commercial Law through Practice 1830-1970 Ross Cranston, 2021-05-27 Draws on archival research to tell the story of the nineteenth and twentieth century development of commercial law through practice

Positive Law from the Muslim World Baudouin Dupret, 2021-06-24 Can the concept of law be indiscriminately extended to times and places in which it did simply not exist Such an extension is at best useless and at worst misleading Producing an intelligible jurisprudence of the concept of law means keeping it within the reasonable boundaries of its contemporary common sense understanding positive law Parallel to Western societies in which it firstly emerged the concept of positive law developed in many places including countries characterized as Muslim There it faced other existing normativities like customs and the Sharia This book aims from the Muslim world's perspective to clarify the uses of the concept of law and the ways of studying it to describe some of its historical developments including the ideas of constitutional law customary law and forensic evidence and to describe present day practices including reference to law sources rules and interpretation

The Reasonable Person Valentin Jeutner, 2024-06-06 The first comprehensive account of the history and function of the common law's reasonable person

Caring for Cultural Heritage Charlotte Woodhead, 2023-11-23 A re-evaluation of the UK's law on cultural heritage through the lens of the ethics of care

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The Abortion Act 1967 Sally Sheldon, Gayle Davis, Jane O'Neill, Clare Parker, 2022-11-17 The Abortion Act 1967 may be the most contested law in UK history sitting on a fault line between the shifting tectonic plates of a rapidly transforming society While it has survived repeated calls for its reform with its text barely altered for over five decades women's experiences of accessing abortion services under it have evolved considerably Drawing on extensive archival research and interviews this book explores how the Abortion Act was given meaning by a diverse cast of actors including women seeking access to services doctors and service providers campaigners judges lawyers and policy makers By adopting

an innovative biographical approach to the law the book shows that the Abortion Act is a living law Using this historically grounded socio legal approach this enlightening book demonstrates how the Abortion Act both shaped and was shaped by a constantly changing society **Grievance Formation, Rights and Remedies** Daniela Alaattinoğlu,2023-08-24 Uses an interdisciplinary comparative approach to explore Nordic states varying treatment of victims of involuntary sterilisation and castration *Brexit, Union, and Disunion* Sionaidh Douglas-Scott,2023-11-09 This book provides a critical analysis of Brexit placing it in the broader context of the historical development of the British Constitution and earlier disputes as to the meaning of statehood sovereignty and territorial boundaries Some of the greatest challenges posed by the UK s withdrawal from the EU are those it places on the British Constitution which is already unsettled and under strain This book investigates this impact but also uniquely locates Brexit in the broader context of historically significant British acts of union or disunion such as the loss of former US colonies and British Empire and the place of Scotland and Ireland in the Union These precedents help us understand how a British constitutional identity has been shaped or dismantled by legal concepts of union or sovereignty Transitional Justice for Foxes Frank Haldemann,2022-12-08 There is a memorable line by ancient Greek poet Archilochus The fox knows many things but the hedgehog knows one big thing Drawing on this metaphor made popular by Isaiah Berlin this book sets out to think like a fox about transitional justice in an intellectual environment largely dominated by hedgehogs Critical of the unitary hedgehog like vision underlying mainstream discourse this book proposes a pluralist reading of the field It asks What would it mean for transitional justice to constructively deal with conflicts of values and interests in societies grappling with a violent past And what would it imply to make meaningful room for diversity to see the many rather than just the one **Ways of Remembering** Oishik Sircar,2024 Ways of Remembering tells a story about the relationship between secular law and religious violence by studying the memorialisation of the 2002 Gujarat pogrom postcolonial India s most litigated and mediatized event of anti Muslim mass violence By reading judgments and films on the pogrom through a novel interpretive framework the book argues that the shared narrative of law and cinema engenders ways of remembering the pogrom in which the rationality of secular law offers a resolution to the irrationality of religious violence In the public s collective memory the force of this rationality simultaneously condemns and normalises violence against Muslims while exonerating secular law from its role in enabling the pogrom thus keeping the violent legal order against India s Muslim citizens intact The book contends that in foregrounding law s aesthetic dimensions we see the discursive ways in which secular law organizes violence and presents itself as the panacea for that very violence *Tax and Government in the 21st Century* Miranda Stewart,2022-09-08 With an accessible style and clear structure Miranda Stewart explains how taxation finances government in the twenty first century exploring tax law in its historical economic and social context Today democratic tax states face an array of challenges including the changing nature of work the digitalisation and globalisation of the economy and rebuilding after the fiscal crisis of the COVID 19 pandemic Stewart demonstrates the centrality of taxation

for government budgets and explains key tax principles of equity efficiency and administration Presenting examples from a wide range of jurisdictions and international developments Stewart shows how tax policy and law operate in our everyday lives ranging from family and working life to taxing multinational enterprises in the global digital economy Employing an interdisciplinary approach to the history and future of taxation law and policy this is a valuable resource for legal scholars practitioners and policy makers

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