

Sovereign Immunity Or The Rule Of Law New

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the american legal system today is the most significant in the world yet until the publication of fundamentals of american law there has been no book that provides both the basic rules on the theoretical understanding necessary to comprehend this book is not simply the work of a single author but a collection of especially written essays each by an expert in the field all of whom are on the faculty of new york university school of law which is recognized as one of the elite law schools in america and which offers this book as an element of its unique global law school programme the book is written specifically for foreign lawyers and law students who have a need to deal with american law generally but are not seeking to become specialists in any one area for them it is vital to understand the basic principles of a wide range of american legal fields so they can act as informed intermediaries between their public or private clients and their american counterparts the book not only provides the reader with a solid foundation in american law but will also serve as a basic reference book for the fundamentals even as some of the details change over the years although initially conceived to fill a void for foreign lawyers the book is also ideally suited for others who have a significant need to understand the basic principles of american law and to interact with american lawyers for this reason it will be an ideal course text for students of business accountancy political science or public administration where the enquiring student will constantly find intersections with the law the book is more than a compendium of legal principles each chapter explains not only what the law is but why it is that way it sets forth the policy considerations in institutional factors that produce a particular law so the reader can make an independent judgement about its wisdom and perhaps its adaptability to other cultures

the congressional record is the official record of the proceedings and debates of the united states congress it is published daily when congress is in session the congressional record began publication in 1873 debates for sessions prior to 1873 are recorded in the debates and proceedings in the congress of the united states 1789 1824 the register of

debates in congress 1824 1837 and the congressional globe 1833 1873

this book argues that ignorance of law should usually be a complete excuse from criminal liability it defends this conclusion by invoking two presumptions first the content of criminal law should conform to morality second mistakes of fact and mistakes of law should be treated symmetrically the author grounds his position in an underlying theory of moral and criminal responsibility according to which blameworthiness consists in a defective response to the moral reasons one has since persons cannot be faulted for failing to respond to reasons for criminal liability they do not believe they have then ignorance should almost always excuse but persons are somewhat responsible for their wrongs when their mistakes of law are reckless that is when they consciously disregard a substantial and unjustifiable risk that their conduct might be wrong this book illustrates this with examples and critiques the arguments to the contrary offered by criminal theorists and moral philosophers it assesses the real world implications for the u s system of criminal justice the author describes connections between the problem of ignorance of law and other topics in moral and legal theory

the grammar of criminal law is a 3 volume work that addresses the field of international and comparative criminal law with its primary focus on the issues of international concern ranging from genocide to domestic efforts to combat terrorism to torture and to other international crimes the first volume is devoted to foundational issues the grammar of criminal law is unique in its systematic emphasis on the relationship between language and legal theory there is no comparable comparative study of legal language written in the spirit of fletcher s classic rethinking criminal law this work is essential reading in the field of international and comparative law

this book focuses on the subject of choice of law as a whole and provides an analysis of its various rules principles doctrines and concepts it offers a conceptual account of choice of law called choice equality foundation cef which aims to flesh out the normative basis of the subject the author reveals that despite the multiplicity of titles and labels within the myriad choice of law rules and practices of the u s canadian european australian and other systems many of them

effectively confirm and crystallize cef s vision of the subject this alignment signifies the necessarily intimate relationship between theory and practice by which the normative underpinnings of cef are deeply embedded and reflected in actual practical reality among other things this book provides a justification of the nature and limits of such popular principles as party autonomy most significant relationship and closest connection it also discusses such topics as the actual operation of public policy doctrine in domestic courts and the relation between the notion of international human rights and international commercial dealings and makes some suggestions about the ability of traditional rules to cope with the advancing challenges of the digital age and the internet

list of blue sky laws is included in v 1 no 1 brief of blue sky laws in v 1 no 3 additional information in subsequent numbers

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