Record Nr. UNINA9910438061503321 The planning theory of law: a critical reading / / Damiano Canale, **Titolo** Giovanni Tuzet, editors Pubbl/distr/stampa New York, : Springer, 2013 **ISBN** 1-283-61232-1 9786613924773 94-007-4593-1 Edizione [1st ed. 2013.] Descrizione fisica 1 online resource (220 p.) Collana Law and philosophy library, , 1572-4395;; v. 100 Altri autori (Persone) CanaleDamiano TuzetGiovanni Disciplina 340 Soggetti Law - Philosophy Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Description based upon print version of record. Note generali Includes bibliographical references. Nota di bibliografia Nota di contenuto 100th edition announcement -- Authors Biographies -- Introduction; Damiano Canale & Giovanni Tuzet -- 1. Looking for the Nature of Law: On Shapiro's Challenge: Damiano Canale -- 2. The Possibility Puzzle and Legal Positivism; Francesca Poggi -- 3. What is Wrong with Legal Realism?; Giovanni Tuzet -- 4. Rule of Recognition, Convention and Obligation. What Shapiro Can Still Learn from Hart's Mistakes; Aldo Schiavello -- 5. Legality: Between Purposes and Functions; Diego Papayannis -- 6. What Can Plans Do for Legal Theory?; Bruno Celano --7. Ruling Platitudes, Old Metaphysics, and a Few Misunderstandings about Legal Positivism.; Pierluigi Chiassoni -- 8. Theoretical Disagreements. A Restatement of Legal Positivism; Jordi Ferrer and Giovanni Battista Ratti -- 9. 'What's the Plan?' On Interpretation and Meta-interpretation in Scott Shapiro's Legality; Giorgio Pino. Sommario/riassunto This collection of essays is the outcome of a workshop with Scott Shapiro on The Planning Theory of Law that took place in December 2009 at Bocconi University. It brings together a group of scholars who wrote their contributions to the workshop on a preliminary draft of Shapiro's Legality. Then, after the workshop, they wrote their final essays on the published version of the book. The contributions clearly

highlight the difference of the continental and civil law perspective

from the common law background of Shapiro but at the same time the volume tries to bridge the gap between the two. The essays provide a critical reading of the planning theory of law, highlighting its merits on the one hand and objecting to some parts of it on the other hand. Each contribution discusses in detail a chapter of Shapiro's book and together they cover the whole of Shapiro's theory. So the book presents a balanced and insightful discussion of the arguments of Legality.