Record Nr. UNINA9910451105903321 Autore Heinze Eric <1961-> Titolo The logic of liberal rights: a study in the formal analysis of legal discourse / / Eric Heinze London;; New York:,: Routledge,, 2003 Pubbl/distr/stampa **ISBN** 1-134-41983-X 1-280-02301-5 0-203-38080-0 Descrizione fisica 1 online resource (353 p.) Collana Routledge Studies in Twentieth Century Philosophy;; v.No.14 Disciplina 340/.112 Soggetti Law - Methodology Natural law Human rights Electronic books. Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Note generali Description based upon print version of record. Nota di bibliografia Includes bibliographical references and index. Nota di contenuto Book Cover: Title: Contents: Acknowledgements: Cases and sources: Introduction: Agents: Rights and restrictions: Overview of agents: Parties; Quantification and reverse translation; The individual actor; The personal actor: The non-personal actor: Society: Theorems and proofs: Implication and implicature; Harm; Two harm axioms; Causation; The basic harm symbols; Causation markers; Right-based harm; Restriction-based harm; Consent; The concept of consent; Harm and consent; Volition; Forms of argument; Breach; The Urtheorie; Individualism and collectivism; The background theories Volitional liberalismNon-consensual liberalism; Paternalism; Democracy; Conclusion: a roomful of scholars; Axioms and background theories; Symbols and formulas; Reverse translation rules; European Convention on Human Rights (excerpts); Answers to exercises; Glossary; Notes; Bibliography; Index The Logic of Liberal Rights uses basic logic to develop a model of Sommario/riassunto argument presupposed in all disputes about civil rights and liberties. No prior training in logic is required, as each step is explained. This

analysis does not merely apply general logic to legal arguments but is

also specifically tailored to the issues of civil rights and liberties. It shows that all arguments about civil rights and liberties presuppose one fixed structure and that there can be no original argument in rights disputes, except within the confines of that structure. Concepts arising in disputes about ri