Record Nr. UNINA9910462436403321 Law and development and the global discourses of legal transfers // **Titolo** edited by John Gillespie and Pip Nicholson [[electronic resource]] Pubbl/distr/stampa Cambridge:,: Cambridge University Press,, 2012 **ISBN** 1-107-23099-3 1-139-41161-6 1-280-77376-6 9786613684530 1-139-42298-7 1-139-41996-X 1-139-09357-6 1-139-41792-4 1-139-42201-4 1-139-42405-X Descrizione fisica 1 online resource (ix, 391 pages) : digital, PDF file(s) Collana Cambridge studies in law and society Disciplina 340/.3091724 Soggetti Law and economic development Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Note generali Title from publisher's bibliographic system (viewed on 05 Oct 2015). Includes bibliographical references and index. Nota di bibliografia Nota di contenuto Interpreting legal transfers seriously: the challenge for law and development / John Gillespie and Pip Nicholson -- ; Pt I. Theorising legal transfers towards an interpretative analysis -- Relocating global legal scripts in local networks of meaning / John Gillespie --International and domestic selective adaptation: the case of Charter 08 / Pitman B. Potter -- Rights and regulation as a framework for exploring reverse legal transfers: hegemony and counter-hegemony in the Bolivian water sector / Bronwen Morgan --; pt. II. Re-interpreting universalised standards of practice: TRIPS and human rights norms --The transfer of pharmaceutical patent laws: the case of India's Paragraph 3(d) / Christopher Arup -- Between rhetoric and reality: the use of international human rights norms in law reform debates in China / Sarah Biddulph -- ; pt. III. Re-interpreting the rule of law as transfer

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Sommario/riassunto

This volume of essays contributes to the understanding of global law reform by questioning the assumption in law and development theory that laws fail to transfer because of shortcomings in project design and implementation. It brings together leading scholars who demonstrate that a synthesis of law and development, comparative law and regulatory perspectives (disciplines which to date have remained intellectually isolated from each other) can produce a more nuanced understanding about development failures. Arguing for a refocusing of the analysis onto the social demand for legal transfers, and drawing on empirically rich case studies, contributors explore what recipients in developing countries think about global legal reforms. This analytical focus generates insights into how key actors in developing countries understand global law reforms and how to better predict how legal reforms are likely to play out in recipient countries.