Record Nr. UNINA9910462978703321 Autore Nobles Richard Titolo Observing law through systems theory / / Richard Nobles and David Schiff Oxford, United Kingdom; Portland, OR:,: Hart Publishing,, 2013 Pubbl/distr/stampa **ISBN** 1-4725-6628-9 1-78225-011-5 Edizione [1st ed.] Descrizione fisica 1 online resource (291 p.) Collana Legal theory today Disciplina 340.115 Soggetti Social systems Sociological jurisprudence 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 (pages 255-267) and index. Nota di contenuto Is the legal system a system? -- Why do judges talk the way they do? --Can one have a right to disobey a law? -- Understanding legal pluralism -- How law constructs time -- Politics and law: the rule of law, constitutional law, and human rights -- Control through law --Appeals in law. "This book uses Niklas Luhmann's systems theory to explore how the Sommario/riassunto legal system operates as one of modern society's subsystems. The authors demonstrate how this theory alters our understanding of some of the most important and controversial issues within law: the nature of judicial communication and legal argument; the claim that it can be right to disobey law; the character of legal pluralism and globalisation; time and its construction within law; the significance of the rule of law

and human rights and the role of appeals to, and within, law."--

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