1. Record Nr. UNINA9910828573703321 Autore Chase Oscar G Titolo Law, culture, and ritual [[electronic resource]]: disputing systems in cross-cultural context / / Oscar G. Chase ; foreword by Jerome S. Pubbl/distr/stampa New York,: New York University Press, c2005 **ISBN** 0-8147-4517-2 1-4294-1396-4 Edizione [[Repr.].] Descrizione fisica 1 online resource (224 p.) Altri autori (Persone) BrunerJerome S Disciplina 303.6/9 Soggetti Dispute resolution (Law) Culture and law Lingua di pubblicazione Inglese **Formato** Materiale a stampa Monografia Livello bibliografico Note generali Originally published 2005. Includes bibliographical references (p. 185-196) and index. Nota di bibliografia Nota di contenuto The lessons of the Azande -- "Modern" dispute-ways -- American "exceptionalism" in civil litigation -- The discretionary power of the judge in cultural context -- The rise of ADR in cultural context -- The role of ritual -- How disputing influences culture. Disputing systems are products of the societies in which they operate— Sommario/riassunto they originate and mutate in response to disputes that are particular to specific social, cultural, and political contexts. Disputing procedures, therefore, are an important medium through which fundamental beliefs, values, and symbols of culture are communicated, preserved. and sometimes altered. In Law, Culture, and Ritual, Oscar G. Chase uses interdisciplinary scholarship to examine the cultural contexts of legal institutions, and presents several case studies to demonstrate that the processes used for resolving disputes have a cultural origin and impact. Ranging from the dispute resolution practices of the Azande, a technologically simple, small-scale African society, to the rise of discretionary authority in civil litigation in America, Chase challenges the claims of some scholars that official dispute systems are more

reflective of the interests and preferences of elite professionals than of

the cultures in which they are embedded.