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### DAKOTA OCONNOR

**Shari'a Law and Modern Muslim Ethics** Brookings Institution Press

The respective legal frameworks that control central banks are shaped by whether they are market oriented or government controlled. However such stark distinction between these two categories has been challenged in view of the varying styles of crisis management demonstrated by different central banks during the crisis. This book uses comparative analysis to investigate how the global financial crisis challenged the role played by central banks in maintaining financial stability. Focusing on four central banks including the US Federal Reserve System, the Bank of England, the Bank of Japan and the People's Bank of China, it illustrates the similarities between the banks prior to the crisis, and their similar policy responses in the wake of the crisis. It demonstrates how each operated with varying levels of independence while performing very differently and facing different tasks. The book identifies some central explanatory variables for this behavior, addressing the mismatch of similar risk management solutions and varying outcomes. *Central Bank Regulation and The Financial Crisis: A Comparative Analysis* explores the legal challenges within central bank regulation presented by the global financial crisis. It emphasizes the importance of, and the limitations involved in, legal order and argue that in spite of integration and globalization, significant differences exist in central banks' approaches to risk management and financial stability.

**Constitutional Law** Oxford University Press

English summary: In order to satisfy the aggrieved party's need for information and the wish to exercise influence in litigation, U.S. procedural law relies on the concept of amicus curiae. This means that a non-involved person or body of persons can be permitted to communicate views on issues concerning a legal case. During the past decades, this concept has spread across the world. Ulrich Kuhne describes how amicus curiae works and asks whether German law has any equivalents. Based on findings in the different jurisdictions he examines, Kuhne develops guidelines for low-key participation of amici curiae in German courts in litigation that has a particularly broad impact. German description: Vor allem die obersten Gerichte sind beauftragt, durch ihre Entscheidungen abstrakt-generelle Massstabe für ähnliche Fälle aufzustellen. Solche Entscheidungen erfordern neben der Kenntnis der verschiedenen Rechtsauffassungen vielfältige tatsächliche Hintergrundinformationen. Gleichzeitig vergrößert sich die Zahl der von der Entscheidung Betroffenen. Auf den Informationsbedarf und den Wunsch der Betroffenen nach Einflussnahme reagiert das U.S.-amerikanische Prozessrecht mit dem Institut des amicus curiae. Damit ist eine unbeteiligte Person oder Personenmehrheit gemeint, der es gestattet wird, ihre Ansicht zu Fragen des Rechtsstreits mitzuteilen. In den letzten Jahrzehnten hat dieses Institut weltweite Verbreitung gefunden. Ulrich Kuhne beschreibt Funktion und Wirkungsweise der amicus curiae -Beteiligung und untersucht, ob das deutsche Recht Äquivalente kennt. Unter Berücksichtigung der Erkenntnisse in den untersuchten Rechtsordnungen entwickelt er Leitlinien für eine zurückhaltende Beteiligung von amici curiae in Verfahren von besonderer Breitenwirkung vor deutschen Gerichten.

**Why People Obey the Law** Anthem Press

Focused on the more practical level, volume 2 seeks to understand the work dignity may do as a foundation for law, how it is related to religious liberty, and how we should adjudicate religious liberty disputes at the individual and corporate level. What is the sphere of human dignity that the law should be trying to protect? Is the role of dignity helpful as a foundational legal concept, and if so, how exactly? What is the status of religious liberty as a component of human dignity, and how is it to be balanced with other individual rights, such as freedom of expression? And finally, to what extent can the law adjudicate corporate religious claims?

**International Arbitration and the Rule of Law** Piper ebooks

Since the "surge" in Iraq in 2006, counterinsurgency effectively became America's dominant

approach for fighting wars. Yet many of the major controversies and debates surrounding counterinsurgency have turned not on military questions but on legal ones: Who can the military attack with drones? Is the occupation of Iraq legitimate? What tradeoffs should the military make between self-protection and civilian casualties? What is the right framework for negotiating with the Taliban? How can we build the rule of law in Afghanistan? *The Counterinsurgent's Constitution* tackles this wide range of legal issues from the vantage point of counterinsurgency strategy. Ganesh Sitaraman explains why law matters in counterinsurgency: how it operates on the ground and how law and counterinsurgency strategy can be better integrated. Counterinsurgency, Sitaraman notes, focuses on winning over the population, providing essential services, building political and legal institutions, and fostering economic development. So, unlike in conventional war, where law places humanitarian restraints on combat, law and counterinsurgency are well aligned and reinforce one another. Indeed, following the law and building the rule of law is not just the right thing to do, it is strategically beneficial. Moreover, reconciliation with enemies can both help to end the conflict and preserve the possibility of justice for war crimes. Following the rule of law is an important element of success. The first book on law and counterinsurgency strategy, *The Counterinsurgent's Constitution* seamlessly integrates law and military strategy to illuminate some of the most pressing issues in warfare and the transition from war to peace. Its lessons also apply to conflicts in Libya and other hot-spots in the Middle East.

*Social and Political Foundations of Constitutions* Columbia University Press

Die Autorin geht in ihrer Arbeit der Frage nach, wie sich demokratische Verfassungsstaaten neue Verfassungen geben können. Anhand einer rechtsvergleichenden Analyse der Verfassungspraxis erarbeitet sie die Verfassungsablösung als verfassungstheoretisches Institut sui generis. Kern der Fragestellung ist, in welchen verfassungspolitischen Fällen und unter welchen rechtlichen und theoretischen Voraussetzungen die Ablösung der geltenden Verfassung zulässig wäre. Die Autorin begründet die Verfassungsablösung mit einem demokratisch-rechtsstaatlichen Verständnis des pouvoir constituant, der "verfassungsablösenden Gewalt". Die verfassungsgebende Volkssouveränität wird darin zu einem Recht des Volkes zur Ablösung seiner Verfassung.

**How to Do Things with International Law** Ludovika Kiadó

Chinese Legality focuses on the concept of "legality" as a lens through which to look at Chinese legal reforms, making a valuable contribution to the argument that law has historically been used as a tool to control society in China. This book discusses how Chinese legality in the Xi Jinping era is defined from a theoretical, ideological, historical, and cultural point of view. Covering vitally important events such as Xi's term limit issue, the Hong Kong protests and the Covid-19 pandemic, the book examines how legality is reflected and embodied in laws and constitutions, and how legality is realized through institutions, with particular focus on how the CCP interacts with the legislature, the judiciary, the procuratorate, and the police. As a study of the legal reforms under Xi Jinping, this book will be of interest to students and scholars of Chinese politics and law.

**Chinese Perspectives on the International Rule of Law** Routledge

The global implications of China's rise as a global actor In 2005, a senior official in the George W. Bush administration expressed the hope that China would emerge as a "responsible stakeholder" on the world stage. A dozen years later, the Trump administration dramatically shifted course, instead calling China a "strategic competitor" whose actions routinely threaten U.S. interests. Both assessments reflected an underlying truth: China is no longer just a "rising" power. It has emerged as a truly global actor, both economically and militarily. Every day its actions affect nearly every region and every major issue, from climate change to trade, from conflict in troubled lands to competition over rules that will govern the uses of emerging technologies. To better address the implications of China's new status, both for American policy and for the broader international order, Brookings scholars conducted research over the past two years, culminating in a project: Global

China: Assessing China's Growing Role in the World. The project is intended to furnish policy makers and the public with hard facts and deep insights for understanding China's regional and global ambitions. The initiative draws not only on Brookings's deep bench of China and East Asia experts, but also on the tremendous breadth of the institution's security, strategy, regional studies, technological, and economic development experts. Areas of focus include the evolution of China's domestic institutions; great power relations; the emergence of critical technologies; Asian security; China's influence in key regions beyond Asia; and China's impact on global governance and norms. Global China: Assessing China's Growing Role in the World provides the most current, broad-scope, and fact-based assessment of the implications of China's rise for the United States and the rest of the world.

**Rule of Law, Common Values, and Illiberal Constitutionalism** Taylor & Francis  
Volume 19 of the Congress Series contains the proceedings of ICCA's 2016 Mauritius Congress, the first ICCA Congress held in Africa. In this volume, renowned practitioners, scholars and jurists from the region and around the world explore the contribution of arbitration to the rule of law and economic development; the conformity of arbitration with international standards of due process and the rule of law; and the benefits and challenges of arbitration in Africa. Topical issues of interest for practitioners, academics and students of arbitration - in the region and internationally - include: • Due process issues in constituting the arbitral tribunal and challenging its members • Interim measures issued by arbitral tribunals and domestic courts • Burden, standard and types of proof in the corruption defence • What to do (and what to avoid doing) to prepare a persuasive case • Do post-award remedies ensure conformity of the arbitral process with the rule of law? • Do rules and guidelines properly regulate the conduct of arbitration? • The interface between domestic courts and arbitral tribunals • What are appropriate remedies for findings of illegality in investment arbitration? • The effect of foreign national court judgments relating to the arbitral award • What does the future hold for investment arbitration in Africa and beyond?

**Chinese Legality** Kluwer Law International B.V.

The underlying theme of this book is 'that the principles of law laid down by the Judges in the 19th century - however suited to social conditions of the time - are not suited to the social necessities and social opinion of the 20th century. They should be moulded and shaped to meet the needs and opinions of today. The Discipline of Law is a fascinating account of Lord Denning's personal contribution to the changing face of the law in this century.

**Untapped Power** Springer

In modernen multidimensionalen Friedensmissionen begrenzen sich Menschenrechtsschutz und Friedenssicherung vielfach gegenseitig. Wegen des fragmentarischen Zustands des jus post bellum und des Fehlens einer überzeugenden Konkretisierungsmethode gelingt es Sicherheitsrat und Peacekeepern nicht immer, konkurrierende Schutzziele auf legitime Weise zum Ausgleich zu bringen. Hartmut Henninger nimmt diesen Befund zum Anlass, die Völkerrechtsordnung als verfasste und wertgebundene Prinzipienordnung zu rekonstruieren. Er entwirft ein Entscheidungsmodell, das scheinbar unverbundene Regelungsfragmente und politische Konzepte zusammenführt und operationalisiert. Auf dieser Grundlage nimmt er Stellung zu dringenden Rechtsfragen der Konfliktnachsorge und setzt sich kritisch mit Praxisfällen auseinander. Der Autor zeigt, dass das Völkerrecht auch an seinen Grenzen zu nachvollziehbaren und rationalen Lösungen befähigt.

**Transnational Corporations** Edward Elgar Publishing

**Law and Literature: The Irish Case** is a collection of fascinating essays by literary and legal scholars which explore the intersections between law and literature in Ireland from the eighteenth century to the present day. Sharing a concern for the cultural life of law and the legal life of culture, the contributors shine a light on the ways in which the legal and the literary have spoken to each other, of each other, and, at times, for each other, on the island of Ireland in the last three centuries. Several of the chapters discuss how texts and writers have found their ways into the law's chambers and contributed to the development of jurisprudence. The essays in the collection also reveal the juridical and jurisprudential forces that have shaped the production and reception of Irish literary culture, revealing the law's popular reception and its extra-legal afterlives. List of contributors: Rebecca Anne Barr, Max Barrett, Noreen Doody, Katherine Ebury, Adam Gearey, Tom Hickey, James Kelly, Colum Kenny, David Kenny, Heather Laird, Julie Morrissy, Gearóid O'Flaherty, Virginie Roche-Tiengo, Barry Sheils.

**Facetten des Personaleinsatzes** Oxford University Press

The chapters of the book analyze the changes in law and state observed in recent decades, duplicating on the one hand the democratic formation of the will of the state with the formation of law based on the constitutional court and other higher courts. This has also happened in most European countries and other continents, where there is a wide range of constitutional adjudication. In this process, in addition to the traditional areas of law (private law, criminal law, etc.), separate research has been established for the analysis of private constitutional law, constitutional criminal law, and constitutional labor law. In the context of these changes, a series of books and studies have been published in recent years in many countries under the name of constitutional private law, constitutional criminal law, etc. to explore dual system of law. This study aims to provide a general theoretical framework for these new trends.

**Countering Global Terrorism and Insurgency** Routledge

Aktualisierte Neuauflage Wie können wir in der modernen Welt überleben? Bestsellerautor Jordan B. Peterson beantwortet diese Frage humorvoll, überraschend und informativ. Er erklärt, warum wir Kinder beim Skateboarden alleine lassen sollten, welches grausame Schicksal diejenigen ereilt, die alles allzu schnell kritisieren und warum wir Katzen, die wir auf der Straße antreffen, immer streicheln sollten. Doch was bitte erklärt uns das Nervensystem eines Hummers über unsere Erfolgchancen im Leben? Dr. Peterson diskutiert Begriffe wie Disziplin, Freiheit, Abenteuer und Verantwortung und kondensiert Wahrheit und Weisheit der Welt in 12 praktischen Lebensregeln. Der SPIEGEL-Bestseller jetzt in überarbeiteter Neuauflage.

**The remaining security gap** United Nations

Das Geheimnis des Erfolgs: »Die 1%-Methode«. Sie liefert das nötige Handwerkszeug, mit dem Sie jedes Ziel erreichen. James Clear, erfolgreicher Coach und einer der führenden Experten für Gewohnheitsbildung, zeigt praktische Strategien, mit denen Sie jeden Tag etwas besser werden bei dem, was Sie sich vornehmen. Seine Methode greift auf Erkenntnisse aus Biologie, Psychologie und Neurowissenschaften zurück und funktioniert in allen Lebensbereichen. Ganz egal, was Sie erreichen möchten – ob sportliche Höchstleistungen, berufliche Meilensteine oder persönliche Ziele wie mit dem Rauchen aufzuhören –, mit diesem Buch schaffen Sie es ganz sicher.

**Amicus Curiae** Goldmann Verlag

There is something visceral about ownership. This is mine; you can't have it. This is mine; you can share it. This is ours. Try to find it. Contemporary literature and investigative journalism are showing that the scale of the problem of tax evasion, money laundering, organised crime, terrorism, bribery, corruption and gross human rights abuses is vast. Ownership – specifically, the quest to identify beneficial owners - has been chosen by national and international regulators as the touchstone, the litmus test in the fight back. An owner by definition must possess something for which they are financially accountable. But what is meant by "ownership"? This book explains why ownership is pivotal to accountability, and what ownership means in common law, civil law and Shariah law terms. It looks in detail at State, regional and international transparency strategies and at an equally powerful global private counter-initiative to promote beneficial ownership avoidance through the use of so-called "orphan structures". Where there is no owner, there is no accountability. The distinction between privacy and legitimate confidentiality on the one hand, and concealment on the other is explained with reference to commercial and trade law and practice, principles of corporate governance and applicable business human rights. This book introduces one further counter initiative: the phenomenon of transient ownership made possible through the use of cryptocurrency and the blockchain. The study concludes with a blueprint for action with recommendations addressed to states, international organisations, practitioners and other stakeholders.

**Law and Literature: The Irish Case** Princeton University Press

This collection of essays focuses on the critical issue of corruption that lies at the heart of the crisis of constitutionalism in Africa. Most anti-corruption measures over the years have been inadequate, serving merely as symbolic gestures to give the impression something is being done. The African Union's declaration of 2018 as the 'African anti-corruption year', belated though it be, is an open recognition by African governments of the impact corruption will have on the continent unless urgent steps are taken. The key objective of this volume is to draw attention to the problem of corruption, the complexity of the situation, with all its multi-faceted social, political, economic and legal dimensions, and the need for remedial action.

**Use and Misuse of Presidential Clemency Power for Executive Branch Officials** Cambridge University Press

This book challenges the idea that the Rule of Law is still a universal European value given its relatively rapid deterioration in Hungary and Poland, and the apparent inability of the European institutions to adequately address the illiberalization of these Member States. The book begins from the general presumption that the Rule of Law, since its emergence, has been a universal European value, a political ideal and legal conception. It also acknowledges that the EU has been struggling in the area of value enforcement, even if the necessary mechanisms are available and, given an innovative outlook and more political commitment, could be successfully used. The authors appreciate the different approaches toward the Rule of Law, both as a concept and as a measurable indicator, and while addressing the core question of the volume, widely rely on them. Ultimately, the book provides a snapshot of how the Rule of Law ideal has been dismantled and offers a theory of the Rule of Law in illiberal constitutionalism. It discusses why voters keep illiberal populist leaders in power when they are undeniably acting contrary to the Rule of Law ideal. The book will be of interest to academics and researchers engaged with the foundational questions of constitutionalism. The structure and nature of the subject matter covered ensure that the book will be a useful addition for comparative and national constitutional law classes. It will also appeal to legal practitioners wondering about the boundaries of the Rule of Law.

**The Rule of Law** Mohr Siebeck

Practicing Post-Liberal Peacebuilding engages with one of the central debates in Peace and Conflict Studies and International Relations. The book's innovation lies in the introduction and application of 'practice theory' to develop a critical methodology for mapping the everyday practices of post-liberal hybridity in Liberia.

**9 1/2 perfekte Morde** Penguin UK

The discussion of the norm of the rule of law has broken out of the confines of jurisprudence and is of growing interest to many non-legal researchers. A range of issues are explored in this volume that will help non-specialists with an interest in the rule of law develop a nuanced understanding of its character and political implications. It is explicitly aimed at those who know the rule of law is important and while having little legal background, would like to know more about the norm.

**Menschenrechte und Frieden als Rechtsprinzipien des Völkerrechts** Routledge

This volume analyses the social and political forces that influence constitutions and the process of constitution making. It combines theoretical perspectives on the social and political foundations of constitutions with a range of detailed case studies from nineteen countries. In the first part leading scholars analyse and develop a range of theoretical perspectives, including constitutions as coordination devices, mission statements, contracts, products of domestic power play, transnational documents, and as reflection of the will of the people. In the second part these theories are examined through in-depth case studies of the social and political foundations of constitutions in countries such as Egypt, Nigeria, Japan, Romania, Bulgaria, New Zealand, Israel, Argentina and others. The result is a multidimensional study of constitutions as social phenomena and their interaction with other social phenomena.