

In The Name Of The Law Collapse Of Criminal Justice

The Intercollegiate Law Journal The Termination of Stay of Aliens God and Man in the Law The Law of Liability Law in Civil Society The American and English Encyclopaedia of Law The Law Times The Times Law Reports A Manual of Legal Medicine The Central Law Journal Accidents in Their Medico-legal Aspect Philosophical Problems in the Law The American Laws Relating to Highways and Bridges Syracuse Journal of International Law and Commerce Albany Law Journal Dominion Law Reports The Albany Law Journal Engineering The Railway and Corporation Law Journal Arnold Ackerer Robert Lowry Clinton Edwin Warren De Leon Richard Dien Winfield David Shephard Garland Justin Herold Douglas Knocker Michigan

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doctoral thesis dissertation from the year 2006 in the subject law public law administrative law grade ausgezeichnet hiroshima university department for public law course ph d studium language english abstract in this thesis a comprehensive discussion of the current immigration and deportation systems of both japan and austria provides the basis for qualitative and quantitative comparisons the first section explains the basic methodology the idea of comparative public law and respective international regimes that influence the alien law in either or both countries in the second part the immigration system of both austria and japan are explained in considerable detail introducing only high profile case law though including new legislation introduced in most recent years the system of residence titles in both countries is discussed with reference to particular group of immigrants such as family members of already residing foreign nationals work related immigration short term and long term visitors an overview of the respective organization of the

immigration control administration is provided before the last chapter of part two compares the immigration laws of both countries the quantitative comparison employs extends and adjusts the quantitative index for the integration of immigrants by h waldrauch associated also with the work of prof u davey part three is extensively discusses the system of termination of stay in both countries this also includes the newly introduced 2004 revocation of residence titles zairyū shikaku no torikeshi and the departure order shukkoku meirei on the japanese side and the new system of residence bans aufenthaltsverbote etc on the austrian side 2005 this part also features 1 detailed case law on both systems for japan particularly in regard to the special residence permit 2 a short explanation of detention facilities and detention related problems 3 a discussion of problems inhe

in a wide ranging study based on legal history political theory and philosophical ideas going all the way back to plato and roman law robert clinton challenges current faith in an activist judiciary claiming that a human centered constitution leads to government by reductive moral theory and illegitimate judicial review he advocates a return to traditional jurisprudence and a god centered constitution grounded in english common law and its precedents

law in civil society advances a new and comprehensive theory of how legal institutions should be reformed to uphold the property family and economic rights of individuals in civil society in so doing it offers a powerful challenge to the dominant legal theories and practices espoused by liberalism positivism natural law and critical legal thought winfield argues against the prevailing assumptions of legal philosophers who dogmatically embrace formal or historical conceptions of law true law he contends must be constructed within the context of the different spheres of rights and ultimately can only exist within a civil society committed to self determination and community working from these fundamental premises he analyzes in detail a rich array of important legal issues fair access to legal representation the rationale for jury trials appropriate distinctions between civil and criminal legal procedures the controversies pitting common law versus codification and adversarial versus inquisitorial systems of trial and the relationship between civil society and the state much inspired by hegel s philosophy of right winfield s study offers the most convincing critique yet of that renowned philosopher s work and in the process provides a more complete and coherent conception of law than hegel himself articulated provocative and highly instructive the book should attract scholars teachers and students in legal and political philosophy and anyone else with an abiding interest in the foundations of western law

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this excellent collection of topically organized articles with chapter introductions cases for further reflection and end of chapter glossaries provides an accessible yet philosophically honest and balanced introduction to the philosophy of law

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