

Business Law The Legal Ethical And International Environment

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examining legal ethics within the framework of modern practice this book identifies two important ethical issues that all lawyers confront the difference between the role of lawyers and the role of judges in pursuing justice and the conflicting responsibilities lawyers have to their clients and to the legal system more broadly in addressing these issues legal ethics provides an explanation of the duties and dilemmas common to practicing lawyers in modern legal systems throughout the world the authors focus their analysis on lawyers in independent practice in modern capitalist constitutional regimes including the united states japan europe and latin america as well as the emerging legal systems in china and the former soviet bloc to develop connections between the legal profession and political systems based on the rule of law they find that although ethical tension is inherent in the legal practice of all these societies the legal profession is essential to stable political institutions

the ethical lawyer legal ethics and professional responsibility is a guide to ethical conduct and client care which traces the developments in the field of legal ethics and professional responsibility that have occurred in new zealand over the past 20 years and examines what it means to be an ethical lawyer in new zealand today the book also provides a highly readable resource for learning the rules governing professional conduct its primary purpose is to a focus on the key ethical issues that lawyers encounter on a day to day basis in their practices and b give lawyers an easy to follo

emphasizes the relevance of legal environment topics to business functions e g marketing finance human resources accounting manufacturing excerpted cases include substantial portions of original language of the court and competing arguments the text presents a strong emphasis on ethics international law environmental law and women s legal concerns

this book discusses the teaching of legal ethics arguing that the current formal rules governing lawyers are inadequate as true engagement with ethical issues requires lawyers to exercise judgment and therefore there is a need to rethink the aims scope and methodology of legal

ethics education the volume presents the views of a number of internationally renowned legal ethicists including brent cotter and david chavkin exploring and questioning the teaching of legal ethics the contributions examine legal ethics teaching in a range of jurisdictions including the usa canada australia south africa and hong kong a number of contributors discuss design issues that cover a broad field of methods including simulations the pervasive use of problem solving exercises and real world experiences with some of the essays revealing their empirical findings on the effectiveness of these methods and particularly as they affect the students

this clear and systematic introduction to the philosophy of law attempts to answer some important questions about the nature of law and its relationship to social norms and moral standards

ethics and regulation have become catchwords of the late 1990s yet relatively little has been written about the ethical discourse and regulation of the legal professions in england and wales this book represents the first attempt to subject the ethical discourse of the english legal professions to in depth analysis and sustained critique drawing on insights from moral philosophy social theory the sociology of the legal profession public law theories of regulation and the extensive american literature on lawyers ethics it argues that in seeking to provide definitive answers to particular problems of professional conduct professional legal ethics has failed to deliver an approach which requires lawyers actively to engage with the ethical issues raised by legal practice through an analysis of the core issues facing lawyers the authors locate this failure in the profession s reliance on a liberal and adversarial role morality that conceptualises the ethical values of human dignity autonomy and equality in a formalistic and narrowly legalistic manner this encourages lawyers to overlook the real invasions of these values so often wrought by upholding clients legal rights and to ignore the competing claims of affected third parties the wider community and the environment in seeking to move beyond critique the authors develop throughout the book a contextual approach to individual ethical decision making and outline a range of institutional regulatory and educational reforms which they suggest could form the basis for a more ethical brand of professionalism professional legal ethics critical interrogations is a wide ranging and thought provoking analysis written for lawyers ethicists and policy makers interested in this neglected area of professional ethics and regulation

this highly effective text has chapters arranged in seven functional modules to emphasize how legal topics relate to business functions like marketing finance human resources accounting and manufacturing streamlined for easy readability the text contains excerpted cases offering substantial portions of original language of the court in addition the text presents a strong emphasis on ethics international law and environmental law as well as internet applications to encourage students to use the as a resource

among members of the legal profession and judiciary throughout the world there is a genuine concern with establishing and maintaining high ethical standards it is not difficult to understand why this should be so nor is it difficult to see the professional standards are not completely divorced from ordinary morality indeed legal ethics and professional responsibility are more than a set of rules of good conduct they are also a commitment to honesty integrity and service in the practice of law in order to ensure that the standards established are the right ones it is necessary first of all to examine important philosophical and policy issues such as the need to reconsider the boundaries between on the one hand a lawyer s obligation to a client and on the other the public interest it is also to be appreciated that conflicts of interest are pervasive and that all too often they are so common that they are not recognized as such yet rarely is public policy clearly cut the underlying themes of this book are that the move to more definite rules is not only inevitable but also desirable that existing codes of professional practice cannot simply be treated as a system of specific rules that the current set of ethical rules is contestable and requires further refinement perhaps even radical surgery and that legal ethics must be conceived in the more general area of professional responsibility the wider ethical issues of the operation of the legal profession as a whole are now firmly on the agenda both law schools and law professionals have a role to play in developing acceptable standards in this area and it is therefore appropriate that the essays in this volume are written by a distinguished group of law teachers and practitioners together with senior members of the judiciary the book opens with an overview chapter followed by three chapters analysing the ethical rules pertaining to the judiciary the bar and solicitors written by respectively the master of the rolls anthony thornton and alison crawley and christopher bramall the following three chapters look at the specific issues of confidentiality michael brindle and guy dehn and the particular ethical problems in the family and criminal law jurisdictions sir alan ward and professor andrew ashworth respectively chapter 8 by sir alan paterson discusses the teaching of legal ethics whilst chapters 9 and 10 by marc galanter thomas palay and cyril glasser put the subject in its wider social and professional context

the book finishes with a chapter which examines what lawyers may learn from looking at the study of medical ethics

the study of legal ethics and the legal profession has emerged as a distinct and important field of scholarship over the last 30 years however as in other disciplines academic recognition can in turn entrench static and powerful meta theories and narratives about professional ethos and practise this collection seeks to disrupt this homogenising impulse and to present alternative voices by bringing together a range of international scholars writing about legal ethics and the legal profession the book features significant and timely contributions which take contemporary and non mainstream perspectives on the current and future shape of the legal profession the essays not only describe the rapidly changing profession but canvas different approaches to scholarship on the legal profession the collection seeks to explore a diverse and contextualised profession from a number of angles authors examine how the public sees lawyers and how lawyers see their own profession how we practise law and how this practice shapes lawyers how such cultural and professional practice intersects with institutional structures of the law to create certain legal outcomes and how we regulate the legal profession to modify or institute ethical practice the volume provides insights into legal culture and ethics from the perspective of authors from australia canada england the united states new zealand and kenya a diversity of national perspectives that give valuable insights into developments in the profession at the local and global level it also illustrates diversity within the profession by tracing differing professional career trajectories based on raced or gendered barriers alternative ethical strategies and the impact of organisational cultures in which lawyers practice

this new book integrates the legal and ethical aspects of healthcare practice it presents a clear and comprehensive overview of topics relevant to a variety of allied health disciplines

can someone be a good person yet act in a professional role that may involve deception procedural trickery withholding information and working on behalf of terrible people and institutions this question is at the heart of legal ethics using cases from around the common law world w bradley wendel looks at issues including confidentiality the moral responsibility of lawyers and truth and deception in advocacy he then examines the classic questions of philosophy of law including the nature of law positivism natural law the relationship between law and morality unjust legal systems and the obligation to obey the law finally he considers the ethical issues surrounding the role of lawyers including criminal defense and prosecution civil litigation counseling clients on the law and representing corporations combining the theoretical philosophical and practical his book will be of vital interest to students of law the philosophy of law ethics and political philosophy

in countries outside the developed world although writers have written commentaries on specific legal codes very little attention has been given to legal writing which has focused specifically on the ethics of the legal profession this book makes a special contribution in that regard providing as it does a comparative study of prevailing efforts to enhance ethical standards in a profession potentially in crisis and under much public scrutiny countries which have been examined include the uk the us canada south africa and countries in the pacific south east asia and the caribbean valuable guidance and learning are provided on such topical issues as wasted costs orders conflicts of interests legal and judicial codes confidentiality privilege and the ethics of the criminal process where the jury system comes in for critical evaluation this book will be a valuable text on the ethics and status of the profession it will be of considerable interest to law students practitioners and legal academics bar associations attorneys general and directors of public prosecutions as well as members of the judiciary

ethics and law for the health professions is a cross disciplinary medico legal book the first edition of which was widely used in the medical world we believe it is also of immense use to the legal world when grappling with medico legal issues its special features are its focus on a clinically relevant approach and its recognition that health care professionals are often confronted with legal and ethical issues simultaneously health professionals have to satisfy both and their legal advisers need to be aware of the dilemmas this can present this book is careful to distinguish between ethics and law its chapters take account of all the health professions and their differing responsibilities and the book covers a very wide range of the issues they face

legal and ethical issues for health professionals 6th edition has been designed to assist the reader in a more comfortable transition from the didactics of the classroom to the practical application in the workplace the 6th edition provides the reader with a clearer understanding of

how the law and ethics are intertwined as they relate to health care dilemmas the 6th edition as with previous editions has been designed to introduce the reader to various ethical legal issues and should not be considered an in depth or comprehensive review of a particular ethical legal issue the book is a call to arms to do good things to stand out from the crowd because acts of caring compassion and kindness often go unnoticed

this volume reviews and takes stock of legal ethics at a time when the legal profession globally is experiencing considerable change and challenges through a re evaluation of writings that are in some way foundational to the field legal ethics understood here as the study of the ethics and professional regulation of lawyers has emerged as a novel and important field of study over the last 50 years it is also one that displays considerable diversity in its scholarship with distinctive philosophical and interdisciplinary approaches emerging over the years to underpin and supplement the doctrinal law on lawyering with contributions from leading and emerging scholars from the united states australia canada the netherlands new zealand and the united kingdom this collection offers not just critical insights into the authors chosen texts but a thought provoking commentary on the current state of legal ethics scholarship and its future directions in addition to being an essential resource for scholars and students of legal ethics theory it will also be of interest to academics and researchers in legal theory the philosophy of law and applied ethics

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