

The Legal Theory Of Ethical Positivism Applied

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the legal theory of ethical positivism re establishes some of the dogmas of classical legal positivism regarding the separation of legislation and adjudication and the feasibility of institutionalizing the morally neutral application of rules as an ideal capable of significant realization this is supplemented by an analysis of the formal similarities of the morally and legally adjudicative points of view which offers the prospects of attributing a degree of moral authority to positivistic rule application in particular cases these theories are worked through in their application to specific problem areas particularly freedom of communication

introduction defamation criteria fact or value the elusive distinction between fact and opinion defamation and freedom of expression conclusion 10 conclusion a unifying prescription introduction socialist positivism critical legal positivism feminist positivism alternative dispute resolution conclusion bibliography index

in this book the author examines the history of ideas that has produced the conflict between western environmentalism and other western traditions

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