

Methods of Comparative Law

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RESEARCH HANDBOOKS IN COMPARATIVE LAW

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Comparative Law Introduction Method Research

H.C. Gutteridge



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Comparative Law Harold Cooke Gutteridge, 1971 **Comparative Law** H. C. Gutteridge, 1946 First published in 1946 this text studies the origin and meaning of comparative law as well as its purpose and value Comparative Law: an Introduction to the Comparative Method of Legal Study and Research H.C. Gutteridge, 1949 An Introduction to Comparative Law Theory and Method Geoffrey Samuel, 2014-12-01 This short book on comparative law theory and method is designed primarily for postgraduate research students whose work involves comparison between legal systems It is accordingly a book on research methods although it will also be of relevance to all students undergraduate and postgraduate taking courses in comparative law and to academics entering the field of comparison The substance of the book has been developed over many years of teaching general theory of comparative law primarily on the European Academy of Legal Theory programme in Brussels but also on other programmes in French Belgian and English universities It is arguable that there has been to date no single introductory work exclusively devoted to comparative law methodology and thus this present book aims to fill this gap *Comparative Law in Eastern and Central Europe* Aleksander W. Bauknecht, Branisław Sitek, Jakub J. Szczerbowski, 2014-07-24 Comparative law is a research methodology which has been increasingly fashionable in recent decades as comparisons between common law and civil law have dominated the law studies landscape There are many methods of comparative law in use including comparison of legal rules comparison of cases and comparison of legal theories Each of these methods has strong proponents and opponents Dogmatic comparisons of rules are criticized for not giving the whole picture of law in action but praised for being the first and the only truly legal step in comparative research Case based comparisons are praised for enabling us to compare the true understanding of rules by courts yet the critics of this method point out that only the higher courts decisions are subject to comparison and most cases do not reach this stage Finally comparisons of legal theories are praised for enabling us to know the spirit of the laws yet opponents would argue that many countries sharing the same theory would draw opposite conclusions from it This book is a result of the attempted and successful introduction of comparative law into the region of Eastern and Central Europe The subject has induced interest beyond expectations This volume opens with a chapter on the unification of law both from the perspective of institutional unification by such supra state organizations spontaneous and institutionalized unifications between two or more legal systems and the methods of choosing the right rules in the unification process Chapters two and three follow the classical division of private and public law as proposed by the brilliant Roman lawyer Ulpian Overall the chapters in this book offer an interesting and engaging commentary on the current topics discussed by academics in Eastern and Central Europe

Comparative Law and Jurisprudence in Namibia Samuel Kwesi Amoo, Tapiwa Victor Warikandwa, Kennedy Kariseb, 2025-01-31 Comparative law examines the differences and similarities between various countries laws and legal systems across the world such as common civil and socialist laws Its significance has grown dramatically in the current era of

internationalism populism economic globalization and democratization Despite its relevance Namibia lacks scholarly literature in comparative law Comparative Law and Jurisprudence in Namibia provides in depth understanding of the theoretical framework of different legal systems and of comparative law and contextualizes its application for the Namibian context particularly towards a unified legal system It addresses topics such as comparative law s conceptual framework the interplay between courts and comparative law and comparative law praxis or the practical application thereof The chapters span across all levels of comparativism and promote a multidisciplinary approach to discourse including altering Namibian legal education Futhermore the collection accelerates required legislative change in Namibia to guarantee a legal structure aligned with societal and constitutional imperatives in the twenty first century

Comparative Law Indian Law Institute,Rahmatulla Khan,1971

An Introduction to the Study of Methods and Legal Comparison Roberto

Scarciglia,2023-08-14 This comprehensive book explores different methods and approaches to legal comparison considering how they are perceived and understood by the reader It examines how comparative discussion can be used effectively in both the classroom and courtroom The author builds on both analytical and methodological perspectives to provide an insight into the phenomenon of legal pluralism across global legal systems

Research Methods in Labour Law Alysia Blackham,Sean

Cooney,2024-08-06 This Handbook provides an accessible overview of the different methods approaches and theories which can be used to enrich labour law research Drawing on cutting edge research projects leading scholars present insights and reflections on the past present and future of labour law scholarship

The enforceability of the human right to adequate food Bart Wernaart,2023-09-04 While the right to adequate food is often discussed in the context of developing countries especially in situations where access to adequate food is a problem on a larger scale this book focusses on the right to food in two Western countries in which theoretically the circumstances allow this right to be enjoyed by each individual Through a legal comparative study the enforceability of the right to food is compared between the Netherlands and Belgium in light of the current UN Human Rights system There seems to be a difference between what the countries do what they say they do and what they should do on the matter As it appears the coincidental constitutional circumstances mainly determine the enforceability of the right to food rather than the content of the human right in itself This book includes a thorough analysis of suitable comparative legal methodology and the embedment of the right to food in the UN human right system

Furthermore for both countries an in depth analysis of the case law on the right to food mostly concerning the status of foreigners the constitutional context in which the Judiciary operates and the relevant UN reports and subsequent procedures are outlined Finally recommendations are made to both countries and the relevant UN Committees

The Cambridge Handbook of Comparative Law Mathias Siems,Po Jen Yap,2024-02-01

Comparative law is a common subject matter of research and teaching in many universities around the world and the twenty first century has aptly been termed the era of comparative law This Cambridge Handbook of Comparative Law presents a truly global perspective of comparative law today

The contributors are drawn from all parts of the world to provide different perspectives on how we understand the law and how it operates in practice In substance the Handbook contains 36 chapters covering a broad range of topics divided under the following headings Methods of Comparative Law Part I Legal Families and Geographical Comparisons Part II Central Themes in Comparative Law Part III and Comparative Law beyond the State Part IV

The Making of Consumer Law and Policy in Europe Hans-W. Micklitz, 2021-11-04 This book analyses the founding years of consumer law and consumer policy in Europe It combines two dimensions the making of national consumer law and the making of European consumer law and how both are intertwined The chapters on Germany Italy the Nordic countries and the United Kingdom serve to explain the economic and the political background which led to different legal and policy approaches in the then old Member States from the 1960s onwards The chapter on Poland adds a different layer the one of a former socialist country with its own consumer law and how joining the EU affected consumer law at the national level The making of European consumer law started in the 1970s rather cautiously but gradually the European Commission took an ever stronger position in promoting not only European consumer law but also in supporting the building of the European Consumer Organisation BEUC the umbrella organisation of the national consumer bodies The book unites the early protagonists who were involved in the making of consumer law in Europe Guido Alpa Ludwig Kr mer Ewa Letowska Hans W Micklitz Klaus Tonner Iain Ramsay and Thomas Wilhelmsson supported by the younger generation Aneta Wiewi rowska Domagalska Mateusz Grochowski and Koen Docter who reconstructs the history of BEUC Niklas Olsen and Thomas Roethe analyse the construction of this policy field from a historical and sociological perspective This book offers a unique opportunity to understand a legal and political field that of consumer law and policy which plays a fundamental role in our contemporary societies

Comparative law Harold Cooke Gutteridge, 1971

Advanced Introduction to Comparative Legal Methods Monateri, Pier, 2021-10-22 Drawing on historical normative theoretical and economic methodologies Pier Giuseppe Monateri offers a fresh critical analysis of various dimensions of comparative law methods Comprehensive and engaging with a multidisciplinary approach this Advanced Introduction spans the fields of comparative legal studies law and finance and global law

Law in Motion: Proceedings of the World Law Conference, Brussels, 1996 Roger Blanpain, 1997-03-12 The studies which are published in this book are the general reports and some of the conference papers which were discussed at the 1st World Law Conference which was held in Brussels 9 12 September 1996 Reports on the discussions during the sessions are also included This conference was based on the International Encyclopaedia of Laws which now covers 18 major fields of law and is published by Kluwer Law International The authors and participants who were from no less than 50 countries met in order to build bridges of understanding across cultural boundaries in an attempt to grasp appreciate and respect both similarities and differences in order to be able to work together with a better understanding of the culture and traditions which form each country s unique legal culture This is why culture And The law was the major theme of the conference Different fields of

law were covered in 30 general reports highlighting recent developments in their respective fields and were discussed in 12 work groups apart from Law and Culture Civil Procedure Constitutional Law Contract Law Criminal Law Environmental Law Family and Succession Law Intellectual Property Law Labour Law and Industrial Relations Medical Law Social Security and Transport Law In publishing them the editor and authors want to share the knowledge and insights they contain with the global legal community

Comparative law H.C. GUTTERIDGE,1946 Singapore Journal of International & Comparative Law ,2003 *The Internal Conflict of Laws in South Africa* A. J. G. M. Sanders,1990 *University of California Union Catalog of Monographs Cataloged by the Nine Campuses from 1963 Through 1967: Subjects* University of California (System). Institute of Library Research,University of California, Berkeley,1972 The British Year Book of International Law ,1946 Vol 32 covers 1955 and 1956

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