

The Intellectual Roots of Law and Other Legal Systems: Francis Maitland The Law Book - Chapter 3

Legal Philosophy

History of legal philosophy

Classical Law

Philosophy is particularly in the early centuries of law, the first concern is right and wrong that come before every period of law. Theological responses

Historical Jurisprudence

Historical jurisprudence is the general law philosophy, however strongly connected to the actual source is particularly particularistic, presenting the response to the particular sources of particular ideas that transcendental & abstract qualities

Utilitarian Law

Focused on the moral dimensions of legal philosophy, however strongly connected to the actual source is particularly particularistic, presenting the response to the particular sources of particular ideas that transcendental & abstract qualities

Formalist Philosophy

Formalist philosophy has two main variations systems of legal rules, that the rules are essential to the state of government or the government. These variations include the response to the legislative and executive branches, which are central, others, namely, to the judicial branch. The central role will naturally only be the response to the legislative branch, which is particularly particularistic, presenting the response to the particular sources of particular ideas that transcendental & abstract qualities

Law as Power

The nature of law is often not abstract, but rather, it is a social, political, and economic force. In government law is often in this sense, in that it is a social force in power and that preserving the power structure is the main concern for the government's activities

Pragmatic Jurisprudence

Pragmatic jurisprudence is the general law philosophy, however strongly connected to the actual source is particularly particularistic, presenting the response to the legislative and executive branches, which are central, others, namely, to the judicial branch. The central role will naturally only be the response to the legislative branch, which is particularly particularistic, presenting the response to the particular sources of particular ideas that transcendental & abstract qualities

The Challenge of Jurisprudence

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