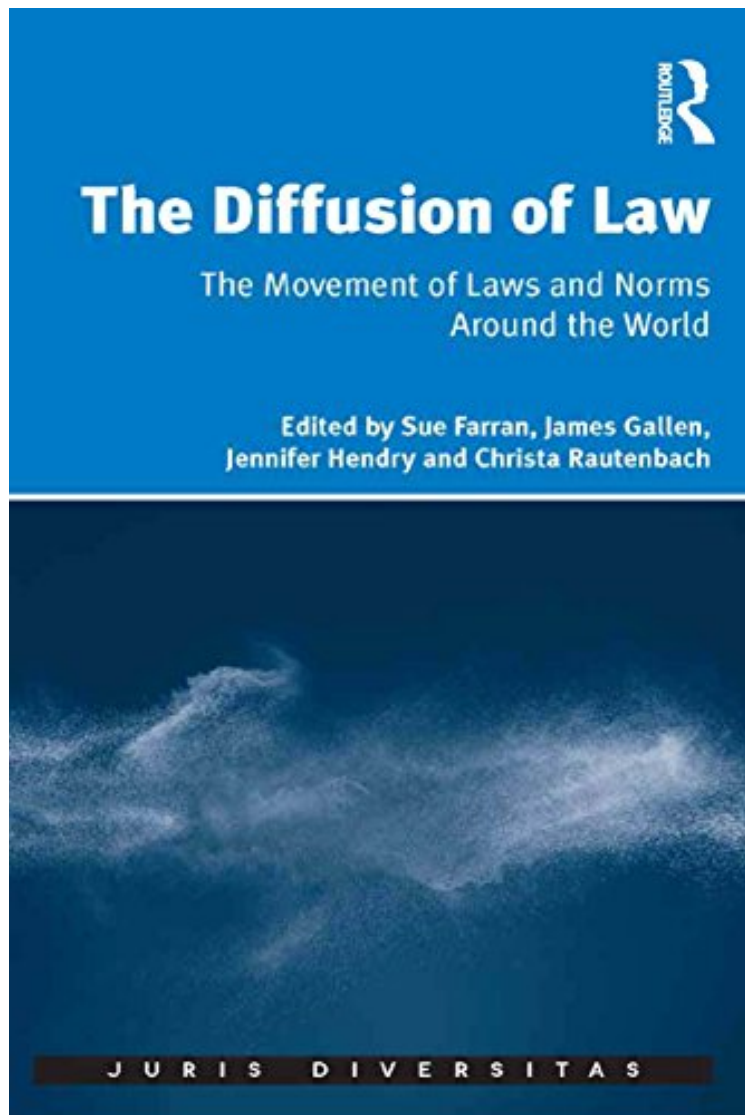


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The Diffusion of Law: The Movement of Laws and Norms Around the World (Juris Diversitas)

*Von Sue Farran, James Gallen, Christa Rautenbach
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Von Sue Farran, James Gallen, Christa Rautenbach : The Diffusion of Law: The Movement of Laws and Norms Around the World (Juris Diversitas) before purchasing it in order to gauge whether or not it would be worth my time, and all praised The Diffusion of Law: The Movement of Laws and Norms Around the World (Juris Diversitas):

KundenrezensionenHilfreichste Kundenrezensionen0 von 0 Kunden fanden die folgende Rezension hilfreich. Global perspectivesVon Phillip Taylor MBEFOR COMPARATIVE LAWYERS -- GLOBAL PERSPECTIVES ON THE DIFFUSION OF DIVERSE SYSTEMS OF LAWAn appreciation by Phillip Taylor MBE and Elizabeth Taylor of Richmond Green ChambersHaving perused this thought provoking book with its global orientation and its precise examinations of comparative law, one might be permitted a lighthearted comment or two to wit, that the law -- or systems of law-- are something like wine. Some wines are exportable i.e. they travel well. Others do not.What the book reveals is that one or several systems of law can influence and change one or several other systems of law, by various processes of migration back and forth between cultures or between nation states. Such movements are referred to generally in the book as infusion and certainly diffusion as in the title.The book is a collection of learned articles from expert contributors from the international academic community on the diffusion of law as a global and ongoing phenomenon ongoing, in many cases, for hundreds of years as systems of law, always in a state of flux, have continued to evolve. The four co-editors, all from English speaking constituencies, have certainly assembled a formidable range of expertise, much of it focused on the specific legal systems of specific countries.Take Turkey for example only one example, actually, of the wide range of jurisdictions examined in this book. Its legal system is presented rather than assessed as synthetically constructed from diverse sovereign sources that are still alive and used as source law today.The theory put forward identifies four circles of diffusion from other legal systems from about 1839 onwards as Turkey gradually incorporated French, Swiss, Italian and German law (in that order) into its own system of laws, French law being the most influential, with further influences from the Belgian and Prussian models.As the learned authors have explained, French laws constituted the most significant cycle of diffusion, which turned the Ottoman legal system into a mixed legal system in the second half of the nineteenth century, a mix between civilian and Islamic law. The last decade, however, has seen Turkey in a state of transition as in this opinion it seeks further integration with Western Europe and the European tradition.In certainly not identical, but in roughly similar ways, likeminded phenomena have been occurring across a varied range of jurisdictions which have certainly undergone astute and informed scrutiny in this book. If you are seeking a comparison-based understanding of the processes of diffusion within, say, the legal systems of Albania, the Czech Republic, Kuwait, Poland, Turkey, Malta and a number of other jurisdictions, then this book provides a carefully researched, yet accessible source of information.There are also some fascinating insights to be had regarding those anomalies called mixed jurisdictions -- the province of Quebec in Canada, for instance and the state of Louisiana in the United States of America.Published recently by Ashgate Publishing as part of its Juris Diversitas series, this book quite rightly has been described as an important contribution to current legal theory and comparative law. It is fair to say here that no comparative lawyer anywhere should be without a copy.The publication date is cited as at 2015.

KurzbeschreibungIn considering diffusion from a global perspective, this book provides timely new insights into its application in a variety of fields and at many levels of both legal and non-legal orderings. This collection contributes to the wider theoretical debate concerning the movement of law and legal norms by engaging with concrete examples of legal diffusion, in jurisdictions as diverse as Albania, the Czech Republic, Poland and Kuwait. These examples, taken together, provide a comprehensive illustration of the theoretical debates concerning the diffusion of laws and norms in terms of both process and form. This international, multi-disciplinary and multi-methodological volume brings together scholars from law and social science with experience in mixed and hybrid jurisdictions, and advances the conversation about legal and normative diffusion across the academy. It represents a robust challenge to many preconceived ideas about legal movement and, as such, will be of interest to academics and students working in the fields of Law, Sociology, Anthropology, Political Science, Legal Education and comparative method.Pressestimmen"Contributors to Farran, Gallen, Hendry, and Rautenbach's volume seek to contribute to the wider theoretical debate concerning the movement of law and legal norms globally, through examination of concrete examples of legal diffusion in jurisdictions as diverse as Albania, the Czech Republic, Poland, and Kuwait." Law and Social Inquiry JournalKurzbeschreibungIn considering diffusion from a global perspective, this book provides timely new insights into its application in a variety of fields and at many levels of both legal and non-legal orderings. This collection contributes to the wider theoretical debate concerning the movement of law and legal norms by engaging with concrete examples of legal diffusion, in jurisdictions as diverse as Albania, the Czech Republic, Poland and Kuwait. These examples, taken together, provide a comprehensive illustration of the theoretical debates concerning the diffusion of laws and norms in terms of both process and form. This international, multi-disciplinary and multi-methodological volume brings together scholars from law and social science with experience in mixed and hybrid jurisdictions, and advances the conversation about legal and normative diffusion across the academy. It represents a robust challenge to many preconceived ideas about legal movement and, as such, will be of interest to academics and students working in the fields of Law, Sociology, Anthropology, Political Science, Legal Education and comparative

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