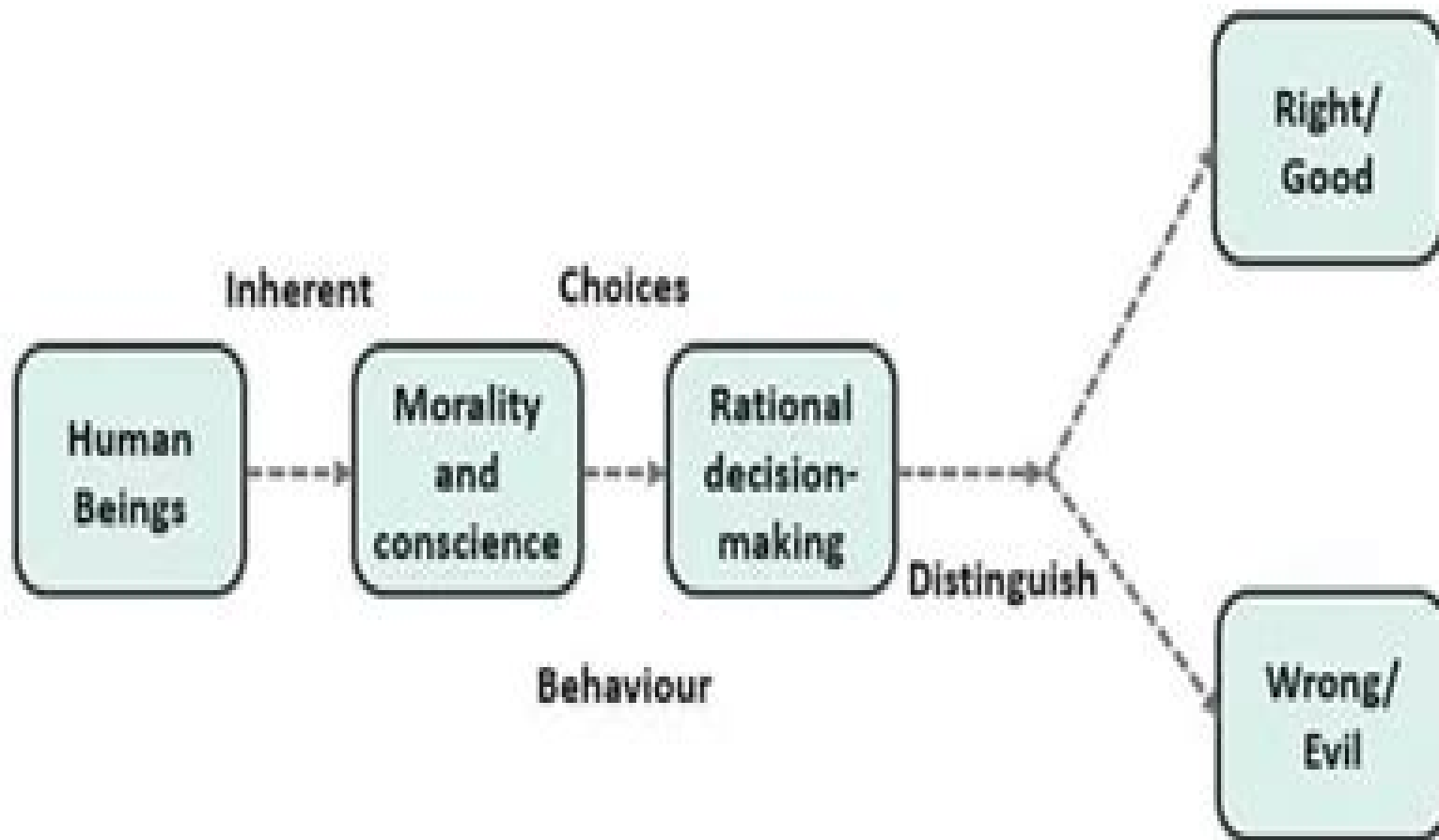


Natural Law



Natural Law Natural Law

Alessandro Passerin d'Entrèves

Natural Law Natural Law:

The Natural Law Heinrich Albert Rommen, 1998 Originally published in German in 1936 The Natural Law is the first work to clarify the differences between traditional natural law as represented in the writings of Cicero Aquinas and Hooker and the revolutionary doctrines of natural rights espoused by Hobbes Locke and Rousseau Heinrich A Rommen 1897 1967 taught in Germany and England before concluding his distinguished scholarly career at Georgetown University Russell Hittinger is William K Warren Professor of Catholic Studies and Research Professor of Law at the University of Tulsa Please note This title is available as an ebook for purchase on Amazon Barnes and Noble and iTunes Natural Law Howard P. Kainz, 2004 Is there such a thing as an objective law of morality Natural law theorists maintain that there is and Natural Law probes the history and implications of this powerful concept Tracing the development of natural law from ancient times to the present the book also examines the leading figures transitions and turning points in the idea s evolution and brings a natural law approach to contemporary issues such as abortion homosexuality and assisted suicide *Natural Law* Edith Jemima Simcox, 2011-12-22 First published in 1877 this book analyses the laws that govern human relations with society and with the natural world Natural Law and Natural Rights John Finnis, 2011-04-07 First published in 1980 Natural Law and Natural Rights is widely heralded as a seminal contribution to the philosophy of law and an authoritative restatement of natural law doctrine It has offered generations of students and other readers a thorough grounding in the central issues of legal moral and political philosophy from Finnis s distinctive perspective This new edition includes a substantial postscript by the author in which he responds to thirty years of discussion criticism and further work in the field to develop and refine the original theory The book closely integrates the philosophy of law with ethics social theory and political philosophy The author develops a sustained and substantive argument it is not a review of other people s arguments but makes frequent illustrative and critical reference to classical modern and contemporary writers in ethics social and political theory and jurisprudence The preliminary First Part reviews a century of analytical jurisprudence to illustrate the dependence of every descriptive social science upon evaluations by the theorist A fully critical basis for such evaluations is a theory of natural law Standard contemporary objections to natural law theory are reviewed and shown to rest on serious misunderstandings The Second Part develops in ten carefully structured chapters an account of basic human goods and basic requirements of practical reasonableness community and the common good justice the logical structure of rights talk the bases of human rights their specification and their limits authority and the formation of authoritative rules by non authoritative persons and procedures law the Rule of Law and the derivation of laws from the principles of practical reasonableness the complex relation between legal and moral obligation and the practical and theoretical problems created by unjust laws A final Part develops a vigorous argument about the relation between natural law natural theology and revelation between moral concern and other ultimate questions *Research Handbook on Natural Law Theory* Jonathan Crowe, Constance Youngwon Lee, 2019 p p1 margin 0 0px

0 0px 0 0px 0 0px font 10 0px Arial p p2 margin 0 0px 0 0px 0 0px 0 0px font 10 0px Arial min height 11 0px span s1 font 10 0px Helvetica This thought provoking Research Handbook provides a snapshot of current research on natural law theory in ethics politics and law showcasing the breadth and diversity of contemporary natural law thought The Research Handbook on Natural Law Theory examines topics such as foundational figures in Western natural law theory natural law ideas in a variety of religious and cultural traditions normative foundations of natural law as well as issues of law and governance Featuring contributions by leading international scholars this Research Handbook offers a valuable resource for scholars in law philosophy religious studies and related fields

The Idea of Natural Rights Brian Tierney, 2001 This series originally published by Scholars Press and now available from Eerdmans is intended to foster exploration of the religious dimensions of law the legal dimensions of religion and the interaction of legal and religious ideas institutions and methods Written by leading scholars of law political science and related fields these volumes will help meet the growing demand for literature in the burgeoning interdisciplinary study of law and religion

Person and Natural Law Mięczyław Albert Krąpiec, 1993 Person and Natural Law is an important treatise on the philosophical understanding of natural law and its role in human existence In this book Professor Krąpiec explains natural law analogically and argues that an individual is capable of interpreting and understanding the natural arrangement of things of what is human good and evil It is precisely this human capacity to understand good and evil as well as the realization in one's own behaviour of the discerned good that reveals the existence of natural law within an individual and among people The individual's rational choice to do good is the analogical expression of natural law

The Problem of Natural Law Douglas Kries, 2007-01-01 The Problem of Natural Law takes up the problem of how natural law theory might be made a serious contender in modern moral political and legal debate Author Douglas Kries takes as his starting point the question of how human beings are said to know the natural law which is a question that has traditionally been answered by appealing to the notion of conscience Since Thomas Aquinas articulated the classic formulation of natural law theory the book begins with an analysis of Thomas's notion of conscience It then examines both the philosophical and theological objections that have been raised against the Thomistic notion of conscience and argues that this long standing teaching could and should be bracketed by contemporary natural law theory On the basis of this reformulation of natural law Kries then proceeds to show how reviving natural law theory might be possible in the contemporary context though it will need to be preceded by a reformulation of the natural law theory itself especially with respect to the doctrine of conscience If this is accomplished Thomistic natural law will be better situated to respond to its three most important contemporary critics the existentialism of Sartre the deontologism of Kant and the political hedonism of Hobbes

Nature as Reason Jean Porter, 2005 This noteworthy book develops a new theory of the natural law that takes its orientation from the account of the natural law developed by Thomas Aquinas as interpreted and supplemented in the context of scholastic theology in the twelfth and thirteenth centuries Though this history might seem irrelevant to twenty first

century life Jean Porter shows that the scholastic approach to the natural law still has much to contribute to the contemporary discussion of Christian ethics Aquinas and his interlocutors provide a way of thinking about the natural law that is distinctively theological while at the same time remaining open to other intellectual perspectives including those of science In the course of her work Porter examines the scholastics assumptions and beliefs about nature Aquinas s account of happiness and the overarching claim that reason can generate moral norms Ultimately Porter argues that a Thomistic theory of the natural law is well suited to provide a starting point for developing a more nuanced account of the relationship between specific beliefs and practices While Aquinas s approach to the natural law may not provide a system of ethical norms that is both universally compelling and detailed enough to be practical it does offer something that is arguably more valuable namely a way of reflecting theologically on the phenomenon of human morality

After the Natural Law John Lawrence Hill, 2016 The natural law worldview developed over the course of almost two thousand years beginning with Plato and Aristotle and culminating with St Thomas Aquinas in the thirteenth century This tradition holds that the world is ordered intelligible and good that there are objective moral truths which we can know and that human beings can achieve true happiness only by following our inborn nature which draws us toward our own perfection Most accounts of the natural law are based on a God centered understanding of the world After the Natural Law traces this tradition from Plato and Aristotle to Thomas Aquinas and then describes how and why modern philosophers such as Descartes Locke and Hobbes began to chip away at this foundation The book argues that natural law is a necessary foundation for our most important moral and political values freedom human rights equality responsibility and human dignity among others Without a theory of natural law these values lose their coherence we literally cannot make sense of them given the assumptions of modern philosophy Part I of the book traces the development of natural law theory from Plato and Aristotle through the crowning achievement of Thomas Aquinas Part II explores how modern philosophers have systematically chipped away at the only coherent foundation for these values As a result our most important moral and political ideals today are incoherent Modern political and moral thinkers have been led either to dilute the meaning of such terms as freedom or the moral good or abandon these ideas altogether Thus modern philosophy and political thought are leading us either toward anarchy or totalitarianism The conclusion entitled Why God Matters shows how even the philosophical assumptions of the natural law depend on a personal God

Natural Law Georg Wilhelm Friedrich Hegel, 1975 One of the central problems in the history of moral and political philosophy since antiquity has been to explain how human society and its civil institutions came into being In attempting to solve this problem philosophers developed the idea of natural law which for many centuries was used to describe the system of fundamental rational principles presumed universally to govern human behavior in society By the eighteenth century the doctrine of natural law had engendered the related doctrine of natural rights which gained reinforcement most famously in the American and French revolutions According to this view human society arose through the association of individuals who

might have chosen to live alone in scattered isolation and who in coming together were regarded as entering into a social contract In this important early essay first published in English in this definitive translation in 1975 and now returned to print Hegel utterly rejects the notion that society is purposely formed by voluntary association Indeed he goes further than this asserting in effect that the laws brought about in various countries in response to force accident and deliberation are far more fundamental than any law of nature supposed to be valid always and everywhere In expounding his view Hegel not only dispenses with the empiricist explanations of Hobbes Hume and others but also at the heart of this work offers an extended critique of the so called formalist positions of Kant and Fichte

Natural Law in Political Thought Paul E. Sigmund, 1982

Originally published in 1971 by Winthrop Publishers Inc this volume provides a discussion and analysis of the theory of natural law as it appears in contemporary political and social thought This theory of natural law was used from the fifth century B C until the end of the eighteenth century to provide a universal rational standard to determine the nature and limits of political obligation the evaluation of competing forms of government and the relation of law and politics to morals

Natural Law and Justice Lloyd L. Weinreb, 1987 Human beings are a part of nature and apart from it The argument of *Natural Law and Justice* is that the philosophy of natural law and contemporary theories about the nature of justice are both efforts to make sense of the fundamental paradox of human experience individual freedom and responsibility in a causally determined universe Lloyd Weinreb restores the original understanding of natural law as a philosophy about the place of humankind in nature He traces the natural law tradition from its origins in Greek speculation through its classic Christian statement by Thomas Aquinas He goes on to show how the social contract theorists adapted the idea of natural law to provide for political obligation in civil society and how the idea was transformed in Kant's account of human freedom He brings the historical narrative down to the present with a discussion of the contemporary debate between natural law and legal positivism including particularly the natural law theories of Finnis Richards and Dworkin Weinreb then adopts the approach of modern political philosophy to develop the idea of justice as a union of the distinct ideas of desert and entitlement He shows liberty and equality to be the political analogues of desert and entitlement and both pairs to be the normative equivalents of freedom and cause In this part of the book Weinreb considers the theories of justice of Rawls and Nozick as well as the communitarian theory of MacIntyre and Sandel The conclusion brings the debates about natural law and justice together as parallel efforts to understand the human condition This original contribution to legal philosophy will be especially appreciated by scholars teachers and students in the fields of political philosophy legal philosophy and the law generally

Natural Law and Practical Rationality Mark C. Murphy, 2001-06-11 Natural law theory has been undergoing a revival especially in political philosophy and jurisprudence Yet most fundamentally natural law theory is not a political theory but a moral theory or more accurately a theory of practical rationality According to the natural law account of practical rationality the basic reasons for actions are basic goods that are grounded in the nature of human beings Practical

rationality aims to identify and characterize reasons for action and to explain how choice between actions worth performing can be appropriately governed by rational standards These standards are justified by reference to features of the human goods that are the fundamental reasons for action This book is a defence of a contemporary natural law theory of practical rationality demonstrating its inherent plausibility and engaging systematically with rival egoist consequentialist Kantian and virtue accounts

Natural Law Ethics Philip E. Devine, 2000-05-30 The natural law tradition which takes as central to moral discussion an appeal to our common humanity provides a sustainable and attractive approach to problems of ethics and morals This volume presents a contemporary version of natural law ethics one that does not rely for support on the authority of Aristotle or St Thomas Aquinas however much it is indebted to them and their followers for inspiration and arguments The author discusses the mutual relations of four key moral concepts the good virtue duty and rights as well as their application to various issues including environmental concerns homosexuality and suicide While examining the role of morality in a way of life and the relation between morality and religion he defends the natural law tradition against a range of philosophical and theological opponents

Contemporary Perspectives on Natural Law Ana Marta González, 2016-05-13 Resorting to natural law is one way of conveying the philosophical conviction that moral norms are not merely conventional rules Accordingly the notion of natural law has a clear metaphysical dimension since it involves the recognition that human beings do not conceive themselves as sheer products of society and history And yet if natural law is to be considered the fundamental law of practical reason it must show also some intrinsic relationship to history and positive law The essays in this book examine this tension between the metaphysical and the practical and how the philosophical elaboration of natural law presents this notion as a limiting concept between metaphysics and ethics between the mutable and the immutable between is and ought and in connection with the latter even the tension between politics and eschatology as a double horizon of ethics This book contributed to by scholars from Europe and America is a major contribution to the renewed interest in natural law It provides the reader with a comprehensive overview of natural law both from a historical and a systematic point of view It ranges from the mediaeval synthesis of Aquinas through the early modern elaborations of natural law up to current discussions on the very possibility and practical relevance of natural law theory for the contemporary mind

Natural Law Alessandro Passerin d'Entrèves, **Natural Right and Natural Law** Javier Hervada, 1987 *Natural Moral Law in Contemporary Society* Holger Zaborowski, 2010-08 Natural law is a controversial subject but one of great significance in the ongoing and increasingly important discussion about the foundations of moral reasoning The essays of this volume examine natural moral law different natural law theories and the role that natural law can and should play in our contemporary society While some essays explore systematically the metaphysical and moral foundations of natural law others focus on questions related to the application of natural law in the political medical or legal realm or discuss historical questions that are closely related to the crisis and defense of natural law All contributors agree that natural law is a concept that cannot

and must not be dismissed and that is in need of a careful retrieval While there are clearly differences in emphasis among the contributors most of them also agree that the defense of natural law the critique of the modern dismissal of natural law and of a modern non teleological understanding of nature and the proper use of philosophical reasoning are all closely related The book continues the ongoing Studies in Philosophy and the History of Philosophy series ABOUT THE EDITOR Holger Zaborowski is assistant professor of philosophy at the Catholic University of America He is the author of Robert Spaemann's Philosophy of the Human Person Nature Freedom and the Critique of Modernity and Eine Frage von Irre und Schuld Martin Heidegger und der Nationalsozialismus CONTRIBUTORS Joseph Cardinal Ratzinger Benedict XVI J Budziszewski Jean De Groot Jorge L A Garcia Luke Gormally Mary M Keys V Bradley Lewis Nelson Lund David S Oderberg John Rist Francis Slade and Robert Sokolowski

Natural Law Theory Robert P. George, 1992 This volume presents twelve original essays by contemporary natural law theorists and their critics Natural law theory is enjoying a revival of interest today in a variety of disciplines including law philosophy political science and theology and religious studies These essays offer readers a sense of the lively contemporary debate among natural law theorists of different schools as well as between natural law theorists and their critics

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