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# Inleiding tot de rechtswetenschap

Een inleiding tot het Caribisch-Nederlands recht

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# Inleiding Tot De Rechtswetenschap

**Olha O. Cherednychenko**



## **Inleiding Tot De Rechtswetenschap:**

*Inleiding tot de Europese rechtsgeschiedenis* Randall Lesaffer, 2008 Overzicht van de historische ontwikkeling van de Europees continentale rechtstraditie **Recht in context. Een inleiding tot de rechtswetenschap** H.S. Taekema, 2020 Wie het recht wil bestuderen kan vele wegen bewandelen Maar voor wie het recht als sociaal cultureel en intellectueel fenomeen wil begrijpen staan aanzienlijk minder wegen open De reden is dat het recht zowel in abstracto als in concreto alleen begrepen kan worden in de context van de omstandigheden waarin het functioneert Dit boek neemt deze gedachte van het contextualisme als uitgangspunt voor een inleiding tot het recht en de rechtswetenschap 00 Deel I is gewijd aan fundamentele kenmerken van het recht en discussies over de aard van het recht Daarin worden centrale thema's als de rechtsbronnen belangrijke stromingen in de rechtstheorie de rol van beginselen en de rechtsstaat behandeld In deel II wordt de stelling van het contextualisme betrokken op specifieke rechtsgebieden en aan de hand daarvan worden basisbegrippen en leerstukken in het strafrecht het privaatrecht en het bestuursrecht besproken Deel III is gewijd aan de rechtspraak en de rechtswetenschap Daarin komt het praktische werk van de rechter in de context van het procesrecht aan de orde evenals de aard van rechtsgeleerdheid als wetenschap 0 **Aristotelian Protestantism in Legal Philosophy** Liesbeth Hupperts-Cluysenaer, 2022-01-01 This book contains the first time English translation of the main work of Paul Scholten the General Method of Private Law The introductory article analyzes Scholten's view in contrast with a particular combination of Comte's centralizing optimization program and Neo Kantian Idealism which is still dominant in political philosophy Comte's sociology and Scholten's Jurisprudentialism are not presented here in the well known opposition of Sein and Sollen but by showing how their different views on scientific method are grounded in opposite views on the philosophical political and ethical meaning of human action Neo Kantianism adheres to Comte's view while Scholten adheres to the Aristotelian view as it had developed in Christianity and had provided the protestant foundation of the Dutch Republic in the seventeenth century Comte attacks Aristotelian Protestantism which he characterizes as the metaphysical stage of the Western development of state negative protestant constitutional and juridical Scholten's views oppose the inherent trend towards centralization in Comte's program to cover all aspects of optimization for the best of all ever better That branch of political philosophy not only has shaky foundations in scientific method but also has reached its boundaries of operational applicability Scholten's views oppose the emphasis in Comte's program on a unified general will and stress the need for accepting the existence of deeply conflicting philosophies of life in society This has consequences for the organization of democracy regarding independence of specialized agencies the role of civil society and the voting system It not just holds for the state level but also for Unions and supranational organizations The legal system plays a key role in this development Scholten's views and activities have had great posthumous impact for the reconstruction of society and politics in the first years after World War II They contributed to the collaboration between the different denominations in the Protestant church opened up the social

democratic party to different denominations and helped develop the cooperation of different Christian parties leaving the cleavages of the pre war political spectre behind Authors and open reviewers who have contributed to the DPSP project have a broad international background apart from the Netherlands Finland Germany Austria France Italy United Kingdom Brazil United States and Indonesia Indonesia plays a substantial role in the book as Scholten played a main role in setting up the legal education system in what was then the Netherlands Indies Chapters 1 Paul Scholten Aristotelian Protestantism in Dutch Legal Philosophy Liesbeth Huppes Cluysenaer p 1 2 Paul Scholten s Life Rogier Chorus Liesbeth Huppes Cluysenaer Jacqueline Schoonheim p 28 3 General Method of Private Law English translation of the First Chapter of the General Volume of the Asser serie on Dutch Civil Law written by Paul Scholten Liesbeth Huppes Cluysenaer Marjanne Termorshuizen Arts Cassandra Steer Paul Scholten p 37 4 Jumping Judges Judicial Discovery of Law Niels van Manen p 225 5 From a Legal Order to a Legal System Scholten s Contribution to a Theory of Legal Change Jean Louis Halp rin p 249 6 Law and Context Scholten s Open System of Law and Legal Harmonisation Jaakko Husa 261 7 Case Based Reasoning and Formulary Procedure A Guard against Individual Emotions Marco Gardini p 287 8 Kelsen and Scholten on Reason and Emotion in Solving Cases Nuno M M S Coelho p 315 9 Trembling Necessity and Analogy Juridical Reason as Judgment by the Similar Luciano de Camargo Penteado p 334 10 Paul Scholten and the Founding of the Batavia Rechtshogeschool Upik Djalins p 354 11 In Search of Scholten s Legacy The Meaning of the Method of Rechtsvinding for the Current Indonesian Legal Discourse Shidarta p 396 12 Scholten s Reflections on Judge s Practices An Apology of the Mystery of the Legal Craft Robert Knecht p 443 13 The Reception of the Work of Paul Scholten in the Netherlands Marjanne Termorshuizen Arts p 465 14 Re Appraising Paul Scholten His Influence on the Development of a National Legal System in Indonesia Tristram P Moeliono p 495

**Lectures on the Science of Literature** Hendrik Clemens Muller, 1904 The Dutch Language Press in America Hendrik Edelman, 2024-04-15

**Fundamental Rights, Contract Law and the Protection of the Weaker Party** Olha O. Cherednychenko, 2007

Recoge I The relations between fundamental rights and private law against the background of the public private divide II The protection of the weaker party against risky financial transactions by means of fundamental rights Synthesis and assessment

**The Reception and Transmission of Civil Procedural Law in the Global Society** Masahisa Deguchi, Marcel Storme, 2008

In modern times the civil procedural laws of every country have been influenced by those of other countries For instance the Japanese legal system was itself influenced by Chinese culture and later developed independently under the policy of national isolation And since 1868 Japan has modernized its civil procedural law using French German and American law as its models Japan has recently tried to contribute by way of legislative and legal educational assistance to other Asian countries Vietnam Cambodia etc in civil and procedural law The civil procedural laws of different countries should be expected to harmonize with each other in the global society This book is the outcome of the Congress of the International Association of Procedural Law at the Ritsumeikan University in Kyoto Japan In this book

various outstanding contributors are treating a contemporary legal problem in their own civil procedural systems including examples from India the Netherlands Korea Italy China Japan etc      **The Voice of the Law in Transition A.**

Massier,2008-01-01 In the literature on Indonesian legal history the role of language has been paid scant attention Even the replacement of Dutch by Indonesian as the official language of the law surely a major event for the work of Indonesian jurists has not been closely examined Yet since the early 1970s legal usage and terminology have been the topic of a steady stream of highly critical publications by linguists and remarkably by jurists as well Their criticism is focused on the heterogeneity of law language and terminology and the deviation of legal usage from the official standard language Government measures language courses law dictionaries have not allayed this criticism This study exposes two fundamental defects in the government measures and in the criticism itself Firstly they are grounded in an instrumental approach to language an approach that sees language as a mere tool of the jurist and as secondary in importance to the conceptual world that is considered law s core business Secondly they greatly underestimate the impact of the declining knowledge of Dutch upon the development of Indonesian law language Massier argues that the law must be viewed as inextricably bound up with the language in which it is formulated Consequently legal training and practice are examined in this study in terms of language behaviour and conventions of learning writing and speaking the languages of the law The voice of the law in transition provides a language history of Indonesian law and its practitioners

**Verslag van de Commissie tot hervorming van de Inlandsche rechtsschool (ingesteld bij g.b. van 4 Jan. 1919, no. 18).** Indonesia. Commissie tot hervorming van de Inlandsche rechtsschool,1920      **Bestuursvraagstukken** ,1949      *The Distinctive Character of the Free University in Amsterdam, 1880-2005* Arie Theodorus van Deursen,2008-04-17 Translated by Herbert Donald Morton The central theme of this history is the Free University as a private institution founded to provide Christian higher education At its founding in 1880 the Vrije University had only five professors and five students Among the other public universities it struck an odd figure and seemed destined for failure Yet founder Abraham Kuyper never wavered in his determination to build a special Reformed Calvinist university Arie van Deursen here recounts the engrossing history of this unique university in its 125th year using fully documented archival sources to detail the school s ups and downs over the years

**Recueil Des Cours, Collected Courses, 1938** Academie De Droit International De La Ha,Hague Academy of International Law,1973-07-01 The Academy is a prestigious international institution for the study and teaching of Public and Private International Law and related subjects The work of the Hague Academy receives the support and recognition of the UN Its purpose is to encourage a thorough and impartial examination of the problems arising from international relations in the field of law The courses deal with the theoretical and practical aspects of the subject including legislation and case law All courses at the Academy are in principle published in the language in which they were delivered in the Collected Courses of the Hague Academy of International Law      *Subject Index of Modern Books Acquired* British Library,1922      *Subject Index of the Modern Works*

Added to the British Museum Library British Museum. Department of Printed Books,1922      **Het Nederlandsch-Indisch, Europeesch burgerlijk procesrecht** Johann Hermann Heslinga,1924      *Pengantar Ilmu Hukum: Sebuah Tinjauan Teoritis* Imron Rizki A.,2020-11-05 Berdasarkan kepustakaan Ilmu Hukum dikenal dengan nama Jurisprudence dimana berasal dari kata jus juris yang berarti hukum atau hak dan prudence yang berarti melihat ke depan atau mempunyai keahlian Arti yang umum dari jurisprudence ini adalah ilmu yang mempelajari hukum Adapun isi pembahasan dari buku ini antara lain Hukum dalam Berbagai Arti Disiplin Hukum Fungsi dan Tujuan Hukum Ilmu Hukum sebagai Ilmu Kenyataan Pengertian Pengertian dalam Studi Ilmu Hukum Sumber Sumber Hukum Penafsiran Hukum Aliran Aliran Hukum dan Aneka Perbedaan Hukum

Verslag over den toestand der Koninklijke Bibliotheek Koninklijke Bibliotheek (Netherlands),1921 Vols for 1891 1921 include separately paged supplements Bijlage A Schenkers varies Bijlage B Aanwinsten varies      **Lijst van geschriften van leden der Vereeniging** Thijmgenootschap,1922      **Repertorium van de nederlandse jurisprudentie en rechtliteratuur** ,1908      *Oorlog voor onze gedachten* Ismee Tames,2006

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web 1 find the anterior front end of the earthworm by locating the fleshy bump over its mouth called the prostomium the posterior back end has a small hole where solid waste is expelled called the anus the length of the worm is made up of many tiny segments each separated by a thin wall called a septum 2

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web 1 0 35 annuli what phylum does the earthworm belong to how did this phylum get its name 2 1 01 setae where are setae located and what do they resemble how does the setae enable the earthworm to move 3 1 39 clitellum what is the function of the clitellum

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web dissect the earthworm as described in case of general anatomy after exposing the alimentary canal remove the blood vessels hearts blood glands muscles etc from above and around the alimentary canal now locate the buccal cavity 2nd segment pharynx 3rd to 5th oesophagus 6th 7th gizzard 8th 9th stomach 10th 15th and

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