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*Hobbes on Law and
International Affairs*

LARRY MAY

Limiting Leviathan Hobbes On Law And International Affairs By May Larry 2013 Paperback

Robert F. van Brederode



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Limiting Leviathan Larry May, 2013-09-26 Thomas Hobbes wrote extensively about law was strongly influenced by legal debates and is considered by many to be one of the first legal positivists Larry May presents the first book in English on Hobbes's legal philosophy offering a new interpretation of Hobbes's views about the connections among law politics and morality

Proportionality in International Law Michael Newton, Larry May, 2014-03-10 Proportionality is intimately linked to the overarching concepts of self defense lawful force and the controlled application of violence It is one of the most visible facets of humanitarian law designed to reduce unnecessary human suffering and avoid excessive damage to property and the natural environment However its application has come under renewed scrutiny and sustained controversy as a result of wars against non state actors and from the extensive use of drones human shields cyber war techniques and counterinsurgency tactics Proportionality in International Law critically assesses the law of proportionality in normative terms combining abstract philosophical and legal analysis with highly emotive contemporary combat cases The principle of proportionality permits actions that are logically linked to the intended goal and thus defines the permissible boundaries for the initiation and conduct of modern wars The case studies discussed in this book are predominantly from the perspective of those who make decisions in the midst of armed conflict bringing analytic rigor to the debates as well as sensitivity to facts on the ground The authors analyze modern usages of proportionality across a wide range of contexts enabling a more complete comprehension of the values that it preserves This book contrasts the applications of proportionality in both *jus ad bellum* the law and morality of resort to force and within *jus in bello* the doctrines applicable for using force in the midst of conflicts Proportionality in International Law provides the reader with a unique interdisciplinary approach offering practitioners and policymakers alike greater clarity over how proportionality should be understood in theory and in practice

Hobbesian Applied Ethics and Public Policy Shane D. Courtland, 2017-07-20 Most philosophers and political scientists readily admit that Thomas Hobbes is a significant figure in the history of political thought His theory was arguably one of the first to provide a justification for political legitimacy from the perspective of each individual subject Many excellent books and articles have examined the justification and structure of Hobbes's commonwealth ethical system and interpretation of Christianity What is troubling is that the Hobbesian project has been largely missing in the applied ethics and public policy literature We often find applications of Kantian deontology Bentham's or Mill's utilitarianism Rawls's contractualism the ethics of care and various iterations of virtue ethics Hobbesian accounts are routinely ignored and often derided This is unfortunate because Hobbes's project offers a unique perspective To ignore it when such a perspective would be fruitful to apply to another set of theoretical questions is a problem in need of a remedy This volume seeks to eliminate or at the very least partially fill this gap in the literature Not only will this volume appeal to those that are generally familiar with Hobbesian scholarship it will also appeal to a variety of readers that are largely unfamiliar with Hobbes

Social Theory

and Practice, 2015 **Hobbes Against Friendship** Gabriella Slomp, 2022-03-31 This book explores why and how Thomas Hobbes the 17th century founder of political science contributed to the modern marginalisation of friendship a concept that stood in the foreground of ancient moral and political thought and that is currently undergoing a revival The study shows that Hobbes did not question the occurrence of friendship rather he rejected friendship as an explanatory and normative principle of peace and cooperation Hobbes's stance was influential because it captured the spirit of modernity its individualism nominalism practical scepticism and materialism Hobbes's legacy has a bearing on contemporary debates about civic international and global friendship *Political Philosophy and Taxation* Robert F. van Brederode, 2022-06-02 This book explores how taxation is related to the role of the state and its relationship with its constituents the concept of private property rights the concepts of societal fairness and justice and the battle between the individual and the collective This book appeals to students and scholars who want to know how philosophers in the past and present think about taxation and how their thinking has developed through cross influencing There exists no comprehensive study providing such an overview This book is a foundational study on the philosophical justification of taxation qualitative aspect and the normative qualifications required of tax law to constitute tax that is just and fair distributive or quantitative aspect The latter includes evaluation of what type of tax is morally correct or acceptable to realize distributive justice This book covers periods from the Enlightenment era until the present The philosophers are grouped together in schools of thought and each chapter except for chapter 1 and chapter 13 are dedicated to a specific philosophical school Moreover this book aims to provide an overview of each school of thinking and the individual philosophers including placing them in the context of their times The book has particular importance as the study of taxation is an underdeveloped area of political and legal philosophy *Friendly Sovereignty* Ted H. Miller, 2023-03-22 Over the last one hundred years the term sovereignty has often been associated with the capacity of leaders to declare emergencies and to unleash harmful extralegal force against those deemed enemies Friendly Sovereignty explores the blind spots of this influential perspective Ted H Miller challenges the view of sovereignty propounded by Carl Schmitt the Weimar and Nazi period jurist and political theorist whose theory undergirds this understanding of sovereignty Claiming a return to concepts of sovereignty forgotten by his liberal contemporaries Schmitt was preoccupied with the legal exceptions required he said to rescue polities in crisis Much is missing from what Schmitt harvests from the past His framework systematically overlooks another extralegal power one that often caused consternation even among absolutists like Thomas Hobbes Sovereigns also made exceptions for friends allies and dependents Friendly Sovereignty plumbs the history of political thought about sovereignty to illustrate this other side of the sovereign's exception making power At the core of this extensive study are three thinkers each of whom stakes out a distinct position on the merits and demerits of a friendly sovereign the nineteenth century historian Jules Michelet the seventeenth century political philosopher Thomas Hobbes and Seneca the ancient Stoic and teacher of Nero Analytically rigorous and thorough in its

intellectual history *Friendly Sovereignty* presents a more comprehensive understanding of sovereignty than the one typically taught today It will be particularly useful to scholars and students of political theory and philosophy **Reason of State** Thomas Poole,2015-07-20 This historically embedded treatment of theoretical debates about prerogative and reason of state spans over four centuries of constitutional development Commencing with the English Civil War and the constitutional theories of Hobbes and the Republicans it moves through eighteenth century arguments over jealousy of trade and commercial reason of state to early imperial concerns and the nineteenth century debate on the legislative empire to martial law and twentieth century articulations of the state at the end of empire It concludes with reflections on the contemporary post imperial security state The book synthesises a wealth of theoretical and empirical literature that allows a link to be made between the development of constitutional ideas and global realpolitik It exposes the relationship between internal and external pressures and designs in the making of the modern constitutional polity and explores the relationship between law politics and economics in a way that remains rare in constitutional scholarship *Cyberwar* Jens David Ohlin, Kevin Govern, Claire Oakes Finkelstein,2015 *Cyber warfare* has become more pervasive and more complex in recent years It is difficult to regulate as it holds an ambiguous position within the laws of war This book investigates the legal and ethical ramifications of cyber war considering which sets of laws apply to it and how it fits into traditional ideas of armed conflict

Potentia Sandra Leonie Field,2020-08-01 This book draws on the political writings of Hobbes and Spinoza to establish a conceptual framework for understanding the genesis risks and promise of popular power Radical democrats whether drawing on Hobbes sleeping sovereign or on Spinoza s multitude understand popular power as moments transcending ordinary institutional politics e g popular plebsites or mass movements However a focus on the concept of power as *potentia* generates a new approach to popular power according to which its true center lies in the slow meticulous work of organizational design and maintenance The book makes an original contribution at the intersection of early modern philosophy and democratic theory *Jus Post Bellum* Carsten Stahn, Jennifer S. Easterday, Jens Iverson,2014-02 *Jus post bellum* is the body of international legal norms and rules of international law that applies to a post conflict situation as it moves to a status of peace This book provides a detailed legal analysis of all aspects of *jus post bellum* and uses case studies to show its relevance to the reality of situations on the ground **Ancient Legal Thought** Larry May,2019-07-31 This is a study of what constituted legality and the role of law in ancient societies Investigating and comparing legal codes and legal thinking of the ancient societies of Mesopotamia Egypt Greece India the Roman Republic the Roman Empire and of the ancient Rabbis this volume examines how people used law to create stable societies Starting with Hammurabi s Code this volume also analyzes the law of the pharaohs and the codes of the ancient rabbis and of the Roman Emperor Justinian Focusing on the key concepts of justice equity and humaneness the status of women and slaves and the idea of criminality and of war and peace no other book attempts to examine such diverse legal systems and legal thinking from the ancient

world Rights and Reason Marilyn Friedman, Larry May, K. Parsons, J. Stiff, 2014-03-14 The papers in this book have been collected in celebration of Carl Wellman who after forty five years is retiring from teaching Here I would like to highlight a few of the moments which have shaped Carl as a person and a philosopher Although his childhood was not unhappy Carl faced considerable challenges growing up in Manchester New Hampshire He never knew his father he and his mother Carolyn had little money and he fought a long battle with Stevens Johnson Syndrome an illness which made him more familiar with hospitals than any young person should be His mother once told me that there were times when the doctors put Carl in his own hospital room because while he was too young to be housed with adult men they did not want the other children to see him die Following a year of physician prescribed rest after high school the doctors recommended the University of Arizona in the misguided hope that the desert climate might improve his health In spite of the doctors hopes life in Tucson was not easy The heat takes its toll on everyone but the desert was especially oppressive for Carl since his unusually sensitive eyes were no match for the intense sun Still Carl enjoyed college **Jus Post Bellum and Transitional Justice** Larry May, Elizabeth Edenberg, 2013-10-07 This collection of essays brings together jus post bellum and transitional justice theorists to explore the legal and moral questions that arise at the end of war and in the transition to less oppressive regimes Transitional justice and jus post bellum share in common many concepts that will be explored in this volume In both transitional justice and jus post bellum retribution is crucial In some contexts criminal trials will need to be held and in others truth commissions and other hybrid trials will be considered more appropriate means for securing some form of retribution But there is a difference between how jus post bellum is conceptualized where the key is securing peace and transitional justice where the key is often greater democratization This collection of essays highlights both the overlap and the differences between these emerging bodies of scholarship and incipient law

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