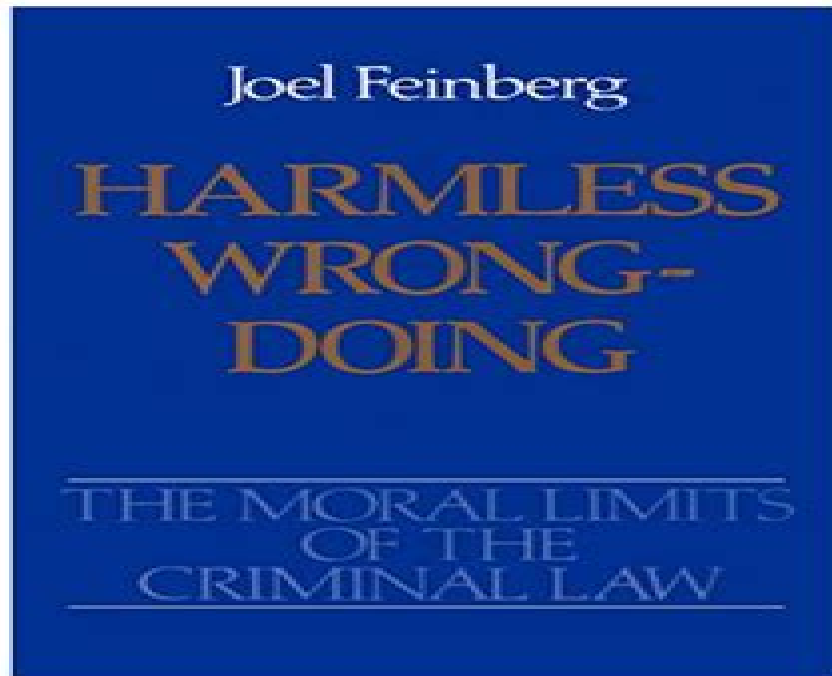


## Harmless Wrongdoing (Moral Limits of the Criminal Law, Vol. 4)



# Harmless Wrongdoing Moral Limits Of The Criminal Law

**Prince Saprai**



## **Harmless Wrongdoing Moral Limits Of The Criminal Law:**

*Harmless Wrongdoing* Joel Feinberg, 1990-05-31 The final volume of Feinberg's four volume work *The Moral Limits of Criminal Law* examines the philosophical basis for the criminalization of so called victimless crimes such as ticket scalping, blackmail, consensual exploitation of others, commercial fortune telling and consensual sexual relations. [The Moral Limits of the Criminal Law: Harmless wrongdoing](#) Joel Feinberg, 1988 In this volume Feinberg focuses on the meanings of interest, the relationship between interests and wants and the distinction between want regarding and ideal regarding analyses on interest and hard cases for the applications of the concept of harm. Examples of the hard cases are harm to character, vicarious harm and prenatal and posthumous harm. Feinberg also discusses the relationship between harm and rights, the concept of a victim and the distinctions of various quantitative dimensions of harm, consent and offense, including the magnitude, probability, risk and importance of harm. [The Moral Limits of the Criminal Law](#) Joel Feinberg, 1988 The 4th and final volume in the series defines the philosophical basis for criminalizing so called victimless crimes such as pornography and consensual sexual activity. **Harmless Wrongdoing. The Moral Limits of the Criminal Law**, 1990 This is the fourth and final volume of Feinberg's magisterial work *The Moral Limits of the Criminal Law*. In it Feinberg examines the philosophical basis for the criminalization of so called victimless crimes such as pornography and consensual sexual activity. The first three volumes of the work *Harm to Others*, *Offense to Others* and *Harm to Self* are also available in paperback. **Offense to Others** Joel Feinberg, 1984 The second volume in the series *The Moral Limits of the Criminal Law*, this book explicates the offense principle, clarifies the concept of the offended mental state, examines pornography and the Constitution, obscenity and obscene words and social policy. [The Routledge Companion to Philosophy of Law](#) Andrei Marmor, 2012-04-27 *The Routledge Companion to the Philosophy of Law* provides a comprehensive non technical philosophical treatment of the fundamental questions about the nature of law. Its coverage includes law's relation to morality and the moral obligations to obey the law, the main philosophical debates about particular legal areas such as criminal responsibility, property, contracts, family law, law and justice in the international domain, legal paternalism and the rule of law. The entirely new content has been written specifically for newcomers to the field, making the volume particularly useful for undergraduate and graduate courses in philosophy of law and related areas. All 39 chapters, written by the world's leading researchers and edited by an internationally distinguished scholar, bring a focused philosophical perspective to their subjects. *The Routledge Companion to the Philosophy of Law* promises to be a valuable and much consulted student resource for many years. **Market Complicity and Christian Ethics** Albino Barrera, 2011-01-06 The marketplace is a remarkable social institution that has greatly extended our reach so shoppers in the West can now buy fresh cut flowers, vegetables and tropical fruits grown halfway across the globe even in the depths of winter. However, these expanded choices have also come with considerable moral responsibilities as our economic decisions can have far reaching effects by either ennobling or debasing

human lives In this book Albino Barrera examines our own moral responsibilities for the distant harms of our market transactions from a Christian viewpoint identifying how the market's division of labour makes us unwitting collaborators in others wrongdoing and in collective ills His important account covers a range of different subjects including law economics philosophy and theology in order to identify the injurious ripple effects of our market activities

**Incivilities** A P Simester, Andreas von Hirsch, 2006-10-13 Prohibitions against offensive conduct have existed for many years but their extent and use was on the decline Recently however several jurisdictions including England and Wales have moved to broaden the reach and severity of measures against incivilities New measures include expanded targeting of unpopular forms of public conduct such as begging and legislation authorising magistrates to issue prohibitory orders against anti social behaviour Because these quality of life prohibitions can be so restrictive of personal liberties it is essential to develop adequate guiding and limiting principles concerning State intervention in this area This book addresses the legal regulation of offensive behaviour Topics include the nature of offensiveness the grounds and permissible scope of criminal prohibitions against offensive behaviour the legitimacy of civil orders against incivilities and identifying the social trends that have generated current political interest in preventing incivilities through intervention of law These questions are addressed by eleven distinguished philosophers criminal law theorists criminologists and sociologists In an area that has attracted much public comment but little theoretical analysis to date these essays develop a fuller conceptual framework for debating questions about the legal regulation of offensive behaviour

**The Criminal Justice System and Health Care** Charles A. Erin, Suzanne Ost, 2007-11-29 This book examines questions of medical accountability and ethics It analyses how the criminal justice system regulates health care practice and to what extent it can and should be used as a tool to resolve ethical conflict in health care For most of the twentieth century criminal courts were engaged in matters relating to medicine principally as a forum to resolve ethical controversies over the sanctity of life However the judiciary approached this function with reluctance and a marked tendency to defer to the medical profession to define what constituted ethical and thus lawful conduct However over the past 25 years criminal courts have increasingly been drawn into these types of question and the criminal law has become a major actor in the resolution of ethical conflict The trend to prosecute for aberrant professional conduct or medical malpractice and the role of the criminal process in medicine has been analytically neglected in the UK There is scant literature addressing the appropriate boundaries of the criminal process in resolving ethical conflict the theoretical legal analysis of the law's relationship with health care or the practical impact of the criminal justice system on professionals and the delivery of health care in the UK This volume addresses these issues via a combination of theoretical analyses and key case studies drawing on the experiences of other carefully selected jurisdictions It places a particular emphasis on the appropriateness of the involvement of the criminal justice system in health care the limitations of this developing trend and solutions to the problems it throws up The book takes euthanasia as a primary example of the issues

raised by the intersection of health care and the criminal law and questions whether health care issues appropriately fall within the remit of the criminal justice system      Regulation and Social Control of Incivilities Nina Persak,2016-06-23 The increasing trend and prevalence of incivilities targeting punitive regulatory measures across Europe raises important issues regarding the legitimacy effectiveness and impact of such formal social control Regulation and Social Control of Incivilities addresses the pertinent issues of current punitive regulation and the social control of incivilities their trends criminological explanations political spatial cultural representational and policing dimensions as well as the underlying behaviour it targets Part I explores issues surrounding the regulation of incivilities drawing examples from several European countries including Spain Italy Great Britain Belgium Slovenia and Hungary It inspects the legal form and content of the prohibition of incivilities and the social factors that can help explain it as well as the effectiveness and societal impact of various anti nuisance measures Part II focuses on social control and the representation of incivilities including the construction and control of public nuisance in Belgium the spatial and cultural aspects of incivilities and of law enforcement against them the media representations of incivilities in the British and Flemish press and the intersections between migration and control of incivilities when policing in the Netherlands This book brings together international scholars to examine the ways in which understudied European countries approach the issue of anti social behaviour This multidisciplinary text will be of interest to students scholars and policymakers concerned with issues of social control incivilities and criminalisation      **Exploitation** Benjamin Ferguson,Matt Zwolinski,2024 Exploitation Perspectives from Philosophy Politics and Economics brings together recent scholarly work on the topic of exploitation from philosophy political science and economics in one volume organised around three main questions What is exploitation Why is exploitation wrong What should we do about it The book includes contributions from both seasoned scholars and new voices covering issues as diverse as climate change paid plasma donation and international justice      **In Our Best Interest** Jason Hanna,2018-09-21 In Our Best Interest argues that it is permissible to intervene in a person s affairs whenever doing so serves her best interest without wronging others Jason Hanna makes the case for paternalism responding to common objections that paternalism is disrespectful or that it violates rights and arguing that popular anti paternalist views confront serious problems      *The Philosophy of Punishment* Anthony Ellis,2012-05-30 The series St Andrews Studies in Philosophy and Public Life originates in the Centre for Ethics Philosophy and Public Affairs University of St Andrews and is under the general editorship of John Haldane The series includes monographs collections of essays and occasional anthologies of source material representing study in those areas of philosophy most relevant to topics of public importance with the aim of advancing the contribution of philosophy in the discussion of these topics In this volume the author sets aside the usual division between theories of punishment that do or do not focus on retribution In its place he proposes and explores the distinction between internalist and externalist theories The final chapter discusses the deterrent value of punishment      Illusion of Order Bernard E. Harcourt,2005-02-15 This is the first book to challenge the broken

windows theory of crime which argues that permitting minor misdemeanors such as loitering and vagrancy to go unpunished only encourages more serious crime The theory has revolutionized policing in the United States and abroad with its emphasis on policies that crack down on disorderly conduct and aggressively enforce misdemeanor laws The problem argues Bernard Harcourt is that although the broken windows theory has been around for nearly thirty years it has never been empirically verified Indeed existing data suggest that it is false Conceptually it rests on unexamined categories of law abiders and disorderly people and of order and disorder which have no intrinsic reality independent of the techniques of punishment that we implement in our society How did the new order maintenance approach to criminal justice a theory without solid empirical support a theory that is conceptually flawed and results in aggressive detentions of tens of thousands of our fellow citizens come to be one of the leading criminal justice theories embraced by progressive reformers policymakers and academics throughout the world This book explores the reasons why It also presents a new more thoughtful vision of criminal justice

**Gambling Cultures** Jan McMillen, 2005-12-20 First published in 1996 Routledge is an imprint of Taylor Francis an informa company

Liberalism, Perfectionism and Restraint Steven Wall, 1998-09-13 Are liberalism and perfectionism compatible In this study Steven Wall presents and defends a perfectionist account of political morality that takes issue with many currently fashionable liberal ideas but retains the strong liberal commitment to the ideal of personal autonomy He begins by critically discussing the most influential version of anti perfectionist liberalism examining the main arguments that have been offered in its defence He then clarifies the ideal of personal autonomy presents an account of its value and shows that a strong commitment to personal autonomy is fully compatible with an endorsement of perfectionist political action designed to promote valuable pursuits and discourage base ones

A Companion to Bioethics Helga Kuhse, Peter Singer, 2013-04-16 This second edition of A Companion to Bioethics fully revised and updated to reflect the current issues and developments in the field covers all the material that the reader needs to thoroughly grasp the ideas and debates involved in bioethics Thematically organized around an unparalleled range of issues including discussion of the moral status of embryos and fetuses new genetics life and death resource allocation organ donations AIDS human and animal experimentation health care and teaching Now includes new essays on currently controversial topics such as cloning and genetic enhancement Topics are clearly and compellingly presented by internationally renowned bioethicists A detailed index allows the reader to find terms and topics not listed in the titles of the essays themselves

**Prevention Vs. Treatment** Halley S. Faust, Paul T. Menzel, 2012 Is prevention better than cure or treatment more important because people need rescue In this volume the prevention treatment relationship is examined factually by economists and scholars of health policy and evidence based medicine

The Ethics of Precaution Levente Szentkirályi, 2019-11-22 There are thousands of substances manufactured in the United States to which the public is routinely exposed and for which toxicity data are limited or absent Some insist that uncertainty about the severity of potential harm justifies implementing precautionary regulations while

others claim that uncertainty justifies the absence of regulations until sufficient evidence confirms a strong probability of severe harm In this book Levente Szentkir lyi overcomes this impasse in his defense of precautionary environmental risk regulation by shifting the focus from how to manage uncertainty to what it is we owe each other morally He argues that actions that create uncertain threats wrongfully gamble with the welfare of those who are exposed and neglect the reciprocity that our equal moral standing demands If we take the moral equality and rights of others seriously we have a duty to exercise due care to strive to prevent putting them in possible harm s way The Ethics of Precaution will be of great interest to researchers educators advanced students and practitioners working in the fields of environmental political theory ethics of risk and environmental policy      Contract Law Without Foundations Prince Saprai, 2019-02-21 This book advances a theoretical account of contract law grounded in value pluralism Arguing against attempts to delineate branches of legal doctrine by reference to single unifying values the book suggests that a field such as contract law can only be explained and justified by the interaction of a multiplicity of moral values In recent times the philosophy of contract law has been dominated by the promise theory according to which the morality of promise provides a blueprint for the structure shape and content that contract law rules and doctrines should take The promise theory is an example of what this book calls a foundationalist theory whereby areas of law reflect or are underlain by particular moral principles or sets of such principles By considering contract law from the point of view of its theory rules and doctrines and broader political context the book argues that the promise theory can only ever offer part of the picture The book claims that top down theories of contract law such as the promise theory and its bitter rival the economic analysis of law seriously mishandle legal doctrine by ignoring or underplaying the irreducible plurality of values that shape contract law The book defends the role of this multiplicity of values in forging contract doctrine by developing from the ground up a radical and distinctly republican reinterpretation of the field The book encourages readers to move away from a top down theory of contract law such as the promise theory and instead embrace a distinctly republican approach to contract law that would justify the legal rules and doctrines we find in particular jurisdictions at particular times

The book delves into Harmless Wrongdoing Moral Limits Of The Criminal Law. Harmless Wrongdoing Moral Limits Of The Criminal Law is a vital topic that must be grasped by everyone, from students and scholars to the general public. This book will furnish comprehensive and in-depth insights into Harmless Wrongdoing Moral Limits Of The Criminal Law, encompassing both the fundamentals and more intricate discussions.

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    - Chapter 3: Harmless Wrongdoing Moral Limits Of The Criminal Law in Everyday Life
    - Chapter 4: Harmless Wrongdoing Moral Limits Of The Criminal Law in Specific Contexts
    - Chapter 5: Conclusion
  2. In chapter 1, the author will provide an overview of Harmless Wrongdoing Moral Limits Of The Criminal Law. The first chapter will explore what Harmless Wrongdoing Moral Limits Of The Criminal Law is, why Harmless Wrongdoing Moral Limits Of The Criminal Law is vital, and how to effectively learn about Harmless Wrongdoing Moral Limits Of The Criminal Law.
  3. In chapter 2, the author will delve into the foundational concepts of Harmless Wrongdoing Moral Limits Of The Criminal Law. The second chapter will elucidate the essential principles that must be understood to grasp Harmless Wrongdoing Moral Limits Of The Criminal Law in its entirety.
  4. In chapter 3, this book will examine the practical applications of Harmless Wrongdoing Moral Limits Of The Criminal Law in daily life. This chapter will showcase real-world examples of how Harmless Wrongdoing Moral Limits Of The Criminal Law can be effectively utilized in everyday scenarios.
  5. In chapter 4, the author will scrutinize the relevance of Harmless Wrongdoing Moral Limits Of The Criminal Law in specific contexts. The fourth chapter will explore how Harmless Wrongdoing Moral Limits Of The Criminal Law is applied in specialized fields, such as education, business, and technology.
  6. In chapter 5, this book will draw a conclusion about Harmless Wrongdoing Moral Limits Of The Criminal Law. The final chapter will summarize the key points that have been discussed throughout the book.
- The book is crafted in an easy-to-understand language and is complemented by engaging illustrations. It is highly recommended for anyone seeking to gain a comprehensive understanding of Harmless Wrongdoing Moral Limits Of The Criminal Law.

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