

Reading Law The Interpretation Of Legal Texts

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in this groundbreaking book scalia and garner systematically explain all the most important principles of constitutional statutory and contractual

interpretation in an engaging and informative style with hundreds of illustrations from actual cases is a burrito a sandwich is a corporation entitled to personal privacy if you trade a gun for drugs are you using a gun in a drug transaction the authors grapple with these and dozens of equally curious questions while explaining the most principled lucid and reliable techniques for deriving meaning from authoritative texts meanwhile the book takes up some of the most controversial issues in modern jurisprudence what exactly is textualism why is strict construction a bad thing what is the true doctrine of originalism and which is more important the spirit of the law or the letter the authors write with a well argued point of view that is definitive yet nuanced straightforward yet sophisticated

kent greenwalt s second volume on aspects of legal interpretation analyzes statutory and common law interpretation suggesting that multiple factors are important for each and that the relation between them influences both the book argues against any simple textualism claiming that even reader understanding of statutes depends partly on perceived intent in respect to common law interpretation use of reasoning by analogy is defended and any simple dichotomy of holding and dictum is resisted

this series of book includes the latest cases materials and commentaries concerning arbitration from supreme people s court of prc and other courts the main arbitration institutions and the leading experts in china apart from introducing cases and material of main and recent development of arbitration in china this series may also include reports or commentaries by experts by offering guidance on what to do and how to proceed in practical scenarios this book serves as a resource for the arbitration community particularly for those involved in cases related to china the exploration of practical applications and theoretical advancements will be especially appealing to practitioners and scholars in the field the book meets the needs of the practitioners arbitrators or academics who are interested in china arbitration for the practitioners it will benefit them in each stage of arbitration for arbitrators knowing the opinions defenses and decisions will help them to handle the arbitration more effectively and successfully for academics the series of book is also an excellent source of analysis on china arbitration and all relevant judicial practice alongside this for the business community and legal consultants before doing business or providing legal consultation they may need to know more about arbitration as alternative to litigation in china

suitable for students or practitioners this authoritative overview of the legislative process and statutory interpretation moves smoothly and understandably between the theoretical and the practical it contains in depth discussion of such topics as theories of legislation and representation electoral and legislative structures extrinsic sources for statutory interpretation and substantive canons of statutory interpretation reap the benefits of the authors experience opinions and insight and gain a working knowledge of the area

statutory interpretation has become the most commonly required skill of the modern lawyer a dictionary of statutory interpretation provides a ready reference to the important terms and ideas that arise in connection with determining the meaning of legislation chapter 1 includes over 100

entries including the following ambiguity the absurdity canon linguistic and substantive canons legislative intent legislative purpose legislative history textualism legal realism law and economics each entry includes a definition an explanation of the relevance of the term and ideas for statutory interpretation some history about its use and a concise discussion of contemporary issues the author expresses his point of view in the discussion of these issues which is generally skeptical about textualism but presents all sides of the debate a reference section allows for further research on each subject chapter 2 includes over 35 famous quotations dealing with the interpretation of statutes along with historical and critical commentary the entries include learned hand holmes calabresi posner easterbrook pound blackstone etc the book will be useful for lawyers judges law professors and law students who want an entry into the contemporary debate about how to interpret legislation along with an insight into what is at stake in those debates filled with usefully extended treatments of important and interesting legal terms the green bag this book will be a useful tool for readers or libraries needing a good single volume guide to statutory interpretation summing up highly recommended choice librarians and researchers should consider a dictionary of statutory interpretation an essential reference work for a very affordable price it will likely become a go to resource when quick but in depth analysis of a statutory interpretation question is sought legal information alert volume 26 issue 9 alert publications inc chicago il alertpub com

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today statutes make up the bulk of the relevant law heard in federal courts and arguably represent the most important source of american law the proper means of judicial interpretation of those statutes have been the subject of great attention and dispute over the years this book provides new insights into the theory and practice of statutory interpretation by courts cross offers the first comprehensive analysis of statutory interpretation and includes extensive empirical evidence of supreme court practice he offers a thorough review of the active disputes over the appropriate approaches to statutory interpretations namely whether courts should rely exclusively on the text or also examine the legislative history the book then considers the use of these approaches by the justices of the recent rehnquist court and the degree to which they were applied by the justices either sincerely or in pursuit of an ideological agenda

this title was first published in 2003 leading contemporary essays on interpretation are assembled in this volume which offsets them against a small number of classical works from earlier periods it has long been recognized that textual sources constitutions statutes precedents commentaries are central to developed systems of law and that interpretation of such texts is one highly important element in adjudication legal practice and legal scholarship scholars have also contended that the totality of legal activity is interpretive in a wider sense and debates about objectivity have raged the reasons for this development are here critically scrutinized

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