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In general, the rule of law implies that the creation of laws, their enforcement, and the relationships among legal rules are themselves legally regulated, so that no one—including the most highly placed official—is above the law. The legal constraint on rulers means that the government is subject to existing laws as much as its citizens are. Thus, a closely related notion is the idea of equality before the law, which holds that no “ legal ” person shall enjoy privileges that are not ...

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While the rule of law means that there ' s clarity and consistency in rules and regulations, you still need to learn what the rules are. If you own or work for an Australian business, you have to follow Australian law. When you neglect to do so, there are clearly outlined consequences. For example, Australia has laws governing minimum wage.

~~How the rule of law is important to business | SCU Online~~

The rule of law is defined in the Oxford English Dictionary as " [t]he authority and influence of law in society, especially when viewed as a constraint on individual and institutional behavior; (hence) the principle whereby all members of a society (including those in government) are considered equally subject to publicly disclosed legal codes and processes."

~~Rule of law - Wikipedia~~

The rule of law is a fundamental doctrine by which every individual must obey and submit to the law, and not arbitrary action by other people or groups. In essence, no one is above the law. The United Kingdom does not have a written constitution. The rule of law, along with Parliamentary Sovereignty and court rulings, is fundamentally the defining principle of our ' unwritten constitution ' .

~~The Rule of Law in the UK - InBrief.co.uk~~

rule of law everyone acts under the law. A phrase as old as Aristotle, it has a special meaning in the constitutional law of the UK and in relation to discussions of law and politics everywhere. Perhaps the most practically useful sense in which the doctrine is applied is to demand that the executive must be acting under the law.

~~Rule of law legal definition of rule of law~~

There is strong evidence to suggest that in our legal system the poorer you are, the more likely you are to be given a custodial sentence, whereas if you are rich you will be given the option of ...

~~BBC - Have Your Say: What laws would you change?~~

rule of law (uncountable) (law) The doctrine that no individual is above the law and that everyone must answer to it. (law) The maxim whereby governmental decisions are made by applying known legal principles.

~~rule of law - Wiktionary~~

The rule of law is a principle of governance in which all persons, institutions and entities, whether public or private, and including the State itself, are accountable to laws that are publicly ...

~~Human Rights Council 35: Rule of Law - GOV.UK~~

Legal philosophers tend to emphasize formal elements of the Rule of Law such as rule by general norms (rather than particular decrees); rule by norms laid down in advance (rather than by retrospective enactments); rule by norms that are made public (not hidden away in the closets of the administration); and rule by clear and determinate legal norms (norms whose meaning is not so vague or contestable as to leave those who are subject to them at the mercy of official discretion).

~~The Rule of Law (Stanford Encyclopedia of Philosophy)~~

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Literal rule is a rule used to interpreting statutes. This rule explains what the law is rather than explaining what the law means. When interpreting a statute, the courts generally apply the literal rule first before applying any other rules of interpretation.

~~Literal Rule Law and Legal Definition | USLegal, Inc.~~

This is because you would have to pay the legal costs of getting the car removed, according to the Mirror. So it's not just a case of calling the police or the council.

How Would You Rule is a lighthearted introduction to fundamental concepts of law through strange but true legal cases. Each chapter tells the story of a different case and presents the main arguments of the opposing parties. The twist? Before the ruling of the court is revealed, readers are challenged to put themselves in the shoes—or the robes—of the judges and decide for themselves how they would rule in these cases. After coming up with their own solutions, readers can learn how the actual judges resolved the disputes. The goal is to get readers to think for themselves about what ' s right and what's wrong, sharpening their own instincts for the reasons and analyses that win arguments.

Learn the law by resolving real legal cases. Lawyers and judges do not have the luxury of having the law explained to them. They must figure out what the law should be from the facts of each case and the legal principles of cases that have come before. How Would You Rule? brings that reality to the page by presenting you with the critical facts and rules in 31 of the law's most interesting cases and inviting you to test your legal wits and sharpen your legal judgment by figuring out how these challenging cases should be decided. Written in plain language, every legal case in How Would You Rule? is told as an

engaging and intriguing story. How Would You Rule? is perfect for students who aspire to careers in the law, for readers who want to learn how judging really works, and for anyone who loves figuring out puzzles and thinking about justice in a complicated world. From the Back Cover What would you do if you had the chance to be the judge in some of the toughest, strangest, and most puzzling cases that have ever come to court? The best way to find out how you would rule is to try it yourself. Would you let a person out of a contract to buy a haunted house? Would you help a mother break up her daughter's friendship with another girl? Would you give refunds to the audience at the world's worst rock concert? These are just some of the legal challenges and dilemmas you'll find in these pages. You will learn about the law and justice and how hard it can sometimes be to have both at the same time.

The Model Rules of Professional Conduct provides an up-to-date resource for information on legal ethics. Federal, state and local courts in all jurisdictions look to the Rules for guidance in solving lawyer malpractice cases, disciplinary actions, disqualification issues, sanctions questions and much more. In this volume, black-letter Rules of Professional Conduct are followed by numbered Comments that explain each Rule's purpose and provide suggestions for its practical application. The Rules will help you identify proper conduct in a variety of given situations, review those instances where discretionary action is possible, and define the nature of the relationship between you and your clients, colleagues and the courts.

This book explores the development of both the civil law conception of the Legal State and the common law conception of the Rule of Law. It examines the philosophical and historical background of both concepts, as well as the problem of the interrelation between the two doctrines. The book brings together twenty-five leading scholars from around the world and provides both general and specific jurisdictional perspectives of the issue in both contemporary and historical settings. The Rule of Law is a legal doctrine the meaning of which can only be fully appreciated in the context of both the common law and the European civil law tradition of the Legal State (Rechtsstaat). The Rule of Law and the Legal State are fundamental safeguards of human dignity and of the legitimacy of the state and the authority of state prescriptions.

So commonplace has the term rule of law become that few recognize its source as Dicey's Introduction to the Study of the Law of the Constitution. Cosgrove examines the life and career of Dicey, the most influential constitutional authority of late Victorian and Edwardian Britain, showing how his critical and intellectual powers were accompanied by a simplicity of character and wit. Dicey's contribution to the history of law is described as is his place in Victorian society. Originally published 1980. A UNC Press Enduring Edition -- UNC Press Enduring Editions use the latest in digital technology to make available again books from our distinguished backlist that were previously out of print. These editions are published unaltered from the original, and are presented in affordable paperback formats, bringing readers both historical and cultural value.

"This book describes the beginnings of CEELI, the obstacles it overcame, the challenges it faced, and the ABA leaders who built it. It will then look at the practical, real life, on-the-ground influence that CEELI and its successor organization, the ABA Rule of Law Initiative (ROLI), have had on various jurisdictions around the world and on the evolving legal and political systems in them. It will also evaluate the impact that this Rule of Law movement has had on a wide range of individual lawyers and judges"--

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.

This volume compares the different conceptions of the rule of law that have developed in different legal cultures. It describes the social purposes and practical applications of the rule of law and how it might be improved in the varied circumstances.

The contemporary US legal culture is marked by ubiquitous battles among various groups attempting to seize control of the law and wield it against others in pursuit of their particular agenda. This battle takes place in administrative, legislative, and judicial arenas at both the state and federal levels. This book identifies the underlying source of these battles in the spread of the instrumental view of law - the idea that law is purely a means to an end - in a context of sharp disagreement over the social good. It traces the rise of the instrumental view of law in the course of the past two centuries, then demonstrates the pervasiveness of this view of law and its implications within the contemporary legal culture, and ends by showing the various ways in which seeing law in purely instrumental terms threatens to corrode the rule of law.

This book has two related aims: to investigate the frequently voiced claim that legal argument is nonformal in nature and, within the limits of such an investigation, to ascertain the most general proper ties of law as a rational system. Examination of a number of views of legal argument, selected from recent discussions in Germany, Belgium, and the English-speaking countries, will lead to the following main conclusions. The nonformalistic conceptions of the logic of legal argument are ambiguous and unclear. Moreover, insofar as these conceptions are capable of clarification in the light of recent analytical methodology, they can be seen to be either mistaken or else compatible with the formalistic position. Because law is socially directive and coordinative, it is dependent upon theoretical psycho sociology and calls, in principle, for a deontic and inductive logic. The primary function of legal argument is to provide continuing reinterpretation and confirmation of legal rules, conceived as theoretical prescriptions. On the basis of this conception, the old jurisprudential conflict between formalism and rule-scepticism appears substantially resolved. Aristotle, the founder of the theory of argument, conceived it as "the science of establishing conclusions" (βασίλειος ἐπιστήμη, designed to guide people in rational argumentation. In time, however, logic forsook its practical function and developed as a highly abstract and disinterested study, today called "formal logic"; and the theory of practical argument was either neglected or relegated to an appendix to rhetoric.

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