

Globalisation And Legal Theory

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Globalisation And Legal Theory

This work brings together eight linked essays which make the case for a revival of general jurisprudence in response to the challenges of globalisation, explores how far the heritage of Anglo-American jurisprudence and comparative law is adequate to meeting the challenges, and puts forward an agenda for general jurisprudence and comparative law, especially in the English-speaking world in the ...

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significant challenge of globalization is the "construction of a conceptual framework and a meta-language of legal theory that can transcend legal cultures." 4, Id. at 50.

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Abstract. This paper argues that William Twining, in Globalisation and Legal Scholarship, is calling for the adoption of a revolution-producing/enabling process and a revolution-ready mindset by legal scholars. The identified process and mindset results from taking a global perspective, which includes looking across time, disciplines, cultures and legal structures so as to challenge the underlying and unquestioned assumptions of our legal theories.

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A proper theory of globalization must include the law; a proper theory of the law must have a better idea of globalization. Moreover, just as globalization challenges the distinction between the state and society, so it challenges the distinction

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Instead of treating globalization as an external factor that impacts the law, globalization and law are here viewed as intertwined. I suggest that three types of globalization should be distinguished — globalization as empirical phenomenon, globalization as theory, and globalization as ideology.

Globalization and Law: Law Beyond the State by Ralf ...

tions related to international relations and legal theory.' As Professor Ribstein un-derstandably pointed out during the Indiana University School of

Law symposium, Globalization of the Legal Profession, it appears that the concept of global law is rather

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