CHAPTER ONE

INTRODUCTION TO LAW AND LEGAL SYSTEMS

LAW, ORIGIN & FUNCTION

Law has been defined as a set of rules, of one kind or another, which carry sanctions and are intended to guide the activities of society and its members. Later on you will see that law is not easily defined as for some it could be driven by morality while for others it is merely a sovereign who dictates its rules that must be followed or there are penalties.

Law is closely influenced by social activities. It is therefore important to have an appreciation of the proper social context within which our laws were derived before one attempts the study of our law and legal systems. Commonwealth Caribbean law and legal systems were borne out of our colonial/plantation experience. To be more specific mostly from England's law and legal system.

The common law system in England began to develop after the Norman Conquest in 1066. Prior to the invasion, the island had been following the law of the Anglo-Saxons, or barbarian laws in the land. The Norman conquest of 1066 is one of the turning points in the legal history of the English common law. William the Conqueror, the Duke of Normandy successfully invaded and killed the then King of England, Harold II, and therefore, William became the King of England by the right of conquest. The Norman Conquest led to immense changes in the legal scenario of the country. The Normans had a developed customary law in Normandy. Thus, made its influence on the

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Diversity and Tolerance in Socio-Legal Contexts Vijay K. Bhatia,2016-05-23 Why is there so much resistance to recent issues of tolerance and diversity Despite efforts of the international community to encourage open mindedness recent attempts at international political and economic integration have shown that religious cultural and ethnic tolerance and diversity remain under threat The contributions in the volume reflect the growing importance of these issues and why resistance is so widespread Part I addresses the relationship between the language of law and its power whilst Part II explores the interplay of tolerance and diversity under visual legislative and interpretative perspectives This collection as a whole offers a combination of varied perspectives on the analysis application and exploitation of laws and will be a valuable source of information for those interested in the general area of language and the law **Social Media, Criminal Law and Legality** Laura Higson-Bliss,2024-10-29 Utilising Lon Fuller s conception of legality this book argues that current legal provisions often used to control online abuse aided by social media do not conform to the basic principles of legality in the criminal law in turn threatening freedom of expression How we regulate inappropriate behaviour online often referred to as online abuse particularly online abuse aided by social media is a contemporary concern for governments across the globe Tragedies such as the death of a celebrity following a campaign of online abuse often hit the headlines followed by the same echo there should be a law against this Yet in England and Wales numerous laws exist to control prosecute and convict individuals who use the likes of social media to harass intimidate and abuse others online So why is the law failing to keep pace with modern technology This monograph critically examines this fundamental question from the perspective of legality Applying criminal law to three growing areas of concern it covers 1 racist speech 2 cyberharassment cyberstalking and 3 the sending of abusive messages online It then turns to examine the latest attempts by UK officials to tackle these issues through the implementation of the Online Safety Act 2023 and France s Germany s and India s attempts to regulate social media The book will be of interest to researchers in the field of criminal law and cyber law as well as online abuse harassment and discrimination **Corpus Approaches to Discourse in Forensic and Legal Contexts** David Wright,2025-02-20 This book is the first of its kind to bridge the gap between corpus linguistics and forensic linguistics illustrating the value of applying corpus linguistic data tools and methods in the analysis of language in the law evidence crime and justice The volume begins by taking stock of the use of corpus linguistics in the field of forensic and legal linguistics over its roughly thirty year history as a foundation for critically reflecting on the current state of play within the discipline Wright uses this discussion as a jumping off point from which to demonstrate the opportunities and challenges of using corpora and corpus methods to analyse language in legal and forensic contexts and offers possible solutions to collecting and analysing types of data that are typically not in the public domain The five analysis chapters that follow apply corpus method to both established and emerging areas of forensic and legal linguistics summarized in a concluding chapter which also looks ahead to future

directions for the interface of the two fields This book will be key reading for graduate students and researchers in forensic linguistics and corpus linguistics methods as well as scholars working across disciplines interested in the intersection between language and the law   Safeguarding the Quality of Forensic Assessment in Sentencing Michiel Van der Wolf,2022-09-30 This edited collection provides an interdisciplinary and cross national perspective on safeguarding the quality of forensic assessment in sentencing offenders Taking an in depth look at seven different Western countries each chapter provides an overview of the role of assessment in sentencing offenders as well as a focus on formal ways in which the respective country s legal system and disciplinary associations protect the quality of forensic assessment Each chapter explores how to assure better decision making in individual cases based on assessments of psycholegal concepts such as mental disorder insanity criminal responsibility and dangerousness Combining the perspectives of lawyers legal scholars and clinicians working in the field this book is essential for those working in and with forensic assessment The Open Access version of this book available at http www taylorfrancis com has been made available under a Creative Commons Attribution Non Commercial No Derivatives CC BY NC ND 4 0 license   *State Cooperation within the Context of the International Criminal Court. A Critical Reflection* Akoted-Daniel Manchang Oben,2023-11-08 Master s Thesis from the year 2022 in the subject Law Criminal process Criminology Law Enforcement grade A Helia University of Business and Applied Sciences Faculty of Laws and Political Science course International Law language English abstract This dissertation focuses on the concept of state cooperation as it applies within the context of the International Criminal Court ICC The study examines the extent to which the cooperation of states facilitates the role of the ICC in fulfilling its objective of arresting impunity on the international stage Despite the fact that the Rome Statute bestows upon states an obligation to cooperate with the ICC the court has over the years continued to face significant instances of non cooperation which has been identified as one of the major challenges facing the court in the achievement of its mission of combating international crimes and ending impunity for such crimes The study adopts qualitative research based on doctrinal method of legal research making use of a content analysis of primary and secondary sources of data Findings of this study reveal that indeed the concept of state cooperation is a fundamental requirement for the effective functioning of the ICC This study also reveals that the ICC continues to experience significant instances of non cooperation from states for several reasons including the lack of enforcement powers conflicting obligations interests and immunities domestic and international politics and a perception of bias by African states To address the problem of non cooperation this study recommends the restriction of the application of the doctrine of immunity as it applies to the ICC amongst others The study further recommends for an improvement in the ICC s collaboration with regional continental organizations so as to facilitate and improve on the level of states cooperation with the International Criminal Court   **Handbook of Blockchain Law** Matthias Artzt,Thomas Richter,2020-07-16 Blockchain has become attractive to companies and governments because it promises to solve the age old problem of mutability in

transactions that is it makes falsification and recalculation impossible once a transaction has been committed to the technology However the perceived complexity of implementing Blockchain calls for an in depth overview of its key features and functionalities specifically in a legal context The systematic and comprehensive approach set forth in this indispensable book including coverage of existing relevant law in various jurisdictions and practical guidance on how to tackle legal issues raised by the use of Blockchain ensures a one stop shop reference book for anyone considering Blockchain based solutions or rendering advice with respect to them Within a clear structure by fields of law allowing for a systematic approach each contributor all of them are practitioners experienced with Blockchain projects within their respective areas of expertise elucidates the implications of Blockchain technology and related legal issues under such headings as the following technical explanation of Blockchain technology contract law regulatory issues and existing regulation in a variety of jurisdictions data protection and privacy capital markets information security patents and other intellectual property considerations and antitrust law Keeping the legal questions and concepts sufficiently generic so that lawyers can benefit from the handbook irrespective of their jurisdiction and legal background the authors cover such specific characteristics of Blockchain implementation as so called smart contracts tokenization distributed ledger technology digital securities recognition of code as law data privacy challenges and Blockchain joint ventures Because Blockchain is a relatively new technology still in process and raises a multitude of legal questions this well balanced introduction at a depth that allows non IT experts to understand the groundwork for legal assessments provides a solid basis for organizations and their legal advisors in identifying and resolving Blockchain related issues Legal practitioners in house lawyers IT professionals and advisors consultancy firms Blockchain associations and legal scholars will welcome this highly informative and practical book

   UNB Law Journal ,2007   Global Human Rights Law Collection: v. 1a. Historical texts and materials on human rights, pt. 1 ,1999   Alberta Law Review ,2014   *Antitrust between EU Law and national law/Antitrust fra diritto nazionalee diritto dell'unione europea* Enrico Adriano Raffaelli,2019-09-09 This work contains the papers of the thirteenth Conference on Antitrust between EU Law and national law held in Treviso on May 24 and 25 2018 under the patronage of the European Lawyers Union Union des Avocats Europ ens UAE the Associazione Italiana per la Tutela della Concorrenza the Italian section of the Ligue Internationale du Droit de la Concurrence LIDC the Associazione Italiana Giuristi di Impresa AIGI the European Company Lawyers Association ECLA and the Associazione Antitrust Italiana AAI Some of the papers have been extensively reviewed and updated by the authors prior to publication The contributions contained in this volume are the result of an in depth analysis and study of the most salient issues arising from the application of antitrust rules carried out by experienced and high ranking professionals in house lawyers academics and EU national and international institutional representatives who attended the Conference They deal with extremely topical issues lying at the heart of current antitrust debate Some of the most contemporary topics include those related to private antitrust enforcement after the implementation

of Directive 2014 104 EU and to the interplay between antitrust and intellectual property rights Ample consideration is also given to recent developments in the field of new technologies and the related antitrust issues as well as to the relations between consumer protection and antitrust Questo volume contiene gli atti del XIII Convegno sul tema Antitrust fra Diritto Nazionale e Diritto dell Unione Europea tenutosi a Treviso il 24 e 25 maggio 2018 con il patrocinio dell Unione degli Avvocati Europei UAE dell Associazione Italiana per la Tutela della Concorrenza sezione italiana della Ligue Internationale du Droit de la Concurrence LIDC dell Associazione Italiana dei Giuristi di Impresa AIGI della European Company Lawyers Association AEJE ECLA e dell Associazione Antitrust Italiana AAI Alcuni contributi sono stati sostanzialmente rivisti ed aggiornati dagli autori prima della pubblicazione Gli articoli contenuti nel presente volume sono il frutto del prezioso lavoro di studio e approfondimento delle pi interessanti tematiche correlate all applicazione del diritto antitrust svolto da qualificati esponenti del mondo professionale imprenditoriale accademico ed istituzionale intervenuti al Convegno I contributi pubblicati affrontano temi di estrema rilevanza che rappr sentano il cuore delle problematiche antitrust oggi maggiormente dibattute tra le quali spiccano per attualit quelle connesse al private enforcement ed al risarcimento dei danni in seguito dell attuazione della Direttiva 2014 104 UE nonch alle interazioni tra diritto antitrust e diritti di propriet intellettuale Ampio spazio inoltre dedicato alle tematiche concernenti le nuove tecnologie e la loro rilevanza dal punto di vista antitrust nonch ai rapporti tra tutela del consumatore e diritto antitrust *Insights in Gender, Sex and Sexualities: 2022* Kath Woodward,2024-03-19 As we enter the third decade of the 21st century the field of sociology plays a more crucial role in understanding the contemporary world than ever before Analyzing the role of sociology and human behavior in areas as diverse as medical sociology gender and experience inequalities migration and society race and ethnicity and the work sphere is crucial in grasping and understanding the evolution of humanity in a societal world To this end Frontiers in Sociology is organizing a series of Research Topics to highlight the latest advancements in the field This editorial initiative led by Prof Kath Woodward Specialty Chief Editor of the Gender Sex and Sexualities section is focused on new insights novel developments current challenges recent advances and future perspectives in the fi **Berkeley Technology Law Journal** ,2002 **The Georgia Journal of International and Comparative Law** ,2013 Current Law Index ,2004 **The Hanson Guide to the Internet & Internet Databases** ,2000 **Non-judicial Mechanisms for the Implementation of Human Rights in European States** Gauthier De Beco,2010 **Ingénierie Juridique Et Le Droit Comparé** Eleanor Cashin-Ritaine,2008 **Journal of Law & Equality** ,2005 **Gale Guide to Internet Databases** Gale Group,1999-11 This directory tells how to access and retrieve more than 5 000 Interact databases approximately 1 O00 new databases have been added for this 5th edition Five comprehensive indexes master subject host provider white pages and alternate format provide quick access to the desired database Law Institute Journal ,2005

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