

CONTENTS

<i>Notes on Contributors</i>	xiii
<i>Preface</i>	xix
PART I	
Theories About the Nature of Law	1
1 The Nature of Law: An Introduction	3
ANDREI MARMOR	
2 Natural Law Theory: Its Past and Its Present	16
JOHN FINNIS	
3 Legal Positivism: Early Foundations	31
GERALD J. POSTEMA	
4 Legal Positivism: Contemporary Debates	48
JULIE DICKSON	
5 The Authority of Law	65
SCOTT HERSHOVITZ	
6 Obligations, Interpretivism and the Legal Point of View	76
NICOS STAVROPOULOS	
PART II	
Legal Reasoning	93
7 Vagueness and the Law	95
SCOTT SOAMES	
8 Legal Interpretation	109
TIMOTHY ENDICOTT	
9 Precedent	123
FREDERICK SCHAUER	

CONTENTS

PART III	
Theories of Legal Areas	137
(i) Criminal Law	139
10 The Justification of Punishment MITCHELL N. BERMAN	141
11 Wrongness and Criminalization VICTOR TADROS	157
12 The Voluntary Act Requirement GIDEON YAFFE	174
13 Criminal Attempts R. A. DUFF	191
14 The Insanity Defense GARY WATSON	205
15 Self-Defense LARRY ALEXANDER	222
(ii) Contract	239
16 Is a Contract a Promise? SEANA VALENTINE SHIFFRIN	241
(iii) Torts	259
17 Proximate Cause in the Law of Torts BENJAMIN C. ZIPURSKY	261
(iv) Property	275
18 Private Property DANIEL ATTAS	277
19 Taxation, Redistribution and Property Rights PETER VALLENTYNE	291
(v) Family	303
20 The Pursuit of Intimacy and Parental Rights SCOTT A. ALTMAN	305

CONTENTS

(vi)	Evidence	315
21	Is It Finally Time to Put “Proof Beyond a Reasonable Doubt” Out to Pasture? LARRY LAUDAN	317
(vii)	International Law	333
22	International Law and Global Justice MICHAEL BLAKE	335
23	Human Rights JOHN TASIOULAS	348
24	The Morality and Law of War SETH LAZAR	364
25	The Legitimacy of International Institutions THOMAS CHRISTIANO	380
(viii)	Environmental Law	395
26	Environmental Ethics, Future Generations and Environmental Law CLARK WOLF	397
(ix)	Constitutionalism	415
27	Constitutional Interpretation WILFRID J. WALUCHOW	417
28	Judicial Review of Legislation JEREMY WALDRON	434
PART IV		
	Law as a Coercive Order	449
29	Coercion WILLIAM A. EDMUNDSON	451
30	Paternalism DOUGLAS HUSAK	467
31	Enforcing Morality A. P. SIMESTER	481
32	The Rule of Law GRANT LAMOND	495

CONTENTS

PART V	
Moral Obligations to Law	509
33 The Moral Obligation to Obey the Law	511
GEORGE KLOSKO	
34 Conscientious Objection and Civil Disobedience	527
KIMBERLEY BROWNLEE	
35 Law, Loyalty and Citizenship	540
MEIR DAN-COHEN	
 PART VI	
Rights and Equality	555
36 Some Questions About Rights	557
CHRISTOPHER MORRIS	
37 Discrimination and Equality	569
KASPER LIPPERT-RASMUSSEN	
38 Privacy	584
JUDITH WAGNER DECEW	
39 Freedom of Speech	599
ALON HAREL	
 <i>Index</i>	618