

Children The Modern Law Legal Practice Course Resource

Reading Modern Law identifies and elaborates upon key critical methodologies for reading and writing about law in modernity. The force of law rests on determinate and localizable authorizations, as well as an expansive capacity to encompass what has not been pre-figured by an order of rules. The key question this dynamic of law raises is how legal forms might be deployed to confront and disrupt injustice. The urgency of this question must not eclipse the care its complexity demands. This book offers a critical methodology for addressing the many challenges thrown up by that question, whilst testifying to its complexity. The essays in this volume - engagements direct or oblique, with the work of Peter Fitzpatrick - chart a mode of resisting the proliferation of social scientific methods, as much as geo-political empire. The authors elaborate a critical and interdisciplinary treatment of law and modernity, and outline the pivotal role of sovereignty in contemporary formations of power, both national and international. From various overlapping vantage points, therefore, Reading Modern Law interrogates law's relationship to power, as well as its relationship to the critical work of reading and writing about law in modernity.

In recent years there has been a flourishing body of work on the Law of Treaties, crucial for all fields within international law. However, scholarship on modern treaty law falls into two distinct strands which have not previously been effectively synthesized. One concerns the investigation of concepts which are fundamental to or inherent in the law of treaties generally - such as consent, object and purpose, breach of obligation and provisional application - while the other focuses upon the application of treaties and of treaty law in particular substantive (e.g. human rights, international humanitarian law, investment protection, environmental regulation) or institutional contexts (including the Security Council, the World Health Organization, the International Labour Organization and the World Trade Organization). This volume represents the culmination of a series of collaborative explorations by leading experts into the operation, development and effectiveness of the modern law of treaties, as viewed through these contrasting perspectives.

Thousands of concise definitions for words used in ancient or modern law.

Children: The Modern Law is well-established as the leading textbook dealing comprehensively with the law and policy relating to children. This fourth edition has been extensively revised and updated to take account of significant legislative, case-law and other developments including: * Greater recognition being given to social parents, especially same-sex parents, and the Human Fertilisation and Embryology Act 2008 * The Family Justice Review 2011 and the Government Response 2012 * Birth registration and the Welfare Reform Act 2009 * Leading authorities in public law on uncertain perpetrators * The Narey Report on adoption and case-law on post-adoption contact * The important decision in *K v K* on relocation in shared care cases Children: The Modern Law is an authoritative study of the legal position of children in our society, and is essential reading for students of child law, family law and social work.

ChildrenThe Modern LawJordan Publishing (GB)

Drawing on a three-year multidisciplinary study of children of divorced parents, the authors, leading academics in their fields, present a much-needed guide to understanding the experience of children who are experiencing parental separation. This book provides an in-depth account of how children are actively involved in the process of divorce and how they shape that experience. The topics discussed include how children find out that their parents are separating; how children tell other people about what is happening to them and their family; how parent-child relationships change after separation and ways in which children adapt and cope during and immediately after their parents' divorce.

The authors show what children want and need to know as the process of divorce unfolds and how professionals can respond appropriately to help them to understand and adjust to their changing circumstances. *Divorcing Children* addresses the weaknesses of current legislation in family justice and suggests ways of improving the skills and knowledge of all professionals who work with children during this difficult period in children's lives.

Written for students of criminal justice, *Comparative Criminal Justice Systems: Global and Local Perspectives* examines the nature of crime and justice in varying countries and cultures in North America, Europe, Asia, Africa, and Latin America. Using a topical approach, it compares different systems of crime and justice in terms of their differences from, and similarities to, the laws and institutions of modern criminal justice, focusing on the United States as a standard of comparison. By examining different criminal justice systems in terms of their local peculiarities and understanding their change and continuity, readers will gain a well-rounded international perspective of the world's varying systems of criminal justice. Key Features: -Explores the rise of modern criminology and the criminal justice system in the nineteenth century. It is critical for students to understand the history of modern systems to fully comprehend the varying nature of today's main legal systems, focusing on the United States as a standard of comparison. -Employs a topical approach to examine the criminal justice systems in varying countries in Europe, Asia, Africa, and Latin America, including comparative views on law enforcement, judicial systems, corrections, due process of law, and search and seizures. -Includes discussions on comparative processes of criminalization and decriminalization on such issues as domestic violence, child abuse, homosexuality, and sexual harassment. -Discusses new global crimes and their impact on modern and traditional criminal justice systems, including human smuggling, global sex trade, global illegal drug trade, illegal trafficking of conventional military weapons, money laundering, cybercrime, and global terrorism. -Discussion questions ensure that student's grasp the core theoretical concepts.

This book examines the rights of the child using the global framework of the United Nations International Convention on the Rights of the Child 1989. Analysing both public and private international legal aspects, this cross-disciplinary text promotes a holistic understanding of the ongoing development of child law, children's rights and the protection of the child. In-depth analyses of the following topic areas are included: Childhood in the digital age; Child labour; International parental child abduction; Inter-country adoption; Sexual exploitation; Children and armed conflict; and Indigenous children. These topics are contextualised with further chapters on the concept of childhood and children's rights, the international legal framework in which the Convention operates and a substantive chapter on the Convention itself. This fourth edition has been updated and revised, including a new chapter dealing with issues arising from childhood in the age of unprecedented digital technological advancements; a crucial issue for childhood experiences in modern times. This edition also includes new case studies, recent legal developments in the field of international child law, and inclusion of broader scholarship to capture diverse views on international law and child law. The aim of this book is to provide the reader with an accessible, informed, critical and scholarly account of the international law framework relating to children. Drawing on a range of legal and other disciplines, this book remains a valuable resource for those in the course of study and research in this area.

Intestate Succession is the second volume in the *Comparative Succession Law* series which examines the principles of

succession law from a comparative and historical perspective. This volume discusses the rules which apply where a person dies either without leaving a valid will, or leaving a will which fails to dispose of all of the person's assets. Among the questions considered are the following: What is the nature of the rules for the disposal of the deceased's assets? Are they mechanical or is there an element of discretion? Are particular types of property dealt with in particular ways? Is there entitlement to individual assets (as opposed to money)? Do the rules operate in a parentelic system or a system of some other kind? Are spouses treated more favourably than children? What provision is made for extra-marital children, for adopted children, for step-children? Does cohabitation give rise to entitlement? How are same-sex couples treated? Broader questions also arise of a historical and comparative nature. Where, for example, do the rules in intestate succession come from in particular legal systems? Have they been influenced by the rules in other countries? How are the rules explained and how are they justified? To what extent have they changed over time? What are the long-term trends? And finally, are the rules satisfactory, and is there pressure for their reform? As in the first volume, this book will focus on Europe and on countries which have been influenced by the European experience such as Australia, New Zealand, South Africa, the United States of America, Quebec, and the countries of Latin America. Further chapters are devoted to Islamic Law and Nordic law. Opening with a discussion on Roman law and concluding with an assessment of the overall development of the law in the countries surveyed, this book will provide a wider reflection on the nature and purpose of the law of intestate succession.

First published in 1998, this volume responds to child-prostitution being recognised as a major social problem in modern capitalist Taiwan. It is defined, both legally and socially, as a problem of 'sexual transactions involving children and juveniles', thus the issue of child maltreatment is submerged under other concerns. However, the main concern of this book is the protection of children from maltreatment, so related socio-legal measures will be examined by this parameter. During the social campaigns against child prostitution, structural problems such as police corruption, male sexual perversion, socio-economic inequality, and the maladjustment of aboriginal people in the modern Taiwanese society are subjugated to increasing criticism. Nevertheless, efforts to encounter any of them have had very limited accomplishment. This book intends to show that the functions of law in the prevention and treatment of the social problem of child prostitution cannot work as intended if those structural problems are not properly tackled. Suggestions are also made to address the need to reconceptualise the problem in the analytical framework of child maltreatment and to recommend the direction for reformation of policy and practice.

After the Cold War, how did China become a global symbol of disregard for human rights, while the U.S positioned itself as the chief exporter of the rule of law? Teemu Ruskola investigates globally circulating narratives about what law is and who has it, and shows how "legal Orientalism" developed into a distinctly American ideology of empire.

Fully updated by Stephen Gilmore and Lisa Glennon, the 4th edition of Hayes and Williams' Family Law provides comprehensive, critical and case-focused discussion of the key legislation and debates affecting adults and children. The book takes a critical approach to the subject and includes 'talking points' throughout each chapter which highlight areas of debate or controversy and help students develop their own ideas and analysis of the law. Review questions at the end of each chapter allow students the opportunity to reflect and apply their knowledge and offer the ideal preparation for exams and assessments. Cases are at the heart of family law and this textbook offers unrivalled case detail, with comprehensive summaries of key cases throughout the text to ensure students understand the development of family law legislation through the courts. Further case discussion is fully incorporated throughout the text to demonstrate complex points of law and offer a useful starting point for further research and debate. The text also includes a range of further features to support students studying the subject for the first time, including legislation extracts, contextual chapter introductions, and further reading advice, alongside a clear and engaging writing style.

This book presents an interdisciplinary exploration of the nature of parenthood and its various manifestations in contemporary society. By exploring such diverse issues as the management of child abuse, legal reforms following sex abuse enquiries, moral explanations for the actions of child murderers, the impossible task faced by social workers and the limitations of children's rights campaigns, Michael King examines the revolutionary ideas of the social theorist, Niklas Luhmann. He demonstrates how Luhmann's theory of autopoietic systems compels readers to re-examine exactly what they mean by society. Questioning the relationship between personal morality and political will, it challenges the assumption that changing society is merely a matter of changing attitudes and highlights the pitfalls associated with formulating social reform.

Flanders, Henry. *A Treatise on Maritime Law*. Boston: Little, Brown and Company, 1852. xvi, 444 pp. Reprinted 1999 by The Lawbook Exchange, Ltd. LCCN 98-50814. ISBN 1-886363-72-2. Cloth. \$75. * One of the most admired admiralty lawyers in the country, Flanders [1824-1911] had been a member of the New Hampshire Bar who moved his practice to Philadelphia after the publication of this successful work. *Dictionary of American Biography* describes this and his later work *A Treatise on the Law of Shipping* (1853) as works that "gave evidence of deep research and unusual ability. Distinguished for lucid exposition and attractive style, these works in a short time became acknowledged authorities upon the subject with which they dealt.": *Dictionary of American Biography* III:454.

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learning and understanding Professional conversation boxes enliven the text on the page and make it more interesting to dip into Suggestions for seminar discussion topics to help teachers Case studies help to relate theory to practice Prompts to promote reflective practice Activity boxes/suggested visits Evidence based practice boxes which highlight key research studies, annotated bibliographies including details of web-sites and full contemporary references to the evidence base Resource lists including recommended web-site addresses

The second edition of this comprehensive guide to family law, presents everything an undergraduate family law student needs in one volume. Drawing on their extensive experience, the authors offer a detailed and authoritative exposition of family law illustrated by materials carefully selected from a wide range of sources. The book has two principal aims: to provide readers with a thorough understanding of the law relating to the family, and to do so in a way that stimulates critical reflection on that law. Readers are encouraged to consider how and why the law has developed as it has, what policies it is seeking to pursue, whether it achieves the right balance between the rights and interests of individual family members and the wider public interest, and how it operates in practice. The text is supported by a substantial Online Resource Centre, which features regular updates on the law, supplementary materials, further reading suggestions, and study aids. The ORC also features two chapters, Introduction to Family Law, and Fundamental principles in the law relating to children.

The first book to provide a broad coverage of Thai legal history in the English language.

A comprehensive study of elements of child law in the Commonwealth Caribbean. It covers legitimacy, status of children legislation, parental rights, maintenance, family provision and succession to property, custody, adoption and care and protection issues.

The Family in Law provides a jurisprudential analysis of current family law, connecting doctrinal discourse with sociological, historical and economic analyses of the institution of family. The law's focus on the nuclear family as the default model is central to the book's discourse, which contains in-depth discussions of the key areas of family law - marriage, divorce, children and property matters. Written for Australian legal actors - whether students, academics or professionals - readers are encouraged to question current frameworks, critique well-known cases and make informed conclusions on whether changes could be made to engender a fairer and more equitable society. In developing doctrinal analysis within a theoretical framework, The Family in Law challenges the conventional boundaries of family law, providing readers with both a solid foundation and a multi-layered perspective to their understanding of the topic.

Exploring the rules that apply when a person dies without leaving a valid will, 'Intestate Succession' delivers a comparative and historical review of the relevant law in Europe and beyond, including an analysis of legal development, justifications, and reform.

Federal and state legislative actions affect the number of programs available to help children and their families. In this book, the author, a professor of social welfare as well as an attorney, provides an overview of the child welfare and judicial systems, then examines the federal and state legislative and judicial foundations of modern child welfare practice; court decisions and their impact on the rights of birthparents, foster parents, and children; class action suits and their impact on child welfare; and the role of child welfare workers in the legal process. Appendices provide detailed instruction on conducting legal research and excerpts from a consent decree.

An invaluable resource for all social workers in practice with children and families, this book examines key issues such as child protection, family support, care planning, adoption and case preparation for court. With illustrative case studies throughout, the text is divided into two sections: " Part 1 explores the legal context of social work practice with children, examining how international human rights standards are absorbed within domestic law. " Part 2 explores the application of the law, policies and systems to individual case work, illustrating rights-based thinking in practice. Accessible to those without a background in law, the book highlights links between social work standards and legal values and rules. With promotion of the rights of children and families a measure of professional competence and legal obligation, the book helps readers satisfy social work standards and use their knowledge of the law to improve their practice. The book is vital reading for all levels of social work student, including those undertaking the post-qualifying award in child care, as well as being an indispensable resource for practitioners working with children and families. Jane Williams is a lecturer in law at the University of Swansea. She specialises in social work law, and children's rights. Other publications include Children and Citizenship (SAGE, 2007), co-edited with Antonella Invernizzi.

The last ten years have been a period of extraordinary change for law firms. The rapid growth of corporate law firms and the emergence of global mega-firms have strained the traditional partnership model of management. Some managers of law firms are appalled at the creeping 'corporatism' that they fear may result. However a growing number believe that it is time to move on and adopt more contemporary forms of structure and management. In Managing the Modern Law Firm scholars and legal practitioners examine the latest insights from management research, to enable law firms successfully to meet the challenges of this new business environment.

The book relates the normativity of law to law's internal sociality and shows the multi-layered nature of legal normativity.

This volume brings together some of the best journal articles of the last twenty years which deal with various aspects of the relationship between parents and children. Adopting an inter-disciplinary and comparative approach, the book reproduces articles from a variety of journals in law and the social sciences. The book is divided into eight parts dealing, respectively, with becoming a parent; the status and obligations of parenthood; issues of upbringing; adolescence; child support; parental separation, divorce and children; child abuse and state intervention; social parenthood and adoption. The volume includes a substantial introduction by the editor.

Kelsen, Hans. Pure Theory of Law. Translation from the Second German Edition by Max Knight. Berkeley: University of California Press, 1967. x, 356pp. Reprinted 2002 by The Lawbook Exchange, Ltd. ISBN 1-58477-206-9. Cloth. New. \$95. * The second revised and enlarged edition, being a completely revised version of the first edition which was published in 1934. Kelsen [1881-1973], was the author of more than forty works on law and legal philosophy, and is best known for this title and General Theory of Law and State. He was also the author of the Austrian Democratic Constitution, which was published in 1920, abolished during the Nazi regime, restored in 1945, and in force today.

Walker calls Kelsen "possibly the most influential jurist of the twentieth century." Walker, Oxford Companion to Law 699.

Following the implementation of the Human Rights Act 1998, awareness has increased that we live in a rights-based culture and that children constitute an important group of rights holders. Now in its third edition, Children's Rights and the Developing Law explores the way developing law and policies in England and Wales are simultaneously promoting and undermining the rights of children. It reflects on how far

these developments take account of children's interests, using current research on children's needs as a template against which to assess their effectiveness and considering a broad range of topics, including medical law, education and youth justice. A critical approach is maintained throughout, particularly when assessing the extent to which the concept of children's rights is being acknowledged by the courts and policy makers and the degree to which the UK fulfils its obligations under, for example, the UN Convention on the Rights of the Child. Deirdre Dwyer examines how a court can decide when to accept an expert's opinion, focusing on English civil justice.

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