

# Hobbes On Legal Authority And Political Obligation

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## [DOC] Hobbes On Legal Authority And Political Obligation

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### **Hobbes On Legal Authority And Political Obligation [PDF]**

hobbes on legal authority and political obligation By J R R Tolkien FILE ID 6950ee Freemium Media Library obey the law because it is the law that is because of the authority of the legislator as opposed to the content of particular laws thomas hobbes viewed this feature as central to commands command is

### **PHL271 Handout 2 - Hobbes**

PHL271 Handout 2: Hobbes on Law and Political Authority §1 Background: Legal Positivism Many philosophers of law treat Hobbes as the grandfather of legal positivism Legal Positivism (Rough Version): whether something counts as a legal system depends upon social facts rather than moral facts

### **Hobbes, Formalism and Corrective Justice**

Hobbes' philosophy of law can potentially illuminate current discussion of the moral foundations of tort law His was the philosophy of a legal formalist and rule positivist who expressly rejected central aspects of the Aristotelian analysis of justice that some present-day scholars readily embrace We do not hold up Hobbes' legal philosophy as a

### **Hobbes On Legal Authority And Political Obligation PDF ...**

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### **HOBBS ON POLITICAL AUTHORITY, PRACTICAL REASON ...**

Hobbes' influence on Bentham and Austin is obviously also significant in this respect Some influential advocates of the view that Hobbes was a legal

positivist are Jean Hampton, Hobbes and the Social Contract Tradition (Cambridge: Cambridge University Press, 1986), pp 107-110; Gregory S Kavka,

### **Hobbes and the Ideal of Religious Toleration**

On Hobbes' view it is an essential prerogative of the sovereign to determine what books may be promoting his absolute authority are taught The Hobbesian sovereign is meant to exercise a very and the right to give legal force to the teachings of scripture (xxvi, 41; xxxiii, 24)

### **Thomas Hobbes and the Invented Tradition of Positivism ...**

THOMAS HOBBS AND THE INVENTED TRADITION OF POSITIVISM: REFLECTIONS ON LANGUAGE, POWER, AND ESSENTIALISM JAMES BOYLEt INTRODUCTION This is an essay about the legal theory of Thomas Hobbes and about the things that are revealed when one compares Hobbes's ideas with the main line of legal positivism

### **COMPARING THE SOCIAL CONTRACTS OF HOBBS AND LOCKE**

11 Thomas Hobbes, Leviathan (Dent, 1937) ch 5 part 1 12 Gough, above n 4, 107 13 R A Grover, „The Legal Origins of Thomas Hobbes“ Doctrine of Contract“ in Preston King (ed) Thomas Hobbes: Critical Assessments (Routledge, 1993) vol 3, 543 14 Hobbes, above n 11, ch 13 part 1 15 Brown, above n 2, 39; Hobbes, above n 11, ch 14 part 1

### **What is Social Contract Theory? - THE SOPHIA PROJECT**

Thus, the authority or the government or the sovereign or the state came into being because of the two agreements Analysis of the theory of Social Contract by Thomas Hobbes 1 Thomas Hobbes theory of Social Contract appeared for the first time in Leviathan published in the year 1651 during the Civil War in Britain Thomas Hobbes' legal

### **chapter 44 POLITICAL OBLIGATION**

to obey the law because it is the law—that is, because of the authority of the legislator, as opposed to the content of particular laws Thomas Hobbes viewed this feature as central to commands: “Command is where a man saith, Doe this or Doe not this, without expecting other reason than the Will of him that sayes it” (Leviathan, ch 25;

### **POSITIVE LAW AND NATURAL LAW: HAN FEIZI, HOBBS, AND ...**

be a rule laid down by an intelligent being having authority over him”(Austin 2000, 117) For Austin, “the legal rules of a community are general commands its sovereign has deployed” (Dworkin 2000, 162) Thus, conceptually, Han Feizi's concept of what is positive law and its scope and function is at home with

### **William & Mary Law Review**

legal obligation A great deal of what Hobbes says may be, and traditionally by commentators has been taken to be, about political obligation I take the latter to be a more diffuse term than legal obligation Legal obligation has to do with the proper stance of men to what is in a ...

### **Summary of Social Contract Theory by Hobbes, Locke and ...**

authority or the government or the sovereign or the state came into being because of the two agreements Analysis of the theory of Social Contract by Thomas Hobbes Thomas Hobbes theory of Social Contract appeared for the first time in Leviathan published in the year 1651 during the Civil War in Britain Thomas Hobbes' legal

### **Hobbes and Hale on law, legislation and the Sovereign**

The authority of a command could not, for Hobbes, depend on whether it was reasonable, nor could the justice of a law depend on its being

reasonable And this last proposition was central to Hobbes's idea of law as sovereign com-mand, for sovereign command was necessarily just It would have

### **The Theoretical Perspective and Strands of the Social ...**

authority or sovereign is to be obeyed in all situations irrespective of how bad or unworthy he might be Perceptibly, Hobbes placed moral obligations on the sovereign, who shall be bound by natural law, hence it can be deduced that Hobbes was the supporter of absolutism In the opinion of Hobbes, the law is dependent upon

### **Robbery, Extortion, and Bribery in One Place: A Legal ...**

Nov 06, 2018 · Robbery, Extortion, and Bribery in One Place: A Legal Overview of the Hobbs Act Congressional Research Service R45395 · VERSION 1 · NEW 1 Introduction One defendant robbed local drug dealers1 A second, a police officer, directed the victims of traffic accidents to a particular body shop for a kickback2 A third, a state governor, accepted lavish gifts from a businessman who hoped to

### **Thomas Hobbes and the Invented Tradition of Positivism ...**

THOMAS HOBBS AND THE INVENTED TRADITION OF POSITIVISM: REFLECTIONS ON LANGUAGE, POWER, AND ESSENTIALISM JAMES BOYLEt INTRODUCTION This is an essay about the legal theory of Thomas Hobbes and about the things that are revealed when one compares Hobbes's ideas with the main line of legal positivism Hobbes occupies a paradoxical

### **The Questions of Authority - GEORGETOWN LAW**

It is no surprise that the issue of authority is so central to thinking about law and legal institutions Whether it be in the context of the authority of a judge, or the authority of a case or statute, or the importance of providing "authorities" in briefs and law review articles, a central feature

### **Was Hobbes a Legal Positivist?**

Was Hobbes a Legal Positivist?\* Mark C Murphy Hobbes's theory of civil law is historically situated in a jurisprudential no-man's-land The era in which natural law accounts of civil law had enjoyed almost complete dominance had passed; the era in which legal positivism was to receive widespread support had not yet arrived