

Judicial Precedent

Judicial precedent (or '*stare decisis*') is the legal principle whereby courts follow the rulings of previous cases with similar facts and issues, ensuring consistency and predictability in the law.



Precedent And Judicial Discretion

Donald W. Jackson, C. Neal Tate



Precedent And Judicial Discretion:

Philosophical Foundations of Precedent Timothy Endicott, Hafsteinn Dan Kristjánsson, Sebastian Lewis, 2023-03-27 Philosophical Foundations of Precedent offers a broad deep and diverse range of philosophical investigations of the role of precedent in law adjudication and morality The forty chapters present the work of a large and inclusive group of authors which comprises of well established leaders in the discipline and new voices in legal philosophy The magnitude of the resulting project is extraordinary presenting a diverse array of innovative and creative philosophical investigations of the practice of adhering to past decisions in law and allied fields of practical reasoning And by the same token the contributions elucidate the reasons that courts and other decision makers may have for departing from what has been done before The phenomena under investigation include the law and practice of common law and civil jurisdictions around the world In addition to its fundamental relevance to common law jurisdictions this work will be of broad and significant interest to theoretically minded audiences in continental Europe Latin America and Asia because it involves an extensive study of practices of precedent in civil law systems as well as common law systems *Harvard Law Review* ,1899

Virtue, Emotion and Imagination in Law and Legal Reasoning Amalia Amaya, Maksymilian Del Mar, 2020-02-06 What is the role and value of virtue emotion and imagination in law and legal reasoning These new essays by leading scholars of both law and philosophy offer striking and exploratory answers to this neglected question The collection takes a holistic approach inquiring as to the connections and relations between virtue emotion and imagination In addition to the principal focus on adjudication essays in the collection also engage with a variety of different legal political and moral contexts eg criminal law sentencing the Black Lives Matter movement and professional ethics A number of different areas of the law are addressed eg criminal law constitutional law and tort law and the issues explored include the benefits and limits of empathy in legal reasoning the role of attention and perception in judicial reasoning the identification of judicial virtues such as compassion and humility and judicial vices such as callousness and partiality the values and dangers of certain imaginative devices eg personification and the interactive and social dimensions of virtue emotion and imagination *A Theory of Precedent* Raimo Siltala, 2000-11-25 In this study the author identifies six types of judicial precedent ideology and are tests them against judicial experiences in various countries *Encyclopedia of Forms and Precedents for Pleading and Practice, at Common Law, in Equity, and Under the Various Codes and Practice Acts* William Henry Michael, William Mack, Howard Pervear Nash, Thomas Edward O'Brien, James Cockcroft, 1898

Institutions & Public Law Robert A. Kagan, 2005 Institutions Public Law Comparative Approaches is a set of essays on the politics of law and courts by leading public law scholars in the United States Europe and Latin America The essays share the view that understanding courts requires attention to the political dynamics that shape judicial design and authority as well as the position of courts within the broader political system This volume is essential reading for undergraduate and graduate courses in judicial politics

The First Principles of

Jurisprudence Sir John William Salmond, 1893 Title on spine The principles of jurisprudence **Some Precedents and Records to Aid Enquiry as to the Hindu Will of Bengal** William Austin Montrieu, 1870 **Perspectives in Jurisprudence** Eric J. Boos, 1998 H L A Hart's book The Concept of Law is perhaps the single greatest contribution to the field of legal philosophy in this century Hart lays the groundwork for the continued progress in the perennial debate between legal positivism and natural law This book briefly reviews the historic significance of that debate and demonstrates how Hart paves the way for an enlightened analysis of the tenuous relationship between law and morality It provides a detailed examination of Hart's efforts to establish a legal framework through primary and secondary rules and an ultimate rule of recognition It focuses specifically on Hart's reliance on the internal perspective as a means of establishing the form of obligation necessary for a legal system It examines Hart's treatment of the relationship between law and morality and Hart's mischaracterization of St Thomas Aquinas's natural law theory Politics and Judgment in Federal District Courts C. K. Rowland, Robert A. Carp, 1996 A major empirical and theoretical work that has the potential for becoming a classic in the field Sheldon Goldman author of The Federal Courts as a Political System This provocative theoretical approach should be of great interest to scholars and students of the federal bench Elliott E Slotnick editor of Judicial Politics *ACCA Paper F4 - Corp and Business Law (GLO) Practice and revision kit* BPP Learning Media, 2013-01-01 The examiner reviewed F4 Practice and Revision Kit provides invaluable guidance on how to approach the exam and contains past ACCA exam questions for you to try It highlights how to revise for important syllabus areas such as the law of tort corporate governance and ethics BPP Learning Media's ISAC approach will also show you how to earn maximum marks **The Law Reports,. Under the Superintendence and Control of the Incorporated Council of Law Reporting for England and Wales. Supreme Court of Judicature. Cases Determined in the Queens Bench Division and on Appeal Therefrom in the Court of Appeal, Decisions on Crown Cases Reserved and Decisions of the Railway and Canal Commission**, 1886 The Warren Court: Cases and Commentary Harold J. Spaeth, 1966 **Constitutional Precedent in US Supreme Court Reasoning** David Schultz, 2022-03-15 Precedent is an important tool of judicial decision making and reasoning in common law systems such as the United States Instead of having each court decide cases anew the rule of precedent or stare decisis dictates that similar cases should be decided similarly Adherence to precedent promotes several values including stability reliability and uniformity and it also serves to constrain judicial discretion Yet while adherence to precedent is important there are some cases where the United States Supreme Court does not follow it when it comes to constitutional reasoning Over time the US Supreme Court under its different Chief Justices has approached rejection of its own precedent in different ways and at varying rates of reversal This book examines the role of constitutional precedent in US Supreme Court reasoning The author surveys the entire history of the US Supreme Court up until 2020 keying in on decisions regarding when it chose to overturn its own constitutional precedent and why He explores how the US Supreme Court under its different Chief

Justices has approached constitutional precedents and justified its reversal and quantifies which Courts have reversed the most constitutional precedents and why Constitutional Precedent in US Supreme Court Reasoning is essential reading for law professors and students interested in precedent and its role in legal reasoning Law libraries which will find this book of importance to their collections on legal reasoning and analysis

Comparative Judicial Review and Public Policy Donald W. Jackson, C. Neal Tate, 1992-09-17 This is one of the few book length analyses of judicial review and public policy in very different parts of the world today Donald W Jackson and C Neal Tate have gathered together respected scholars and set forth a framework for comparative analysis into the origins of judicial review its use as a policy tool and its exercise and impact in the policy making process Political scientists public policy analysts and public administrators will find this a thought provoking study in comparative politics and public administration and a useful classroom text The text opens with an overview and a delineation of basic concepts and closes with a framework for analyzing the exercise of judicial review in policy making The major part of the book offers case studies and analyses of the establishment of judicial review as a policy tool and the impact of judicial review in various types of legal situations These studies cover twelve countries including the United States Great Britain Japan India Israel and the USSR among others Chapter reference lists and a selected bibliography at the end of the book refer readers to current studies of importance

Parliamentary Papers Great Britain. Parliament. House of Commons, 1894

The Law Journal Reports , 1882

Practice Reports in the Supreme Court and Court of Appeals Nathan Howard (Jr.), New York (State). Supreme Court, 1875

Precedent and Judicial Discretion Samuel Morell, 1991 An essential guide for anyone interested in the Joseph ibn Lev case

The New York Supplement , 1899

Unveiling the Magic of Words: A Report on "**Precedent And Judicial Discretion**"

In some sort of defined by information and interconnectivity, the enchanting power of words has acquired unparalleled significance. Their power to kindle emotions, provoke contemplation, and ignite transformative change is actually awe-inspiring. Enter the realm of "**Precedent And Judicial Discretion**," a mesmerizing literary masterpiece penned by a distinguished author, guiding readers on a profound journey to unravel the secrets and potential hidden within every word. In this critique, we shall delve in to the book is central themes, examine its distinctive writing style, and assess its profound effect on the souls of its readers.

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Table of Contents Precedent And Judicial Discretion

1. Understanding the eBook Precedent And Judicial Discretion
 - The Rise of Digital Reading Precedent And Judicial Discretion
 - Advantages of eBooks Over Traditional Books
2. Identifying Precedent And Judicial Discretion
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Precedent And Judicial Discretion
 - User-Friendly Interface
4. Exploring eBook Recommendations from Precedent And Judicial Discretion
 - Personalized Recommendations
 - Precedent And Judicial Discretion User Reviews and Ratings
 - Precedent And Judicial Discretion and Bestseller Lists

5. Accessing Precedent And Judicial Discretion Free and Paid eBooks
 - Precedent And Judicial Discretion Public Domain eBooks
 - Precedent And Judicial Discretion eBook Subscription Services
 - Precedent And Judicial Discretion Budget-Friendly Options
6. Navigating Precedent And Judicial Discretion eBook Formats
 - ePub, PDF, MOBI, and More
 - Precedent And Judicial Discretion Compatibility with Devices
 - Precedent And Judicial Discretion Enhanced eBook Features
7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Precedent And Judicial Discretion
 - Highlighting and Note-Taking Precedent And Judicial Discretion
 - Interactive Elements Precedent And Judicial Discretion
8. Staying Engaged with Precedent And Judicial Discretion
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Precedent And Judicial Discretion
9. Balancing eBooks and Physical Books Precedent And Judicial Discretion
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Precedent And Judicial Discretion
10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine Precedent And Judicial Discretion
 - Setting Reading Goals Precedent And Judicial Discretion
 - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Precedent And Judicial Discretion
 - Fact-Checking eBook Content of Precedent And Judicial Discretion
 - Distinguishing Credible Sources
13. Promoting Lifelong Learning

- Utilizing eBooks for Skill Development
- Exploring Educational eBooks

14. Embracing eBook Trends

- Integration of Multimedia Elements
- Interactive and Gamified eBooks

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