

BEYOND COMPARISON

Sex and Discrimination

TIMOTHY MACKLEM

CAMBRIDGE STUDIES IN
PHILOSOPHY AND LAW

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Beyond Comparison Timothy Macklem, 2003-06-02 In *Beyond Comparison Sex and Discrimination* Timothy Macklem addresses foundational issues in the long running debate in legal political and social theory about the nature of gender discrimination He takes the highly original and controversial view that the heart of discrimination lies not in the unfavorable comparisons with the treatment and opportunities that men enjoy but rather in a denial of resources and opportunities that women need to lead successful and meaningful lives as women Therefore to understand what women need we must first understand what it is to be a woman By displaying an impressive command of the feminist literature as well as intellectual rigor this work promises to be a milestone in the debate about gender equality and will interest students and professionals in the areas of legal theory and gender studies

Norms in a Wired World Steven A. Hetcher, 2006-05-12 Hetcher applies his theory of norms to tort law and Internet privacy laws

Proceedings and Addresses of the American Philosophical Association American Philosophical Association, 2003 List of members in v 1

Punishment, Compensation, and Law Mark R. Reiff, 2005-07-11 This book is the first comprehensive study of the meaning and measure of enforceability While we have long debated what restraints should govern the conduct of our social life we have paid relatively little attention to the question of what it means to make a restraint enforceable Focusing on the enforceability of legal rights but also addressing the enforceability of moral rights and social conventions Mark Reiff explains how we use punishment and compensation to make restraints operative in the world After describing the various means by which restraints may be enforced Reiff explains how the sufficiency of enforcement can be measured and he presents a unified theory of deterrence retribution and compensation that shows how these aspects of enforceability are interconnected Reiff then applies his theory of enforceability to illuminate a variety of real world problem situations

Fiscal Sociology at the Centenary Ann Mumford, 2019-09-27 This book discusses the socio legal tax state and its relationship to development inequality and the transnational Fiscal Sociology commenced in 1918 when Joseph A Schumpeter examined the links between capitalism and taxation arguing that fiscal pressures on governments led directly to the development of tax collection and the burgeoning growth of capitalist economies The identification of taxation as an important component of capitalism has continued to change the way that theoretical sociologists conceptualise tax This book documents the history of this literature to provide a summary of the topic for scholars seeking a bridge between taxation law and contextual historical and anthropological analyses of the development of the state more generally Whilst Schumpeter s insights have been celebrated over the past one hundred years taxation has slipped from the agenda of many scholarly disciplines in relation to analyses of poverty globalisation and equality Fiscal Sociology at the Centenary fills this gap The implications of this literature for taxation law in the United Kingdom in particular are considered

Natural Law in Jurisprudence and Politics Mark C. Murphy, 2006-03-13 Natural law is a perennial though poorly represented and understood issue in political philosophy and

the philosophy of law In this 2006 book Mark C Murphy argues that the central thesis of natural law jurisprudence that law is backed by decisive reasons for compliance sets the agenda for natural law political philosophy demonstrating how law gains its binding force by way of the common good of the political community Murphy s work ranges over the central questions of natural law jurisprudence and political philosophy including the formulation and defense of the natural law jurisprudential thesis the nature of the common good the connection between the promotion of the common good and requirement of obedience to law and the justification of punishment

Is There a Right of Freedom of Expression? Larry Alexander, 2005-06-06 A sceptical appraisal of the claim that freedom of expression is a human right **Heythrop Journal**, 2004

Feminist Interpretations of John Rawls Ruth Abbey, 2013-08-28 In *Feminist Interpretations of John Rawls* Ruth Abbey collects eight essays responding to the work of John Rawls from a feminist perspective An impressive introduction by the editor provides a chronological overview of English language feminist engagements with Rawls from his *Theory of Justice* onward Abbey surveys the range of issues canvassed by feminist readers of Rawls as well as critics wide disagreement about the value of Rawls s corpus for feminist purposes The eight essays that follow testify to the continuing ambivalence among feminist readers of Rawls From the perspectives of political theory and moral social and political philosophy the contributors address particular aspects of Rawls s work and apply it to a variety of worldly practices relating to gender inequality and the family to the construction of disability to justice in everyday relationships and to human rights on an international level The overall effect is to give a sense of the broad spectrum of possible feminist critical responses to Rawls ranging from rejection to adoption Aside from the editor the contributors are Amy R Baehr Eileen Hunt Botting Elizabeth Brake Clare Chambers Nancy J Hirschmann Anthony Simon Laden Janice Richardson and Lisa H Schwartzman

Beyond Race, Sex, and Sexual Orientation Sonu Bedi, 2013-09-02 The conventional interpretation of equality under the law singles out certain groups or classes for constitutional protection women racial minorities and gays and lesbians The United States Supreme Court calls these groups suspect classes Laws that discriminate against them are generally unconstitutional While this is a familiar account of equal protection jurisprudence this book argues that this approach suffers from hitherto unnoticed normative and political problems The book elucidates a competing extant interpretation of equal protection jurisprudence that avoids these problems The interpretation is not concerned with suspect classes but rather with the kinds of reasons that are already inadmissible as a matter of constitutional law This alternative approach treats the equal protection clause like any other limit on governmental power thus allowing the Court to invalidate equality infringing laws and policies by focusing on their justification rather than the identity group they discriminate against

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Table of Contents Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law

1. Understanding the eBook Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law
 - The Rise of Digital Reading Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law
 - Advantages of eBooks Over Traditional Books
2. Identifying Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law
 - 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 Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law
- User-Friendly Interface
- 4. Exploring eBook Recommendations from Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law
 - Personalized Recommendations
 - Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law User Reviews and Ratings
 - Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law and Bestseller Lists
- 5. Accessing Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law Free and Paid eBooks
 - Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law Public Domain eBooks
 - Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law eBook Subscription Services
 - Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law Budget-Friendly Options
- 6. Navigating Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law eBook Formats
 - ePub, PDF, MOBI, and More
 - Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law Compatibility with Devices
 - Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law
 - Highlighting and Note-Taking Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law
 - Interactive Elements Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law
- 8. Staying Engaged with Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy

And Law

9. Balancing eBooks and Physical Books Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law
10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law
 - Setting Reading Goals Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law
 - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law
 - Fact-Checking eBook Content of Beyond Comparison Sex And Discrimination Cambridge Studies In Philosophy And Law
 - 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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