

Judicial Review In An Objective Legal System

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Judicial Review In An Objective

Judicial Review in an Objective Legal System is a patiently and carefully reasoned analysis of the kind of legal system we ought to have.

Judicial Review in an Objective Legal System: Smith, Tara ...

In Judicial Review in an Objective Legal System, Tara Smith breaks through the false dichotomies inherent in dominant theories - various forms of originalism, While all agree that courts must be objective, people differ sharply over what this demands in practice: fidelity to the text?

Judicial Review in an Objective Legal System by Tara Smith

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This book grounds judicial review in its deepest foundations: the function, authority, and objectivity of a legal system as a whole.

Judicial Review in an Objective Legal System by Tara Smith ...

In *Judicial Review in an Objective Legal System*, Tara Smith, philosopher of law and professor at the University of Texas at Austin, provides fresh new answers to these long-standing questions. By cutting straight to the core of objectivity and its place in a legal system, Smith lays fertile ground for assessing the arena's major theories of judicial review, emerging ultimately with a theory of interpretation that solves the problems inherent in the current approaches.

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Judicial Review in an Objective Legal ... - Ayn Rand Institute

Dr. Smith currently holds the BB&T Chair for the Study of Objectivism, as well as the Anthem Foundation Fellowship. In her latest book, *Judicial Review in an Objective Legal System*, Dr. Smith presents an innovative approach to interpreting law. Defying the convention and missteps of prevailing theories, she crafts an approach tailored to the mission of a proper legal system and the demands of true objectivity.

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Judicial Review's Problem with Objectivity." The role of the courts, as you know, in judicial review is to uphold the law in cases where its meaning is contested. Courts have to figure out what the law is, what it permits, and forbids, often the extent of government power.

Tara Smith, "Judicial Review in an Objective Legal System ...

While Judicial Review in an Objective Legal System offers great positive value, I have two sets of concerns. One pertains to what should be done when moral authority and legal authority come apart. The other has to do with what comprises a legal system and the role of philosophy in that system.

Smith, Tara. Judicial Review in an Objective Legal System ...

Judicial Review in an Objective Legal System is a patiently and carefully reasoned analysis of the kind of legal system we ought to have. Moreover, in respect to those who say that cultural differences call for different types of governments and legal systems, her analysis shows why there is an underlying set of principles that every country should adhere to, if their aim is to secure the ...

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By examining proper modes of judicial review within the framework of a proper legal system as a whole—and more specifically, by identifying law's function and authority—philosopher Tara Smith's

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new book, Judicial Review in an Objective Legal System, seeks to break past this false alternative and chart a distinctive course for genuinely objective review that upholds the Rule of Law.

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