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| Course Code LAW-411 | Course Title Jurisprudence I | ECTS Credits 6 |
| Department Law | Semester Fall | Prerequisites One from, either LAW-324/6 or LAW-392, and LAW-384 |
| Type of Course Major Requirement | Field Law | Language of Instruction English |
| Level of Course 1 st Cycle | Year of Study 4th | Lecturer(s) Dr Tim Potier |
| Mode of Delivery Face-to-face | Work Placement N/A | Co-requisites None |

Objectives of the Course:

Jurisprudence I will emphasise a period in the development of legal theory which is often overlooked: from the Ancient Greeks to the end of the Enlightenment. This period is dominated by the various branches of the school of natural law. Beginning with the pagan era, its dramatic transformation during the 'Age of Faith', social contract theory (after the Reformation), and concluding with the natural rights theory of Edmund Burke and Thomas Paine.

Learning Outcomes:

- After completion of the course students are expected to be able to:
1. Explain the important role played by philosophers in the conceptualization of legal theory during antiquity.
 2. Analyse the adaptation of the notion of justice amongst the ancients, its Christianisation during the Middle Ages and secularization on account of the Enlightenment.
 3. Appraise the contribution of Christianity to the development of the 'just war' theory.
 4. Explain the impact of scholasticism on jurisprudential discourse.
 5. Assess the impact that the constitutional upheaval in England during the seventeenth century had on the emergence of social contract theory.
 6. Assess the role legal and political theory had in fostering the American and French revolutions.
 7. Discuss the emergence of natural rights theory.
 8. Evaluate philosophical underpinnings in the law.

Course Content:

During the course, the student will study the following books:

1. Plato: The Republic
2. Plato: The Laws
3. Aristotle: The Politics
4. Aristotle: The Nicomachean Ethics
5. Cicero: On the Commonwealth
6. Cicero: On the Laws
7. St Augustine: City of God
8. St Thomas Aquinas: On Law
9. Niccolo Machiavelli: The Prince
10. Thomas Hobbes: Leviathan
11. John Locke: Second Treatise of Government
12. David Hume: A Treatise of Human Nature
13. Baron de Montesquieu: The Spirit of the Laws
14. Jean-Jacques Rousseau: The Social Contract
15. Immanuel Kant : Critique of Pure Reason
16. Edmund Burke : Reflections on the Revolution in France
17. Thomas Paine: Rights of Man

The class will also be given three additional sets of notes, titled: (Plato) Early Dialogues, Middle Dialogues, and Later Dialogues.

Learning Activities and Teaching Methods:

Interactive lectures, tutorials, written examinations and assignments

Assessment Methods:

One written assignment, mid-term exam, final exam

Required Textbooks/Reading:

| Authors | Title | Publisher | Year |
|-------------------------|--|--------------------|------|
| M.D.A. Freeman (ed.) | Lloyd's Introduction to Jurisprudence (eighth edition) | Sweet & Maxwell | 2008 |
| N.E. Simmonds | Central Issues in Jurisprudence: Justice, Law and Rights (third edition) | Sweet & Maxwell | 2008 |

Recommended Textbooks/Reading:

| Authors | Title | Publisher | Year |
|----------------|---|-----------|------|
| Wayne Morrison | Jurisprudence: from the Greeks to post-modernism | Cavendish | 1997 |
| James Penner | McCoubrey & White's Textbook on Jurisprudence (fourth edition) | Oxford | 2008 |
| Raymond Wacks | Understanding Jurisprudence: An Introduction to Legal Theory (second | Oxford | 2009 |

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| | edition) | | |
| Brian H. Bix | Jurisprudence: Theory and Context (fifth edition) | Sweet & Maxwell | 2009 |
| Jules Coleman and Scott Shapiro (ed.s) | The Oxford Handbook of Jurisprudence and Philosophy of Law | Oxford | 2002 |
| Howard Davies and David Holdcroft | Jurisprudence: Texts and Commentary | Butterworths | 1991 |
| James Penner, David Schiff and Richard Nobles | Introduction to Jurisprudence and Legal Theory: Commentary and Materials | Butterworths | 2002 |