

CONTENTS

<i>List of tables</i>	x
<i>Preface</i>	xvii
<i>List of abbreviations</i>	xx
1 One European legal culture or several?	1
Introduction: European legal integration	1
Legal culture	2
Legal transfers and legal culture: convergence versus divergence	5
Methodological approach	8
Western versus Eastern Europe	9
Legal outsiders versus legal insiders	15
Measuring legal culture	17
Thick descriptions of legal culture	18
Dimensions of legal culture	21
Data collection: FGs, quantitative surveys, IDIs	23
Presentation of data	26
Plan of the book	27
2 Concept or meaning of law	30
Introduction: law and everyday life	30
Legal outsiders' perspectives on law	31
Images of law	31
Good versus bad law: helpful? fair? complex? Moral values or state power?	34
The preferred basis of law	39
Stricter law?	44
Perceptions of change	46
Legal insiders' perspectives on law	51
The preferred basis of law	51
Perceptions of change	64
Assessment of changes	64

	Causes of change	72
	Conclusions	81
3	Law in principle	83
	Introduction: the role of law	83
	The role of law: the legal outsiders' perspective	84
	Public ideals and attitudes towards law in principle	85
	Reflect or reform?	95
	Stepping outside the law?	99
	The role of law: the legal insiders' perspective	101
	Reflect or reform?	102
	Flexibility or rigidity?	108
	Stepping outside the law?	117
	Conclusions	123
4	Law in action	125
	Introduction: "exit", "voice", "loyalty"	125
	Law in practice: the legal outsiders' perspective	126
	General perceptions of law in action	126
	Reasons for turning/not turning to court	132
	"Exit", "voice", "loyalty"	135
	Law in action: the legal insiders' perspective	145
	"Exit", "voice", "loyalty"	145
	Responding to laws that are contrary to one's religion	175
	Conclusions	182
5	Perceptions of legal outsiders	184
	Introduction: reasons for obeying or breaking the law	184
	Legal outsiders' perspectives on legal outsiders (like themselves)	185
	Trustworthy and law-abiding?	185
	Legal insiders' perspectives on legal outsiders	201
	Law-abidingness: past and present	202
	Law-abidingness at present: the majority population	211
	Law-abidingness at present: the ethnic and religious minorities	219
	Excuses for breaking the law?	228
	Conclusions	235
6	Perceptions of legal insiders	237
	Introduction: the people making, implementing and applying the law	237
	Legal outsiders' perspectives on legal insiders	238

Government officials	238
Lawyers	238
Judges, prosecutors, juries and lay judges	241
The police	246
The lawmakers: government and Parliament	251
In summary, positive public perceptions of legal insiders	255
Legal insiders' perspectives on how the public view their profession	258
The elected representatives	259
The government officials	263
The legal professionals	268
The lawyers	269
The judges	273
The prosecutors	279
The police	283
Legal insiders' perspectives on legal insiders (like themselves)	285
The legal professionals	286
The lawyers	286
The judges	291
The police	298
Conclusions	312
7 Legal change and legal transfers	315
Introduction: legal integration	315
Legal transfers	316
External influences on the law and legal system: the legal outsiders' perspective	319
The potential for external learning: the legal insiders' perspective	328
External influences on the law and legal system: the legal insiders' perspective	340
European legal integration? The legal insiders' perspective	355
Looking to the future	365
Conclusions	375
8 Muslims and Euro-migrants as carriers of legal culture	378
Introduction: carriers of legal culture	378
'Adaptive' legal cultures	379
Minorities and Euro-migrants: long-term and short-term adaptation	383
Long-term adaptation: Muslim minorities	385

	Short-term adaptation: Euro-migrants	393
	Conclusions – culture, context and behaviour: the legal outsiders' perspective	402
9	Balancing civil rights against a 'war on terror'	404
	Introduction: the 'war on terror'	404
	Perceptions of terrorism: the legal outsiders' perspective	413
	FG discussions	413
	Quantitative surveys: general public and Muslims	416
	Paying the price: combating terrorism versus rights and freedoms	417
	Staying within the law – or stepping outside	419
	Reacting to international pressure	421
	Risk assessment	423
	The impact of risk assessment on the general public	425
	The impact of risk assessment on "paying the price" to combat terrorism	425
	The impact of risk assessment on respecting, changing or disregarding the law	426
	Comparing the impact of risk and religion	426
	The impact of risk and religion on prioritising "individual freedom"	430
	The impact of risk and religion on prioritising "the rights of individuals and minorities"	431
	Perceptions of the 'war on terror': the legal insiders' perspective	432
	External pressure and the 'war on terror'	440
	Protecting civil rights versus combating terrorism	444
	Perceptions of how to fight terrorism	447
	Conclusions	451
10	The role of religiosity in European popular legal cultures	454
	Introduction	454
	The impact of religiosity on European legal cultures	454
	Religiosity	456
	The impact of religiosity on attitudes towards law	458
	The weaker second decile: religiosity and 'secular authoritarianism'	460
	The stronger first decile: religiosity and specifically religious attitudes to law	462
	Conflicting authoritarianisms: church versus state	475
	Conclusions	498

11	A European legal culture?	503
	Introduction: common Europe	503
	Western versus Eastern Europe	503
	Legal outsiders versus legal insiders	506
	Legal transfers and European integration	507
	Conclusions: looking to the future	509
	<i>Appendix: data collection</i>	512
	<i>Bibliography</i>	516
	<i>Index</i>	541