Contents

Pre	face to the second edition v face to the first edition vii		
Tab	ole of abbreviations xiii		
1	What is jurisprudence about? 1		
2	2 Natural law and moral truth 6		
	1 Natural law 6 2 Moral truth 20		
3	The command theory of law 28		
	1 Laws as commands 30 2 The sovereign 35		
4	Utilitarianism and the economic analysis of law 40		
	1 Utilitarianism 40 2 The economic analysis of law 45		
5	Punishment 53		

Kelsen's pure theory of law 64

Why 'pure'? 66

The basic norm 73

Sanctions 69

7	Legal concepts 83		
	Hohfeld's analysis 83 Analysis in general 93		
8	Legal realism and critical legal studies 98		
	1 American legal realism 99 2 Scandinavian legal realism 103 3 The critical legal studies movement 108		
9	Hart's concept of law 117		
	 Legal rules as social rules 117 The union of primary and secondary rules 12 Law's normativity 124 		
10	Freedom and the enforcement of morals 129		
11	The morality of law and the rule of law 144		
12	Statutory interpretation 156		
13	Precedent 170		
	Precedent rules and the common law 171 The status of precedent rules 179		
14	Dworkin's rights thesis 187		
	The interpretive turn 188 Interpretation and legal theory 190 Interpretation and adjudication 197 Right answers and judicial legislation 205		
15	Legal reasoning 211		
16	The duty to obey the law 225		
17	The historical school and non-state law 235		
18	Social interests 251		

2	The functions and limits of law	254
3	The living law 257	

19 Law, social theory and Marxist jurisprudence 262

- 1 Law and social theory 262
- 2 Marxist jurisprudence 268

20 Justice: liberal, communitarian and feminist 277

- 1 Justice and law 277
- 2 Liberal individualism 281
- 3 Communitarianism 289
- 4 Feminist jurisprudence 293

Index 301