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this collection brings together leading international socio legal and medico legal scholars to explore the dilemma of how to support legal capacity in theory and practice traditionally decisions for persons found to lack capacity are made by others generally without reference to the person and this applies especially to those with cognitive and psycho social disabilities this book examines the difficulties in establishing effective and deliverable supported decision making concluding that approaches to capacity need to be informed by a grounded understanding of how it operates in real life contexts the book focuses on the un convention on the rights of persons with disabilities crpd which recognises the equal right to legal capacity of people with disabilities and requires states parties to provide support for the exercise of this right however 10 years after the crpd came into force the shift to legal frameworks for supported decision making remains at best only partial with 16 chapters written by contributors from the uk canada finland india ireland spain sweden and turkey the collection takes a comparative and interdisciplinary approach many of the contributors have been directly involved in law reform processes in their home jurisdictions and thus can combine both academic expertise and practical grounded awareness of the challenges of legal change this treatise is a detailed article by article examination of the united nations convention on the rights of persons with disabilities crpd each article of the crpd contains a methodical analysis of the preparatory works followed by an exhaustive examination of the contents of each article based on case law and concluding observations from the crpd committee judgments from national and international courts and tribunals pertinent un and other reports the key literature on the article under review the volume features commentary from a broad range of scholars across a variety of disciplines in order to provide a comprehensive study of the legal psychological education sociological and other aspects of the cprd this encyclopaedic commentary on the crpd effectively covers all the issues arising from international disability law and practice and will be an ideal resource for all working in the field this handbook provides a comprehensive and authoritative state of the art review of the current and emerging research and policy on disability law bringing together a team of respected and experienced experts the handbook offers a range of jurisdictional and multidisciplinary perspectives the authors consider historical and contemporary as well as comparative perspectives of disability law divided into three parts the contributors provide a comprehensive reference to the theoretical underpinnings ongoing debates and emerging fields within the subject the study provides a strong basis for consideration of contemporary disability law its research foundations and progressive developments in the area the book incorporates interdisciplinary and comparative country perspectives to capture the breadth of current discourse on disability law this handbook provides a valuable resource for a wide range of scholars public and private researchers ngos and practitioners working in the area of disability law and across national and transnational disability schemes the work will be of important interest to those in the fields of sociology history psychology economics political science rehabilitation sciences medicine technology and law among others in depth timely and practical coverage of key issues in elder law practice written by outstanding elder law experts this unique publication is the first place to look for detailed answers to pressing questions concerning medicaid long term care planning healthcare issues trusts powers and guardianship every facet of today s elder law practice each portfolio has distinctive title and author the series includes 28 portfolios to date this innovative and accessible text offers a straightforward and clear introduction to the law of contract suitable for use across geographical boundaries it introduces the key principles of contract law by comparing solutions from different jurisdictions and has an innovative design with text boxes colour and graphics making it a highly attractive tool for studying this revised second edition has been updated to reflect the most recent changes in the law including the french reform of the law of obligations and the new uk consumer rights act a whole new chapter on contracts and third parties has also been added this book examines the implications of article 12 of the un convention on the rights of persons with disabilities crpd its resulting standard of protection for persons with disabilities and the way it is understood and implemented in its diverse signatory states its overarching theme is to assess the impact of crpd article 12 on the private law concept of legal capacity and its limitations the significance of which carries over into the realm of penal law regulations its impact is analysed primarily from the legal point of view but with due regard for its psychological and psychiatric ramifications recognising the importance of these disciplines is important when implementing crpd article 12 into domestic law as they contribute to the determinants in creating a qualificatory legal framework for all persons with disabilities in particular to exercise their rights to legal capacity without let or hindrance as active legal capacity is a notion rooted in and coming from private law this forms the main research perspective the first section discusses the foundational concepts constituting the crpd article 12 standard from domestic private law and international law perspectives the work shows that the concepts adopted in private law interact with the protection of persons with disabilities as victims provided for in criminal law in addition where relevant authors also look at public law institutions that are connected with the private law solutions the volume will be an essential reference for academics researchers and policy makers working in the areas of private law criminal law mental health law human rights discrimination law as well as psychology and psychiatry this timely research handbook offers significant insights into an understudied subject bringing together a broad range of socio legal studies of medicine to help answer complex and interdisciplinary

questions about global health a major challenge of our time mental health law is a rapidly evolving area of practice and research with growing global dimensions this work reflects the increasing importance of this field critically discussing key issues of controversy and debate and providing up to date analysis of cutting edge developments in africa asia europe the americas and australia this is a timely moment for this book to appear the united nations convention on the rights of persons with disabilities 2006 sought to transform the landscape in which mental health law is developed and implemented this convention along with other developments has to varying degrees informed sweeping legislative reforms in many countries around the world these and other developments are discussed here contributors come from a wide range of countries and a variety of academic backgrounds including ethics law philosophy psychiatry and psychology some contributions are also informed by lived experience whether in person or as family members the result is a rich polyphonic and sometimes discordant account of what mental health law is and what it might be the handbook is aimed at mental health scholars and practitioners as well as students of law human rights disability studies and psychiatry and campaigners and law and policy makers african disability rights yearbook volume 7 2019 2019 issn 2311 8970 pages 279 print version available electronic version free pdf available about the publication the african disability rights yearbook aims to advance disability scholarship coming in the wake of the united nations convention on the rights of persons with disabilities it is the first peer reviewed journal to focus exclusively on disability as human rights on the african continent it provides an annual forum for scholarly analysis on issues pertaining to the human rights of persons with disabilities it is also a source for country based reports as well as commentaries on recent developments in the field of disability rights in the african region table of contents editorial section a articles the implications of article 12 of the convention on the rights of persons with disabilities for the legal capacity of persons with psychosocial and intellectual disabilities in ethiopia merga yadesa dibaba human rights and access to health care for persons with albinism in africa ebenezer durojaye and satang nabaneh conflicting discourses on conceptualising children with disabilities in africa shimelis tsegaye tesemma and susanna abigaël coetzee right to self representation for people with mental disabilities in kenya s courts paul juma the place of sign language in the inclusive education of deaf learners in zimbabwe amid crpd mis interpretation martin musengi left in the periphery an appraisal of voting rights for persons with disabilities in zimbabwe nkosana maphosa cg moyo and b moyo section b country reports tchad serge marcellin tengho mali marianne séverin burundi gerard emmanuel kamdem kamga republic of congo marianne séverin and chretien fontcha south sudan innocentia mgijima konopi theophilus m odaudu and reshoketswe mapokgole section c regional developments leveraging the international human rights system to advance local change for south african women with disabilities anastasia holoboff suzannah phillips the right to an adequate standard of living in the protocol to the african charter on human and peoples rights on the rights of persons with disabilities africa yvette basson book review simon foley intellectual disability and the right to a sexual life 2019 charles ngwena this book examines what international human rights law has gained from the new elements in the un convention on the rights of persons with disabilities crpd it explores how the crpd is intricately bound up with other international instruments by studying the relationship between the convention rights and those protected by other human rights treaties as well as the overall objectives of the un using a social model lens on disability the book shows how the convention sheds new light on the very notion of human rights the book provides a theoretical framework which explicitly integrates disability into international human rights law it explains how the crpd challenges the legal subject by drawing attention to distinct forms of embodiment before introducing the idea of the disabled subject which stems from a recognition that all individuals encounter disability related issues during their lives the book also shows how to apply this theoretical framework to several rights and highlights the consequences for the implementation of human rights treaties as a whole it builds upon the literature of disability studies and legal and political theory as well as drawing upon the recommendations of treaty bodies and reports of un agencies and disabled people s organisations this book thereby provides an agenda setting analysis for all human rights experts by showing the benefits of placing disabled people at the heart of international human rights law this book examines the status of private actors as subjects of law under the rules of the international law of the sea providing a methodology for the notion of a single legal personality it provides a clear understanding of membership in international law in order to establish to what extent private actors can be rights holders or duty bearers it does this by taking a theoretical perspective which allows the reader to interpret their relevance in international law this unique and innovative work makes a significant contribution to the current scholarly debates on private actors in international law fiduciary law is a critically important body of law fiduciary duties ensure the integrity of a remarkable variety of relationships institutions and organizations they apply to relationships of great personal significance including in some jurisdictions the relationship between parents and children they structure a wide variety of commercial relationships and they are essential to the regulation of relationships between professional service providers and their clients including relationships between lawyer and client doctor and patient and investment manager and client fiduciary duties perhaps uniquely in private law challenge traditional ways of marking the boundaries between private and public law inasmuch as they figure prominently in public governance indeed there is even a storied tradition of thinking of the authority of the state in fiduciary terms notwithstanding its importance fiduciary law has been woefully under analysed by legal theorists filling this gap with a series of chapters by leading theorists this book includes chapters on the nature of fiduciary relationships the connection between fiduciary duties and morality the content and significance of fiduciary loyalty the economic significance of fiduciary law the application of fiduciary principles to

public law and international law the import of fiduciary relationships to theories of authority and various other fundamental topics in the field in many cases new and important questions are raised by the book s chapters indeed this book not only offers a much needed theoretical assessment of fiduciary topics it defines the field going forward setting an agenda for future philosophical study of fiduciary law Посібник побудований на автентичному матеріалі і охоплює п'ять міжнародних конвенцій в галузі прав людини про забезпечення економічних соціальних та культурних прав про забезпечення громадянських та політичних прав про запобігання тортурам та іншим формам жорстокого нелюдського або принизливого поведіння чи покарання про ліквідацію будь яких форм расової дискримінації про викорінення будь яких форм дискримінації жінок про забезпечення прав дитини а також включає відповідний розділ Конституції України забезпечуючи засвоєння фонових знань та знайомство з найбільш уживаною термінологією Система різноманітних вправ побудована за циклічним принципом наявність двомовних тематичних словників у кожному уроці абеткового словника наприкінці посібника та ключів до переважної більшості вправ створюють сприятливі умови для ефективного засвоєння змісту посібника в класі і надійного самоконтролю під час роботи вдома Для студентів вищих навчальних закладів що спеціалізуються в галузі суспільних наук студентів перекладацьких відділень факультетів університетів фахівців які прагнуть удосконалити власні навички та вміння перекладу громадсько політичної літератури а також для перекладачів this volume contains the turkmenistan civil code as adopted in december 1998 the translation by william e butler is based on the official text and any differences with the russian language version are noted in footnote annotations the turkmenistan civil code is unique in the cis for incorporating as part of its official title the name of the president of turkmenistan saparmurat turkmenbashi this gives the civil code a special symbolic value in the hierarchy of sources of turkmenistan law another important feature of the civil code is its lack of a section devoted to private international law or conflicts of law until this position is rectified or clarified turkmenistan law is the sole applicable law the first textbook on international and european disability law and policy analysing the interaction between different legal systems and sources german legal system and laws provides a comprehensive introduction to the german legal system and the core areas of substantive law constitutional law is the foundation of german law and this area has been given fuller consideration in this fourth edition the constitutional organs of state basic rights and administrative law are all thoroughly explained the text has been fully amended and updated with regard to a wealth of legislation and case law which has radically altered the course of german law with considerable attention being given to the development of private law also included are expanded and updated extracts from the grundgesetz and fully revised glossaries of german legal terms this book comprehensively discusses the background to the passing of india s revolutionary mental healthcare act 2017 offering a detailed description of the act itself and a rigorous analysis in the context of the crpd and the world health organization who standards for mental health law it examines the fine balance between complying with the crpd while still delivering practical humane and implementable legislation it explores how this legislation was shaped by the who standards and provides insights into areas where the indian legislators deviated from these guidelines and why taking india as an example it highlights what is possible in other low and middle income countries further it covers key issues in mental health identifying potential competing interests and exploring the difficulties and limitations of international guidelines the book is a valuable resource for psychiatrists nurses social workers non governmental organizations and all mental healthcare workers in india and anyone studying human rights law company law in context is an ideal main text for company law courses david kershaw places company law in its economic business and social context making more accessible and relevant the cases statutes and other forms of regulation a running case study provides a practical perspective international human rights law challenges core tenets of mental health law policy and practice this book explores this challenge clep introductory business law book online practice tests helps students get the college credits they deserve 2nd edition in 2017 clep marks 50 years as the most widely trusted credit by exam program in the u s clep exams help students fast track their college career saving them time and possibly thousands in tuition costs perfect for adults returning to college military service members high school or home schooled students rea s clep test preps provide students with the tools they need to pass their clep exams and get the college credits they deserve fully updated to reflect the september 2016 test changes rea s second edition of clep introductory business law covers all the topics found on the official clep exam our complete test prep package focuses on what students need to know to pass the exam bringing them one step closer to earning their college degree about rea s prep comprehensive review fully aligned with today s exam online diagnostic test pinpoints strengths and weaknesses to personalize prep and focus study focused 6 week study plan two full length practice tests with detailed explanations of answers both in the book and online provide true to format practice online tests feature instant scoring timed testing diagnostic feedback and detailed answers a timely examination of the un convention on the rights of persons with disabilities this first thorough comparative analysis contrasts the approaches of thirteen jurisdictions to reveal a legal area of growing importance exploring contemporary juridical theories regarding the normative position of ingos vis à vis the subjects of international law this book engages in a thorough contextual historical and interdisciplinary evaluation of the potential to generate solutions for the exercise of unregulated authority outside the state system an accessible introduction for first year undergraduates to greek history from the end of the bronze age c 1200 bc to the roman conquest of greece in the second century bc the african yearbook of international law provides an intellectual forum for the systematic analysis and scientific dissection of issues of international law as they apply to africa as well as africa s contribution to the

progressive development of international law it contributes to the promotion acceptance of and respect for the principles of international law as well as to the encouragement of the teaching study dissemination and wider appreciations of international law in africa a clear articulation of africa s views on the various aspects of international law based on the present realities of the continent as well as on africa s civilization culture philosophy and history will undoubtedly contribute to a better understanding among nations the african yearbook of international law plays an important role in examining the tensions underlying the state in africa and by shedding more light on the causes of the fragility of african state institutions so as to facilitate the identification of appropriate remedies the tension and interrelationships among issues such as territorial integrity self determination ethnic diversity and nation building are constantly addressed development human rights and democratization in africa are also the subject of continuous attention and examination the special theme of this volume is regional economic integration in africa ii the international criminal court has been operational since mid 2003 following the entry into force of the rome statute of the international criminal court on 1 july 2002 the rome statute is among the most complex international treaties a combination of public international law international humanitarian law and criminal law both international and domestic the commentary provides an article by article analysis of the statute each of the 128 articles is presented accompanied by a bibliography of academic literature relevant to that provision an overview of the drafting history of the provision and an analysis of the text the analytical portion of each chapter draws upon relevant case law from the court itself as well as from other international and national criminal tribunals academic commentary and the related instruments such as the elements of crimes the rules of procedure and evidence and the relationship agreement with the united nations written by a single author the commentary avoids duplication and inconsistency providing a comprehensive presentation to assist those who must understand interpret and apply the complex provisions of the rome statute this is a collectively written interdisciplinary thematic cross national study which combines conceptual theoretical empirical and policy material in an ambitious and innovative way to explore a key concept in contemporary european political policy and academic debates the book is unusual in weaving together the topics of migration and childcare and in studying these issues together within a gendered citizenship framework it also demonstrates the value of a multi level conceptualisation of citizenship stretching from the domestic sphere through the national and european levels to the global the book is aimed at students of social policy sociology european studies women s studies and politics and at researchers scholars policy analysts in the areas of citizenship gender welfare states and migration book jacket the creation of the unified patent court upc is the most prominent change in the european legal landscape for the last four decades this book explains how the new system works in practice and how to make the best use of its provisions it offers readers an in depth and comprehensive commentary on the legal mechanisms of the upcoming ratified european patent law and advice on potential problems that users of the forthcoming regulations may face the book first describes the creation of the unified european patent law and how its four new legislative texts interact the new legislative texts are then explained and commented on in detail rule by rule with diverse approaches and perspectives from a practitioner team comprising patent litigators european patent attorneys law professors and patent judges the commentary takes into account the practical needs of users of the new system on both the prosecution and enforcement sides addressing substantive and procedural problems this book is the most authoritative text on the unitary patent and unified patents court and an invaluable tool for practitioners in this rapidly developing area of law trying to summarize the essentials of macroeconomic theory in the wake of the financial crisis that has shaken not only western economies but also the macroeconomic profession is no easy task in particular the notion that markets are self correcting and always in equilibrium appears to have taken a heavy blow however the jury is still out on which areas should be considered as failures and what which constitute the future of research the overall aim of this text is to provide a compact overview of the contributions that are currently regarded as the most important for macroeconomic analysis and to equip the reader with the essential theoretical knowledge that all advanced students in macroeconomics should be acquainted with the result is a compact text that should act as the perfect complement to further study of macroeconomics an introduction to the key concepts discussed in the journal literature and suitable for students from upper undergraduate level through to phd courses addresses the process of dispute resolution and appeal under the dsu of the wto this book covers politics and disputes between sovereign nations power inequities in access to the dsu specific categories of disputes such as in agriculture and in intellectual property and issues pertaining to compliance enforcement and remedies a practical guide to carrying out ethical research with children and young people this practical handbook examines the ethical questions that arise at each stage of research from first plans to dissemination and impact illustrated with case studies from international and inter disciplinary research it offers advice for addressing each ethical question issue or uncertainty including a showcase of the best practice on a range of topics including data protection practical guidance for responding to recent global changes in policy and practice in ethics and law discussion of the challenges and opportunities of digital research with children the updated second edition continues to provide an excellent resource for those exploring the old current and new consensuses on the ethics of researching with children mental disability has come of age as a subject of concern under the european convention on human rights it was only in 1979 that the first significant decision of the echr was decided on the subject and after that cases were relatively few for many years it is only recently that this has begun to change this volume provides an account of where the law currently stands and speculation as to how it may develop the initial chapters deal with substantive aspects of convention rights

including issues of detention in institutions conditions within institutions medical treatment problems associated with guardianship and others the final two chapters move to discuss the practicalities of litigation the book concludes with a number of appendices primarily the primary international legal materials of relevance to mental disability rights under the echr and the relevant recommendations and principles from the council of europe it is hoped that this volume in addition to shedding light on where the law currently stands will offer practical guidance to lawyers concerning the mechanics of representing people with mental disabilities this book is the first treatise in english to present an overall functional necessity approach to the study of the legal position of intergovernmental organizations according to this approach an international organization is entitled to no more than what is strictly necessary for the exercise of its functions in the fulfilment of its purpose the book provides a three step analysis that relates an organization s legal status privileges and immunities to the functions and purposes of the organization after a review of the work of the international law commission on relations between states and international organizations between 1962 and 1992 the author first introduces an identification process of the study s subject matter and scope *ratione personae* i e the legal status of intergovernmental organizations the legal personality legal capacities and competence powers of international organizations are analyzed from the perspective of their functions and purposes step two presents a review of the basic considerations in granting organizational immunities and their legal sources step three focuses on the official activities of international organizations which is the core of the application of functional necessity in determining the extent of organizational immunities the book also reviews existing methods of counterbalancing organizational immunities and applies the three step functional necessity analysis to a case study of the international tin council finally a general conclusion underlines the character of organizational immunity law as a balanced and self contained régime this book examines how a society that is trapped in stagnation might initiate and sustain economic and political development in this context progress requires the reform of existing arrangements along with the complementary evolution of informal institutions it involves enhancing state capacity balancing broad avenues for political input and limiting concentrated private and public power this juggling act can only be accomplished by resolving collective action problems caps which arise when individuals pursue interests that generate undesirable outcomes for society at large merging and extending key perspectives on caps inequality and development this book constructs a flexible framework to investigate these complex issues by probing four basic hypotheses related to knowledge production distribution power and innovation william d ferguson offers an analytical foundation for comparing and evaluating approaches to development policy navigating the theoretical terrain that lies between simplistic hierarchies of causality and idiosyncratic case studies this book promises an analytical lens for examining the interactions between inequality and development scholars and researchers across economic development and political economy will find it to be a highly useful guide bringing the book directly in line with the amended cim business law syllabus the book provides marketing students with a thorough working knowledge of the law on contract sale of goods agency as well as the legal mechanisms for resolving commercial disputes together with coverage of other selected topics which are of importance to marketeers and business in general cassese s international law is a new edition of an established classic authors gaeta vi uales and zappal have built on the legacy of international law luminary antonio cassese to offer a thought provoking and lucid account for today s undergraduates and postgraduates the authors have refreshed cassese s original approach ensuring the book continues to compare the traditional legal position with the developing and evolving law advancing areas such as the law of the sea territorial matters and international environmental law have been expanded to give proper place to their evolving development while brand new chapters on international trade and foreign investment have been written to reflect the advancements of these areas in maintaining the broad structure and approach but providing new material the authors bring fresh context to cassese s thinking and provide students with an up to date compelling account of the landscape of international legal thinking this book is the first ever comprehensive overview of the legal system of kazakhstan in english it offers a compact coherent systematic and reliable overview of the major legal concepts principles and developments of the legal system of kazakhstan sixteen chapters each written by an expert in the respective field cover the following specific areas of the kazakhstani legal system history of kazakhstan basic features of the legal system comparative perspective and sources of law legal education and science in kazakhstan constitutional law administrative law law of persons property law law of obligations family and inheritance law labor law private international law civil procedure criminal law criminal procedure investment and energy law tax law

Supporting Legal Capacity in Socio-Legal Context

2022-03-10

this collection brings together leading international socio legal and medico legal scholars to explore the dilemma of how to support legal capacity in theory and practice traditionally decisions for persons found to lack capacity are made by others generally without reference to the person and this applies especially to those with cognitive and psycho social disabilities this book examines the difficulties in establishing effective and deliverable supported decision making concluding that approaches to capacity need to be informed by a grounded understanding of how it operates in real life contexts the book focuses on the un convention on the rights of persons with disabilities crpd which recognises the equal right to legal capacity of people with disabilities and requires states parties to provide support for the exercise of this right however 10 years after the crpd came into force the shift to legal frameworks for supported decision making remains at best only partial with 16 chapters written by contributors from the uk canada finland india ireland spain sweden and turkey the collection takes a comparative and interdisciplinary approach many of the contributors have been directly involved in law reform processes in their home jurisdictions and thus can combine both academic expertise and practical grounded awareness of the challenges of legal change

The Convention on the Rights of Persons with Disabilities

2018-09-20

this treatise is a detailed article by article examination of the united nations convention on the rights of persons with disabilities crpd each article of the crpd contains a methodical analysis of the preparatory works followed by an exhaustive examination of the contents of each article based on case law and concluding observations from the crpd committee judgments from national and international courts and tribunals pertinent un and other reports the key literature on the article under review the volume features commentary from a broad range of scholars across a variety of disciplines in order to provide a comprehensive study of the legal psychological education sociological and other aspects of the cprd this encyclopaedic commentary on the crpd effectively covers all the issues arising from international disability law and practice and will be an ideal resource for all working in the field

Routledge Handbook of Disability Law and Human Rights

2016-07-07

this handbook provides a comprehensive and authoritative state of the art review of the current and emerging research and policy on disability law bringing together a team of respected and experienced experts the handbook offers a range of jurisdictional and multidisciplinary perspectives the authors consider historical and contemporary as well as comparative perspectives of disability law divided into three parts the contributors provide a comprehensive reference to the theoretical underpinnings ongoing debates and emerging fields within the subject the study provides a strong basis for consideration of contemporary disability law its research foundations and progressive developments in the area the book incorporates interdisciplinary and comparative country perspectives to capture the breadth of current discourse on disability law this handbook provides a valuable resource for a wide range of scholars public and private researchers ngos and practitioners working in the area of disability law and across national and transnational disability schemes the work will be of important interest to those in the fields of sociology history psychology economics political science rehabilitation sciences medicine technology and law among others

Elder Law Portfolio

1995-12-31

in depth timely and practical coverage of key issues in elder law practice written by outstanding elder law experts this unique publication is the first place to look for detailed answers to pressing questions concerning medicaid long term care planning healthcare issues trusts powers and guardianship every facet of today s elder law practice each portfolio has distinctive title and author the series includes 28 portfolios to date

The Soviet Codes of Law

1980

this innovative and accessible text offers a straightforward and clear introduction to the law of contract suitable for use across geographical boundaries it introduces the key principles of contract law by comparing solutions from different jurisdictions and has an innovative design with text boxes colour and graphics making it a highly attractive tool for studying this revised second edition has been updated to reflect the most recent changes in the law including the french reform of the law of obligations and the new uk consumer rights act a whole new chapter on contracts and third parties has also been added

Contract Law

2017-06-30

this book examines the implications of article 12 of the un convention on the rights of persons with disabilities crpd its resulting standard of protection for persons with disabilities and the way it is understood and implemented in its diverse signatory states its overarching theme is to assess the impact of crpd article 12 on the private law concept of legal capacity and its limitations the significance of which carries over into the realm of penal law regulations its impact is analysed primarily from the legal point of view but with due regard for its psychological and psychiatric ramifications recognising the importance of these disciplines is important when implementing crpd article 12 into domestic law as they contribute to the determinants in creating a qualificatory legal framework for all persons with disabilities in particular to exercise their rights to legal capacity without let or hindrance as active legal capacity is a notion rooted in and coming from private law this forms the main research perspective the first section discusses the foundational concepts constituting the crpd article 12 standard from domestic private law and international law perspectives the work shows that the concepts adopted in private law interact with the protection of persons with disabilities as victims provided for in criminal law in addition where relevant authors also look at public law institutions that are connected with the private law solutions the volume will be an essential reference for academics researchers and policy makers working in the areas of private law criminal law mental health law human rights discrimination law as well as psychology and psychiatry

Models of Implementation of Article 12 of the Convention on the Rights of Persons with Disabilities (CRPD)

2023-11-22

this timely research handbook offers significant insights into an understudied subject bringing together a broad range of socio legal studies of medicine to help answer complex and interdisciplinary questions about global health a major challenge of our time

Research Handbook on Socio-Legal Studies of Medicine and Health

2020-09-25

mental health law is a rapidly evolving area of practice and research with growing global dimensions this work reflects the increasing importance of this field critically discussing key issues of controversy and debate and providing up to date analysis of cutting edge developments in africa asia europe the americas and australia this is a timely moment for this book to appear the united nations convention on the rights of persons with disabilities 2006 sought to transform the landscape in which mental health law is developed and implemented this convention along with other developments has to varying degrees informed sweeping legislative reforms in many countries around the world these and other developments are discussed here contributors come from a wide range of countries and a variety of academic backgrounds including ethics law philosophy psychiatry and psychology some contributions are also informed by lived experience whether in person or as family members the result is a rich polyphonic and sometimes discordant account of what mental health law is and what it might be the handbook is aimed at mental health scholars and practitioners as well as students of law human rights disability studies and psychiatry and campaigners and law and policy makers

Routledge Handbook of Mental Health Law

2023-10-12

african disability rights yearbook volume 7 2019 2019 issn 2311 8970 pages 279 print version available electronic version free pdf available about the publication the african disability rights yearbook aims to advance disability scholarship coming in the wake of the united nations convention on the rights of persons with disabilities it is the first peer reviewed journal to focus exclusively on disability as human rights on the african continent it provides an annual forum for scholarly analysis on issues pertaining to the human rights of persons with disabilities it is also a source for country based reports as well as commentaries on recent developments in the field of disability rights in the african region table of contents editorial section a articles the implications of article 12 of the convention on the rights of persons with disabilities for the legal capacity of persons with psychosocial and intellectual disabilities in ethiopia merga yadesa dibaba human rights and access to health care for persons with albinism in africa ebenezer durojaye and satang nabaneh conflicting discourses on conceptualising children with disabilities in africa shimelis tsegaye tesemma and susanna abigaël coetzee right to self representation for people with mental disabilities in kenya s courts paul juma the place of sign language in the inclusive education of deaf learners in zimbabwe amid crpd mis interpretation martin musengi left in the periphery an appraisal of voting rights for persons with disabilities in zimbabwe nkosana maphosa cg moyo and b moyo section b country reports tchad serge marcellin tengho mali marianne séverin burundi gerard emmanuel kamdem kamga republic of congo marianne séverin and chretien fontcha south sudan innocentia mgijima konopi theophilus m odaudu and reshoketswe mapokgole section c regional developments leveraging the international human rights system to advance local change for south african women with disabilities anastasia holoboff suzannah phillips the right to an adequate standard of living in the protocol to the african charter on human and peoples rights on the rights of persons with disabilities africa yvette basson book review simon foley intellectual disability and the right to a sexual life 2019 charles ngwena

Assembly Bill

1981

this book examines what international human rights law has gained from the new elements in the un convention on the rights of persons with disabilities crpd it explores how the crpd is intricately bound up with other international instruments by studying the relationship between the convention rights and those protected by other human rights treaties as well as the overall objectives of the un using a social model lens on disability the book shows how the convention sheds new light on the very notion of human rights the book

provides a theoretical framework which explicitly integrates disability into international human rights law it explains how the crpd challenges the legal subject by drawing attention to distinct forms of embodiment before introducing the idea of the disabled subject which stems from a recognition that all individuals encounter disability related issues during their lives the book also shows how to apply this theoretical framework to several rights and highlights the consequences for the implementation of human rights treaties as a whole it builds upon the literature of disability studies and legal and political theory as well as drawing upon the recommendations of treaty bodies and reports of un agencies and disabled people s organisations this book thereby provides an agenda setting analysis for all human rights experts by showing the benefits of placing disabled people at the heart of international human rights law

African Disability Rights Yearbook Volume 7 2019

2019-01-01

this book examines the status of private actors as subjects of law under the rules of the international law of the sea providing a methodology for the notion of a single legal personality it provides a clear understanding of membership in international law in order to establish to what extent private actors can be rights holders or duty bearers it does this by taking a theoretical perspective which allows the reader to interpret their relevance in international law this unique and innovative work makes a significant contribution to the current scholarly debates on private actors in international law

Disability in International Human Rights Law

2021-08-12

fiduciary law is a critically important body of law fiduciary duties ensure the integrity of a remarkable variety of relationships institutions and organizations they apply to relationships of great personal significance including in some jurisdictions the relationship between parents and children they structure a wide variety of commercial relationships and they are essential to the regulation of relationships between professional service providers and their clients including relationships between lawyer and client doctor and patient and investment manager and client fiduciary duties perhaps uniquely in private law challenge traditional ways of marking the boundaries between private and public law inasmuch as they figure prominently in public governance indeed there is even a storied tradition of thinking of the authority of the state in fiduciary terms notwithstanding its importance fiduciary law has been woefully under analysed by legal theorists filling this gap with a series of chapters by leading theorists this book includes chapters on the nature of fiduciary relationships the connection between fiduciary duties and morality the content and significance of fiduciary loyalty the economic significance of fiduciary law the application of fiduciary principles to public law and international law the import of fiduciary relationships to theories of authority and various other fundamental topics in the field in many cases new and important questions are raised by the book s chapters indeed this book not only offers a much needed theoretical assessment of fiduciary topics it defines the field going forward setting an agenda for future philosophical study of fiduciary law

Private Actors as Participants in International Law

2021-08-26

Посібник побудований на автентичному матеріалі і охоплює п'ять міжнародних конвенцій в галузі прав людини про забезпечення економічних соціальних та культурних прав про забезпечення громадянських та політичних прав про запобігання тортурам та іншим формам жорстокого нелюдського або принизливого поведіння чи покарання про ліквідацію будь яких форм расової дискримінації про викорінення будь яких форм дискримінації жінок про забезпечення прав дитини а також включає відповідний розділ Конституції України забезпечуючи засвоєння фонових знань та знайомство з найбільш уживаною термінологією Система різноманітних вправ

побудована за циклічним принципом наявність двомовних тематичних словників у кожному уроці абеткового словника наприкінці посібника та ключів до переважної більшості вправ створюють сприятливі умови для ефективного засвоєння змісту посібника в класі і надійного самоконтролю під час роботи вдома Для студентів вищих навчальних закладів що спеціалізуються в галузі суспільних наук студентів перекладацьких відділень факультетів університетів фахівців які прагнуть удосконалити власні навички та вміння перекладу громадсько політичної літератури а також для перекладачів

Philosophical Foundations of Fiduciary Law

2014-08-15

this volume contains the turkmenistan civil code as adopted in december 1998 the translation by william e butler is based on the official text and any differences with the russian language version are noted in footnote annotations the turkmenistan civil code is unique in the cis for incorporating as part of its official title the name of the president of turkmenistan saparmurat turkmenbashi this gives the civil code a special symbolic value in the hierarchy of sources of turkmenistan law another important feature of the civil code is its lack of a section devoted to private international law or conflicts of law until this position is rectified or clarified turkmenistan law is the sole applicable law

Переклад англomовної громадсько-політичної літ-ри. Конвенції у галузі прав людини

1999-12-23

the first textbook on international and european disability law and policy analysing the interaction between different legal systems and sources

Turkmenistan Civil Code of Saparmurat Turkmenbashi

2019-10-31

german legal system and laws provides a comprehensive introduction to the german legal system and the core areas of substantive law constitutional law is the foundation of german law and this area has been given fuller consideration in this fourth edition the constitutional organs of state basic rights and administrative law are all thoroughly explained the text has been fully amended and updated with regard to a wealth of legislation and case law which has radically altered the course of german law with considerable attention being given to the development of private law also included are expanded and updated extracts from the grundgesetz and fully revised glossaries of german legal terms

International and European Disability Law and Policy

2010

this book comprehensively discusses the background to the passing of india s revolutionary mental healthcare act 2017 offering a detailed description of the act itself and a rigorous analysis in the context of the crpd and the world health organization who standards for mental health law it examines the fine balance between complying with the crpd while still delivering practical humane and implementable legislation it explores how this legislation was shaped by the who standards and provides insights into areas where the indian legislators deviated from these guidelines and why taking india as an example it highlights what is possible in other low and middle income countries further it covers key issues in mental health identifying potential competing interests and exploring the difficulties and limitations of international guidelines the book is a valuable resource for psychiatrists nurses social workers non governmental organizations and all mental healthcare workers in india and anyone studying human rights law

German Legal System and Laws

2020-05-18

company law in context is an ideal main text for company law courses david kershaw places company law in its economic business and social context making more accessible and relevant the cases statutes and other forms of regulation a running case study provides a practical perspective

India's Mental Healthcare Act, 2017

2012-06-28

international human rights law challenges core tenets of mental health law policy and practice this book explores this challenge

Company Law in Context

2017-10-13

clep introductory business law book online practice tests helps students get the college credits they deserve 2nd edition in 2017 clep marks 50 years as the most widely trusted credit by exam program in the u s clep exams help students fast track their college career saving them time and possibly thousands in tuition costs perfect for adults returning to college military service members high school or home schooled students rea s clep test preps provide students with the tools they need to pass their clep exams and get the college credits they deserve fully updated to reflect the september 2016 test changes rea s second edition of clep introductory business law covers all the topics found on the official clep exam our complete test prep package focuses on what students need to know to pass the exam bringing them one step closer to earning their college degree about rea s prep comprehensive review fully aligned with today s exam online diagnostic test pinpoints strengths and weaknesses to personalize prep and focus study focused 6 week study plan two full length practice tests with detailed explanations of answers both in the book and online provide true to format practice online tests feature instant scoring timed testing diagnostic feedback and detailed answers

A New Era for Mental Health Law and Policy

2017-11-09

a timely examination of the un convention on the rights of persons with disabilities this first thorough comparative analysis contrasts the approaches of thirteen jurisdictions to reveal a legal area of growing importance

CLEP® Introductory Business Law Book + Online, 2nd Ed.

2018

exploring contemporary juridical theories regarding the normative position of ingos vis à vis the subjects of international law this book engages in a thorough contextual historical

and interdisciplinary evaluation of the potential to generate solutions for the exercise of unregulated authority outside the state system

The UN Convention on the Rights of Persons with Disabilities in Practice

2012-05-07

an accessible introduction for first year undergraduates to greek history from the end of the bronze age c 1200 bc to the roman conquest of greece in the second century bc

The Normative Position of International Non-Governmental Organizations under International Law

2004

the african yearbook of international law provides an intellectual forum for the systematic analysis and scientific dissection of issues of international law as they apply to africa as well as africa s contribution to the progressive development of international law it contributes to the promotion acceptance of and respect for the principles of international law as well as to the encouragement of the teaching study dissemination and wider appreciations of international law in africa a clear articulation of africa s views on the various aspects of international law based on the present realities of the continent as well as on africa s civilization culture philosophy and history will undoubtedly contribute to a better understanding among nations the african yearbook of international law plays an important role in examining the tensions underlying the state in africa and by shedding more light on the causes of the fragility of african state institutions so as to facilitate the identification of appropriate remedies the tension and interrelationships among issues such as territorial integrity self determination ethnic diversity and nation building are constantly addressed development human rights and democratization in africa are also the subject of continuous attention and examination the special theme of this volume is regional economic integration in africa ii

Greek History

2001-02-01

the international criminal court has been operational since mid 2003 following the entry into force of the rome statute of the international criminal court on 1 july 2002 the rome statute is among the most complex international treaties a combination of public international law international humanitarian law and criminal law both international and domestic the commentary provides an article by article analysis of the statute each of the 128 articles is presented accompanied by a bibliography of academic literature relevant to that provision an overview of the drafting history of the provision and an analysis of the text the analytical portion of each chapter draws upon relevant case law from the court itself as well as from other international and national criminal tribunals academic commentary and the related instruments such as the elements of crimes the rules of procedure and evidence and the relationship agreement with the united nations written by a single author the commentary avoids duplication and inconsistency providing a comprehensive presentation to assist those who must understand interpret and apply the complex provisions of the rome statute

Australian Corporations &&&& Securities Legislation, 2012, Vol 1

2010

this is a collectively written interdisciplinary thematic cross national study which combines conceptual theoretical empirical and policy material in an ambitious and innovative way to explore a key concept in contemporary european political policy and academic debates the book is unusual in weaving together the topics of migration and childcare and in

studying these issues together within a gendered citizenship framework it also demonstrates the value of a multi level conceptualisation of citizenship stretching from the domestic sphere through the national and european levels to the global the book is aimed at students of social policy sociology european studies women s studies and politics and at researchers scholars policy analysts in the areas of citizenship gender welfare states and migration book jacket

African Yearbook of International Law/Annuaire Africain De Droit International

2007

the creation of the unified patent court upc is the most prominent change in the european legal landscape for the last four decades this book explains how the new system works in practice and how to make the best use of its provisions it offers readers an in depth and comprehensive commentary on the legal mechanisms of the upcoming ratified european patent law and advice on potential problems that users of the forthcoming regulations may face the book first describes the creation of the unified european patent law and how its four new legislative texts interact the new legislative texts are then explained and commented on in detail rule by rule with diverse approaches and perspectives from a practitioner team comprising patent litigators european patent attorneys law professors and patent judges the commentary takes into account the practical needs of users of the new system on both the prosecution and enforcement sides addressing substantive and procedural problems this book is the most authoritative text on the unitary patent and unified patents court and an invaluable tool for practitioners in this rapidly developing area of law

The International Criminal Court

2018-07-04

trying to summarize the essentials of macroeconomic theory in the wake of the financial crisis that has shaken not only western economies but also the macroeconomic profession is no easy task in particular the notion that markets are self correcting and always in equilibrium appears to have taken a heavy blow however the jury is still out on which areas should be considered as failures and what which constitute the future of research the overall aim of this text is to provide a compact overview of the contributions that are currently regarded as the most important for macroeconomic analysis and to equip the reader with the essential theoretical knowledge that all advanced students in macroeconomics should be acquainted with the result is a compact text that should act as the perfect complement to further study of macroeconomics an introduction to the key concepts discussed in the journal literature and suitable for students from upper undergraduate level through to phd courses

Gendering Citizenship in Western Europe

2013-03-01

addresses the process of dispute resolution and appeal under the dsu of the wto this book covers politics and disputes between sovereign nations power inequities in access to the dsu specific categories of disputes such as in agriculture and in intellectual property and issues pertaining to compliance enforcement and remedies

Unified Patent Protection in Europe

1970

a practical guide to carrying out ethical research with children and young people this practical handbook examines the ethical questions that arise at each stage of research from

first plans to dissemination and impact illustrated with case studies from international and inter disciplinary research it offers advice for addressing each ethical question issue or uncertainty including a showcase of the best practice on a range of topics including data protection practical guidance for responding to recent global changes in policy and practice in ethics and law discussion of the challenges and opportunities of digital research with children the updated second edition continues to provide an excellent resource for those exploring the old current and new consensuses on the ethics of researching with children

Essentials of Advanced Macroeconomic Theory

2009-02-01

mental disability has come of age as a subject of concern under the european convention on human rights it was only in 1979 that the first significant decision of the echr was decided on the subject and after that cases were relatively few for many years it is only recently that this has begun to change this volume provides an account of where the law currently stands and speculation as to how it may develop the initial chapters deal with substantive aspects of convention rights including issues of detention in institutions conditions within institutions medical treatment problems associated with guardianship and others the final two chapters move to discuss the practicalities of litigation the book concludes with a number of appendices primarily the primary international legal materials of relevance to mental disability rights under the echr and the relevant recommendations and principles from the council of europe it is hoped that this volume in addition to shedding light on where the law currently stands will offer practical guidance to lawyers concerning the mechanics of representing people with mental disabilities

Constitutional Rights of the Mentally Ill

2020-07-27

this book is the first treatise in english to present an overall functional necessity approach to the study of the legal position of intergovernmental organizations according to this approach an international organization is entitled to no more than what is strictly necessary for the exercise of its functions in the fulfilment of its purpose the book provides a three step analysis that relates an organization s legal status privileges and immunities to the functions and purposes of the organization after a review of the work of the international law commission on relations between states and international organizations between 1962 and 1992 the author first introduces an identification process of the study s subject matter and scope *ratione personae* i e the legal status of intergovernmental organizations the legal personality legal capacities and competence powers of international organizations are analyzed from the perspective of their functions and purposes step two presents a review of the basic considerations in granting organizational immunities and their legal sources step three focuses on the official activities of international organizations which is the core of the application of functional necessity in determining the extent of organizational immunities the book also reviews existing methods of counterbalancing organizational immunities and applies the three step functional necessity analysis to a case study of the international tin council finally a general conclusion underlines the character of organizational immunity law as a balanced and self contained régime

Trade Disputes and the Dispute Settlement Understanding of the WTO

2007

this book examines how a society that is trapped in stagnation might initiate and sustain economic and political development in this context progress requires the reform of existing arrangements along with the complementary evolution of informal institutions it involves enhancing state capacity balancing broad avenues for political input and limiting concentrated private and public power this juggling act can only be accomplished by resolving collective action problems caps which arise when individuals pursue interests that generate undesirable outcomes for society at large merging and extending key perspectives on caps inequality and development this book constructs a flexible framework to

investigate these complex issues by probing four basic hypotheses related to knowledge production distribution power and innovation william d ferguson offers an analytical foundation for comparing and evaluating approaches to development policy navigating the theoretical terrain that lies between simplistic hierarchies of causality and idiosyncratic case studies this book promises an analytical lens for examining the interactions between inequality and development scholars and researchers across economic development and political economy will find it to be a highly useful guide

The Ethics of Research with Children and Young People

2023-11-27

bringing the book directly in line with the amended cim business law syllabus the book provides marketing students with a thorough working knowledge of the law on contract sale of goods agency as well as the legal mechanisms for resolving commercial disputes together with coverage of other selected topics which are of importance to marketeers and business in general

Mental Disability And the European Convention on Human Rights

2020-05-05

cassese s international law is a new edition of an established classic authors gaeta vi uales and zappal have built on the legacy of international law luminary antonio cassese to offer a thought provoking and lucid account for today s undergraduates and postgraduates the authors have refreshed cassese s original approach ensuring the book continues to compare the traditional legal position with the developing and evolving law advancing areas such as the law of the sea territorial matters and international environmental law have been expanded to give proper place to their evolving development while brand new chapters on international trade and foreign investment have been written to reflect the advancements of these areas in maintaining the broad structure and approach but providing new material the authors bring fresh context to cassese s thinking and provide students with an up to date compelling account of the landscape of international legal thinking

The Legal Position of Intergovernmental Organizations

2012-11-12

this book is the first ever comprehensive overview of the legal system of kazakhstan in english it offers a compact coherent systematic and reliable overview of the major legal concepts principles and developments of the legal system of kazakhstan sixteen chapters each written by an expert in the respective field cover the following specific areas of the kazakhstani legal system history of kazakhstan basic features of the legal system comparative perspective and sources of law legal education and science in kazakhstan constitutional law administrative law law of persons property law law of obligations family and inheritance law labor law private international law civil procedure criminal law criminal procedure investment and energy law tax law

The Political Economy of Collective Action, Inequality, and Development

2020-08

Business Law

2012-05-15

Cassese's International Law

Introduction to the Law of Kazakhstan

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