Contents

Part I  Philosophical Problems of Normativity and Rule Following

1  Rules, Norms and Principles: A Conceptual Framework ...................... 3
    Paul Boghossian

2  Separating Rules from Normativity ..................................................... 13
    Jaap Hage

3  Communalism, Correction and Nihilistic Solitary Rule-Following Arguments.......................................................... 31
    William Knorpp

4  Knowing Way Too Much: A Case Against Semantic Phenomenology .......................................................... 47
    Krzysztof Posłajko

5  The Meaning of Normativity of Meaning ............................................. 57
    Leopold Hess

6  On the Kantian Answer to “Kripkenstein”’s Rule-following Paradox .......................................................... 67
    Przemysław Tacik

7  Rules as Patterns Between Normativism and Naturalism ..................... 83
    Piotr Kozak

8  Normativity and Rationality: Framing the Problem ................................ 95
    Joanna Klimeczyk

9  Rules and Rights ............................................................................. 113
    Tomasz Pietrzykowski
Part II  Normativity of Law and Legal Norms

10 Rules and Normativity in Law ................................................................. 125
   Brian H. Bix

11 Obligation: A Legal-Theoretical Perspective ........................................ 147
   Stefano Bertea

12 On Obligations, Norms and Rules ......................................................... 165
   Dietmar von der Pfordten

13 Philosophy, Neuroscience and Law: The Conceptual and Empirical, Rule-Following, Interpretation and Knowledge .................. 177
   Dennis Patterson and Michael S. Pardo

14 Gunman Situation Vicious Circle and Pure Theory of Law .................. 189
   Monika Zalewska

15 Rules as Reason-Giving Facts: A Difference-Making-Based Account of the Normativity of Rules ................................................. 199
   Peng-Hsiang Wang and Linton Wang

16 Rules, Conventionalism and Normativity: Some Remarks Starting from Hart ................................................................. 215
   Aldo Schiavello

   Adam Dyrda

Part III  Rules in Legal Interpretation and Argumentation

18 The Normativity of Rules of Interpretation ......................................... 243
   Tomasz Gizbert-Studnicki

19 Legal Interpretation as a Rule-Guided Phenomenon .......................... 255
   Paweł Banaś

20 To Whom Does the Law Speak? Canvassing a Neglected Picture of Law’s Interpretive Field ...................................................... 265
   Paolo Sandro

21 Interpretation and Rule Following in Law. The Complexity of Easy Cases ................................................................. 281
   Ralf Poscher
22 The Ordinary Meaning of Rules........................................................................ 295
   Brian G. Slocum

23 Blindly Following the Rules: Revisiting the Claritas Doctrine.............. 319
   Hanna Filipczyk

24 Why Legal Rules Are Not Speech Acts and What Follows
   from That?........................................................................................................ 331
   Marcin Matczak

25 The Validity of Moral Rules and Principles as a Legal Problem........ 341
   Andrzej Grabowski

26 Implicatures Within the Legal Context: A Rule-Based
   Analysis of the Possible Content of Conversational Maxims in Law.... 351
   Izabela Skoczeń

27 Why are Words not Enough? Or a Few Remarks on Traffic Signs ...... 363
   Michał Dudek

Part IV  Rules in Legal Logic and AI&Law

28 In Defense of the Expressive Conception of Norms............................... 375
   Andrej Kristan

29 Rule-Following and Logic ............................................................................ 395
   Jan Woleński

30 Negating Rules.............................................................................................. 403
   Giovanni Battista Ratti

31 Legal Rules: Defeasible or Indefeasible? .................................................. 415
   Michał Araszkiewicz

32 The Role of Argumentation Theory in the Logics of Judgements......... 433
   Marcello Ceci

33 Towards Multidimensional Rule Visualizations....................................... 445
   Vytautas Čyra and Friedrich Lachmayer
Problems of Normativity, Rules and Rule-Following
Araszkiewicz, M.; Banas, P.; Gizbert-Studnicki, T.; Pleszka, K. (Eds.)
2015, XXVIII, 455 p. 8 illus., 2 illus. in color., Hardcover
ISBN: 978-3-319-09374-1