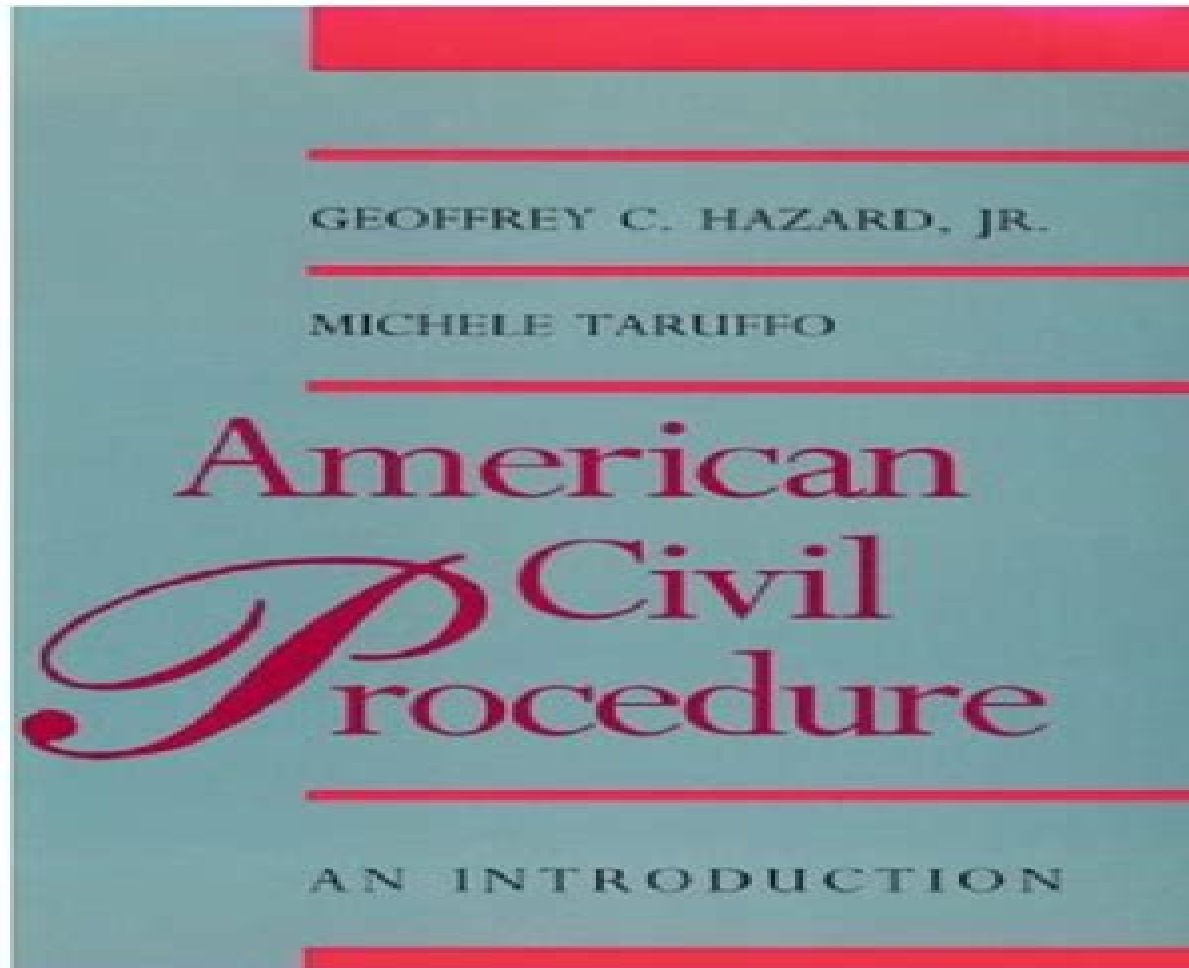


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David Clark, Tu?rul Ansay



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become de rigueur for practising lawyers everywhere This incomparable handbook now in its Second Edition provides an authoritative description of the major elements including all matters likely to emerge in the course of normal legal activity Written from a clear and cogent comparative perspective it is of great practical value for both counselling and courtroom use Eighteen lucid chapters by distinguished American law professors each of whom is also knowledgeable about a legal system outside that of the United States explain the major laws legal standards and legal institutions of the United States Substantive and procedural comparisons are presented in plain English with appropriate commentary where deemed helpful to clarify particularly complex or unsettled matters The resulting volume is an expert historical systematic and critical introduction to the law of the United States

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book inter alia addresses the following legal questions On which legal basis can iura novit curia be applied in investment treaty arbitration Does its application align with the policy objectives driving the ongoing reform of the international investment protection regime Is the independent ascertainment of law a power or a duty for investment arbitrators After answering these foundational questions the book then delves into the two main elements of iura novit curia the notion of legal knowledge and the ex officio ascertainment of law It critically examines the level of legal knowledge expected from investment arbitrators and whether specific knowledge requirements should be mandatory Regarding the ascertainment of law it explores the role of different methods reliance on party submissions external experts autonomous interpretations and the introduction of new legal sources while also analysing the procedural constraints arbitrators face when independently ascertaining the applicable law

Failures of American Methods of Lawmaking in Historical and Comparative Perspectives James Maxeiner, 2018-03-08 What Americans sought What Americans got deranged laws What Americans can do improve legal methods

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Multidisciplinary Dynamics of Mediation Hugo Luz dos Santos, 2025-09-26 This book casts an analytical eye on the legal dynamics of mediation premised on a multidisciplinary approach This is the very first book to meld mediation and applied psychology with a view to portray the myriad of cognitive biases with which the great bulk of legal actors grapple tussle with in mediation settings The overriding goal of this book is to provide a multidisciplinary comprehensive and full fledged framework to legal dynamics of mediation while emphasizing the paramount importance of incorporative mediation to protect the fundamental rights of the weakest disputant in the room something that has not been done yet This book is the very first one to provide a framework frame of reference to the usage of artificial intelligence in the remit of both mediation settings and Restorative Relationship Session RRS

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Sciences Ping Hao,2025-10-09 This Handbook presents thorough literature reviews and detailed analyses on the development of China s social sciences research since the reform and opening up in 1978 The handbook is comprised of 4 sections politics and law sociology and economics demography and education journalism studies and library science Written and edited by leading scholars from Peking University each volume critiques the research findings and provides guidance for future investigations of the respective field Given its scope the handbook will offer international academics an in depth and up to date understanding of the development of Chinese scholars research on Chinese social sciences over the past forty years

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