Reasoning with Statutes and Cases in Germany, California, and England

By Prof. Dr. Thomas Lundmark
Professor of Common Law and Comparative Legal Theory,
Westfälische Wilhelms-Universität Münster

DATE & TIME : 19 FEBRUARY 2014, WEDNESDAY, 12.30PM TO 1.30PM
VENUE: LEE SHERIDAN CONFERENCE ROOM, EU TONG SEN BUILDING

ABSTRACT

This paper demonstrates that reasoning with statutes and reasoning with cases are actually one and the same intellectual activity. Further, as demonstrated by numerous examples, the reasoning practice of the courts in Germany, California, and England is identical. This finding contradicts a widely held opinion that the legal reasoning of civil law lawyers differs fundamentally from the legal reasoning of common law lawyers.

ABOUT THE SPEAKER

Prof. Dr. Thomas Lundmark is Professor of Common Law and Comparative Legal Theory at Westfälische Wilhelms-Universität Münster, Germany. He served as an advisor for 21 successful PhD candidates and is on the editorial board of Rechtstheorie ("legal theory"). He is also a member of the IVR German Section, Society for the Evolutionary Analysis of Law, comparative law societies in Germany, Scandinavia, the Netherlands, and the USA, PhD Committee, Equal Opportunity Committee, Scholarship Committee for U. of San Diego European Summer Law Courses, Doctoral Scholarship Committee, University Research Committee (1999-2005) and various faculty recruitment committees. He is the faculty advisor to the Foreign Law Programme, organiser of the annual LLM Fair Europe, LLM co-ordinator and lecturer on Münster’s LLM programme in Moscow. Prof. Dr. Lundmark has taught as a visitor at various universities in the USA, Canada, the U.K., Australia and Denmark. He is the author most recently of Charting the Divide between Common and Civil Law (OUP 2012).

REGISTRATION

There is no registration fee for this seminar but seats are limited. To register, please click here and you will receive an automated message upon submission. For enquiries, please contact Alexandria / Shu Hui at Tel: 6601 2693 or email us at clemail@nus.edu.sg

Directions to the law school may be found at http://law.nus.edu.sg/about_us/location.html