

LAW AND THE QUESTION OF THE ANIMAL%0A

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Law and the Question of the Animal A Critical

Law and the Question of the Animal. A Critical Jurisprudence. Law and the Question of the Animal. A Critical Jurisprudence. Edited By Yoriko Otomo, Edward Mussawir. Edition 1st Edition . First Published 2013 . eBook Published 11 February 2013 . Pub. location London . Imprint Routledge .

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Law and the Question of the Nonhuman Animal in Society

This article turns to critical legal theory as well as to recent work by continental philosophers on the human/animal distinction in order to make sense of the ways the paradox manifests in law, arguing that so-called animal welfare laws that appear to be politically progressive are, in fact, iterations of the very violence they purport to redress.

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In the law of tort, the question what negligence means is a question of law. The question whether the defendant did this or that is a question of fact. And, once it has been decided that the applicable standard is one of negligence, the question whether the defendant satisfied the appropriate standard of care is a question of mixed law and fact.

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On the other hand, the Court might decide whether likelihood of confusion is a question of fact or a question of law on its way to resolving the Seventh Amendment issue, and the possibility of a reversal on the merits -- with its attendant consequences on how trademark battles are fought -- can't be dismissed.

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Practice Advisors Frequently Asked Questions. Practice Advisors Frequently Asked Questions. 1. When do I have a duty of confidentiality to a client? What if I am subpoenaed to give evidence? Refer to section 3.3 of the BC Code. The duty of confidentiality is wider than the common law concept of privilege (rule 3.3-1, commentary [2]); it

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