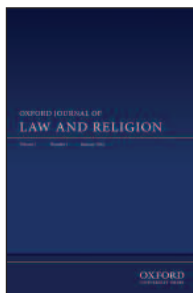


LAW FROM OXFORD JOURNALS

NEW TO OXFORD
JOURNALS IN
2012

Oxford Journal of Law and Religion

Editors: W.Cole Durham,
Malcolm Evans, Silvio
Ferrari, Gerhard
Robbers, Peter Petkoff
(Managing Editor)



The *Oxford Journal of Law and Religion* will have a range of articles drawn from various sectors of the law and religion field, including: foreground social, legal and political issues involving the relationship of law and religion in society; comparative law perspectives on the relationship of religion and state institutions; developments regarding human and constitutional rights to freedom of religion or belief; considerations of the relationship between religious and secular legal systems; empirical work on the place of religion in society; and other salient areas where law and religion interact.

The *Oxford Journal of Law and Religion* will be freely available online throughout 2012.

Visit: www.ojlr.oxfordjournals.org

Law and the Culture of Israel

Menachem Mautner, Professor of Law and the Danielle Rubinstein Chair of Comparative Civil Law and Jurisprudence, the Faculty of Law, Tel Aviv University

For further information, turn to page 10.

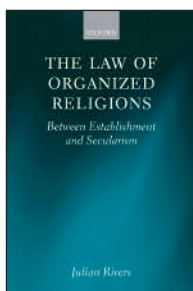
978-0-19-960056-4, Hardback £34.95
280 Pages
January 2011

Shortlisted for the Inner Temple book prize

The Law of Organized Religions

Between
Establishment and
Secularism

Julian Rivers, Professor
of Jurisprudence at the
School of Law, University
of Bristol



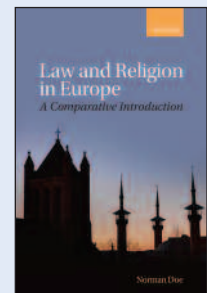
This book offers the first modern systematic account of the law that applies to religious bodies. It sets the modern law in its historical context, and examines the major controversies relating to the legal control of religious practice, including faith schools, faith-based welfare provision, and the human rights law protecting religious freedom.

978-0-19-922610-8, Hardback £50.00
424 Pages
2010



Law and Religion in Europe A Comparative Introduction

Norman Doe, Professor of Law and Director, Centre for Law and Religion, Law School, Cardiff University



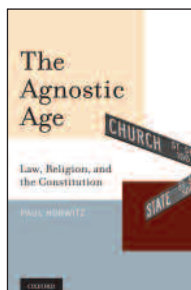
Each state in Europe has its own national laws which affect religion and these are increasingly the subject of political and academic debate. This book provides a detailed comparative introduction to these laws with particular reference to the states of the European Union. A comparison of national laws on religion reveals profound similarities between them. From these emerge principles of law on religion common to the states of Europe and the book articulates these for the first time. It examines the constitutional postures of states towards religion, religious freedom, and discrimination, and the legal position, autonomy, and ministers of religious organizations. It also examines the protection of doctrine and worship, the property and finances of religion, religion, education, and public institutions, and religion, marriage, and children, as well as the fundamentals of the emergent European Union law on religion.

The existence of these principles challenges the standard view in modern scholarship that there is little commonality in the legal postures of European states towards religion—it reveals that the dominant juridical model in Europe is that of cooperation between State and religion. The book also analyses national laws in the context of international laws on religion, particularly the European Convention on Human Rights. It proposes that national laws go further than these in their treatment and protection of religion, and that the principles of religion law common to the states of Europe may themselves represent a blueprint for the development of international norms in this field. The book provides a wealth of legal materials for scholars and students. The principles articulated in it also enable greater dialogue between law and disciplines beyond law, such as the sociology of religion, about the role of religion in Europe today. The book also identifies areas for further research in this regard, pointing the direction for future study.

978-0-19-960401-2, Hardback £60.00
978-0-19-960400-5, Paperback £29.99
336 Pages
August 2011

The Agnostic Age Law, Religion, and the Constitution

Paul Horwitz, Associate
Professor of Law,
University of Alabama
School of Law

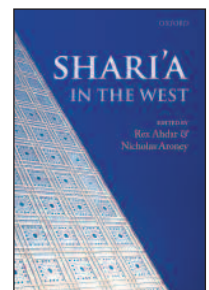


The Agnostic Age: Law, Religion, and the Constitution is a book for lawyers, law professors, law students, lawmakers, as well as any citizen who cares about church-state conflict and about the relationship between religion and liberal democracy. Paul Horwitz argues that the standard approach to church-state controversies has failed because it tries to avoid the pressing question of religious truth—that is, the question of what ultimately is true or untrue about religious belief. This question must be faced head-on. He proposes a new way to do so: through a turn toward an empathetic form of agnosticism. This book offers a bold new solution to age-old questions of church-state conflict and the First Amendment. It also intervenes in the debate between the New Atheists and their religious adversaries, arguing that these polarized extremes have reached an impasse while showing a way out of the stalemate.

978-0-19-973772-7, Hardback £40.00
348 Pages
February 2011 (OUP USA)

Shari'a in the West

Edited by Rex Ahdar,
Professor of Law,
University of Otago,
and Nicholas Aroney,
Professor of Law,
University of Queensland



This collection of essays is the first book to focus on the place of Islamic law (Shari'a) in the West. Bringing together contributors from a wide range of countries, faiths and academic disciplines, the book offers a valuable overview of the current controversy surrounding the possible recognition of Shari'a in Western legal systems.

978-0-19-958291-4, Hardback £24.99
352 Pages
2010



An Unfortunate Coincidence Jews, Jewishness, and English Law

Didi Herman, Professor of Law & Social Change,
Kent Law School, University of Kent

For further information, turn to page 68.

978-0-19-922976-5, Hardback £34.95
208 Pages
January 2011

Islamic Law and International Human Rights Law

Searching for Common Ground?

Edited by **Anver Emon**, Associate Professor at the University of Toronto Faculty of Law, **Mark Ellis**, Executive Director of the International Bar Association, and **Benjamin Glahn**, Former Program Director, Salzburg Global Seminar

- Focuses on flashpoints in Islamic law and international human rights law, including freedom of speech and freedom of religion, women's equality and minority rights, and punishment
- Heightens the understanding of the relationship between Islam and human rights by examining how fundamental freedoms are protected and limited in each system, not just the compatibility of particular rules
- Provides a challenging, original starting point for studying the subject, representing an excellent teaching resource

Deepening the discussion of the relationship between Islamic law and human rights, this volume gathers leading experts in both fields to examine how each system protects and limits fundamental freedoms. From gender equality to freedom of religion, the book explores the main flashpoints in the debate, examining the operation of the law in context.

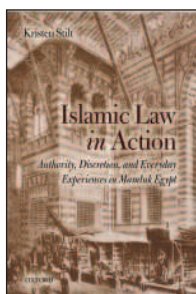
978-0-19-964144-4, Hardback £60.00

496 Pages
May 2012

Islamic Law in Action

Authority, Discretion, and Everyday Experiences in Mamluk Egypt

Kristen Stilt, Associate Professor of Law and Associate Professor of History, Northwestern University



Making a 'law in action' approach to the study of Islamic law through a focus on the activities of the muhtasib in medieval Cairo and Fustat, this book paints a clear picture of the practice of Islamic law at the time. Connecting theory and practice, it sheds new light on the lived experience of the legal system.

978-0-19-960243-8, Hardback £50.00

336 Pages, illustrative maps
September 2011

A Secular Europe

Law and Religion in the European Constitutional Landscape

Lorenzo Zucca, Reader in Jurisprudence, King's College London

- Covers the major challenges to secularism at the national, supranational and international level in Europe
- Provides a new understanding of secularism for the 21st century
- Engages in dialogue with the most prominent judges and academics to provide the best possible viewpoint

A Secular Europe aims to offer a new model of Secularism suitable for Europe as a whole, breaking free from a form of secularism that is centred on the state/church relationship. This new model is concerned with the way in which modern secular states deal with the presence of diversity in society, and is more suited to the European Union, whose overall aim is to promote a stable, peaceful, and unified economic and political space. It is also more suited for the Council of Europe at large, and in particular the European Court of Human Rights which faces growing demands for the recognition of freedom of religion in European states.

978-0-19959278-4, Hardback £50.00

235 Pages
March 2012

Constitutionalism in Islamic Countries

Between Upheaval and Continuity

Rainer Grote, Senior Research Fellow, Max Planck Institute for Comparative Public Law and International Law, and **Tilmann Röder**, Senior Research Fellow, Max Planck Institute for Comparative Public Law and International Law

This collection of essays offers a comprehensive analysis of the issues associated with the theory and practice of constitutionalism in Islamic countries. Written by leading constitutional and comparative law scholars and constitutional practitioners the essays provide readers with an overview of the constitutional developments in countries in the Islamic world, an understanding of the potential and actual impact of Islam and Sharia on the notion of modern constitutionalism, and insight into the ways in which 'Western' ideals may be reconciled with Islamic tradition.

978-0-19-975988-0, Hardback £95.00

640 Pages
December 2011 (OUP USA)

Oxford Islamic Legal Studies

Series editors: **Anver M. Emon**, **Clark Lombardi**, and **Lynn Welchman**

Satisfying the growing interest in Islam and Islamic law, the *Oxford Islamic Legal Studies* series speaks to both specialists and those interested in the study of a legal tradition that shapes lives and societies across the globe. Islamic law operates at several levels. It shapes private decision making, binds communities, and it is also imposed by states as domestic positive law. The series features innovative and interdisciplinary studies that explore Islamic law as it operates at each of these levels. The series also sheds new light on the history and jurisprudence of Islamic law and provides for a richer understanding of the state of Islamic law in the contemporary Muslim world, including parts of the world where Muslims are minorities.

Narratives of Islamic Legal Theory

Rumee Ahmed, Assistant Professor of Islamic Studies, University of British Columbia

- Re-examines how and why legal theory manuals (*usul al-fiqh*) were written, revealing the underlying narratives animating Muslim jurists' understanding of the law
- Outlines the ways in which legal philosophy and theology mutually influenced premodern jurists as they formulated their respective visions of law, ethics, and theology
- Draws on two case studies of key medieval Hanafi jurists, both seminal figures in Islamic jurisprudence

Examining the structure and function of medieval Islamic legal theory, this book introduces readers to the way in which these texts were written and the logic through which legal theorists argued. It depicts how jurists used legal theory to argue for individualized, highly creative narratives about the function and application of Islamic law.

Oxford Islamic Legal Studies

978-0-19-964017-1, Hardback £50.00

250 Pages
January 2012

Religion and Reconciliation in Greek Cities

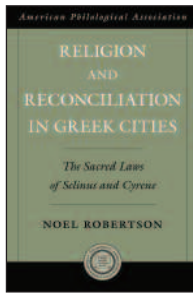
The Sacred Laws of Selinus and Cyrene

Noel Robertson,
Emeritus Professor of
Classics, Brock University

The *lex sacra* of Selinus and of Cyrene are the only two inscribed religious calendars to survive from ancient Greece. These documents are fundamental to understanding Greek religious practice on the civic and personal level, but they have never been studied in conjunction with one another before. *Religion and Reconciliation in Greek Cities* provides a new edited text with translation, commentary, and interpretive essays on these documents.

An American Philological Association Book

978-0-19-539400-9, Hardback £60.00
432 Pages
2010 (OUP USA)



Religion and the Public Order of the European Union

Ronan McCrea, Lecturer
in Law, University of
Reading

'This book makes a valuable and timely contribution to the debate on one of the most controversial areas of public life.'

Cherie Blair

The first account of the relationship between religion and the constitutional order of the EU, dealing with the key questions of religious freedom and the institutional role of religion and addressing the issues that are at the centre of public debate in Europe, such as the compatibility of Islam with European models of liberal democracy.

Oxford Studies in European Law

978-0-19-959535-8, Hardback £50.00
320 Pages
2010



Equality, Freedom, and Religion

Roger Trigg, Emeritus Professor of Philosophy,
University of Warwick, and Academic Director of the
Centre for the Study of Religion in Public Life,
Kellogg College, Oxford

How far should religious practices be curtailed in pursuit of other social goals, such as equality and the removal of discrimination? This book reasons that religious freedom is one of our most precious freedoms, and essential to democracy, drawing on examples from across the Western world.

978-0-19-957685-2, Hardback £25.00
224 Pages
January 2012

God and Moral Law

On the Theistic Explanation of Morality

Mark C. Murphy, Georgetown University

- Presents a fresh, new account of the relationship between God and morality
- Combines moral philosophy and philosophy of religion

Does God's existence make a difference to how we explain morality? Mark C. Murphy critiques the two dominant theistic accounts of morality—natural law theory and divine command theory—and presents a novel third view. He argues that we can value natural facts about humans and their good, while keeping God at the centre of our moral explanations.

978-0-19-969366-5, Hardback

£35.00

216 Pages

December 2011

The Oxford Handbook of Church and State in the United States

Edited by Derek H. Davis, Dean, College of Humanities; Dean, Graduate School,
University of Mary Hardin-Baylor

- Provides a comprehensive overview of the relationship between church and state in the United States
- Contains twenty-one essays by leading scholars in the field on a wide range of issues of church and state

A comprehensive overview of the study of church and state. Twenty-one essays present a scholarly look at the intricacies and past and current debates that frame the American system of church and state, within five main areas: history, law, theology/philosophy, politics and sociology. These essays provide factual accounts, but also examine issues, problems, debates, controversies, and—where appropriate—suggested resolution of problems; they also offer analysis of the range of interpretations of the relationship between church and state offered by various American scholars.

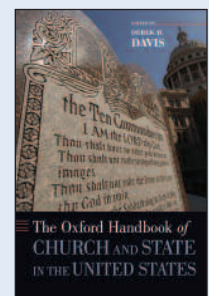
Oxford Handbooks in Politics & International Relations

978-0-19-532624-6, Hardback

£95.00

592 Pages

2010 (OUP USA)



LAW FROM OXFORD JOURNALS

Journal of Church & State

Editor-in-Chief: Jerald
Waltman

The *Journal of Church & State* seeks to stimulate interest, dialogue, research, and publication in the broad area of religion and the state. JCS publishes constitutional, historical, philosophical, theological, and sociological studies on religion and the body politic in various countries and cultures of the world, including the United States.

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Published on behalf of J. M. Dawson Institute of Church-State Studies at Baylor University

Published 4 times per year



Democratic Authority and the Separation of Church and State

Robert Audi, University
of Notre Dame

This book clarifies the relation between religion and ethics, articulates principles governing religion in politics, and outlines a theory of civic virtue. It frames institutional principles to guide governmental policies toward religion and counterpart standards to guide individual citizens; and it defends an account of toleration that leavens the ethical framework both in individual nations and internationally.

978-0-19-979608-3, Hardback

£27.50

200 Pages

September 2011 (OUP USA)

