

FIL230/231/232/310 (fall 2014)

Open course in philosophy (FIL230 – 15ECTS, FIL231 – 10ECTS, FIL232 – 5ECTS, FIL310 – 10ECTS)

Students only need to follow one of the following topics. The topics either have lectures in English or Norwegian

Origins of Analytic Philosophy

Required Reading List (books):

- Gottlob Frege, *The Foundations of Arithmetic: A Logico-Mathematical Enquiry into the Concept of Number* (144 p.) (paperback)
- Ludwig Wittgenstein, *Tractatus Logico-Philosophicus* (90 p.) (paperback)
- A.J. Ayer, *Language, Truth, and Logic* (160 p.) (paperback)

Articles:

Gottlob Frege, "On Sinn and Bedeutung" (22 p.)

G.E. Moore, "The Nature of Judgement" (17 p.)

"The Refutation of Idealism" (20 p.)

Bertrand Russell, "Descriptions" (14 p.)

"Knowledge by Acquaintance and Knowledge by Description" (25 p.)

"Logical Atomism" (20 p.)

"On Scientific Method in Philosophy" (25 p.)

Frege's *Foundations of Arithmetic*, Wittgenstein's *Tractatus*, and Ayer's *Language, Truth, and Logic* will be available at Studia. The articles will be made available online in My page. (Mi side).

Recommended:

Joan Weiner, *Frege Explained* (Open Court)

Anthony Kenny, *Frege* (Blackwell)

H.O. Mounce, *Wittgenstein's Tractatus: An Introduction* (Chicago)

Introduction to the Philosophy of Law – weekly reading

Prof. Dr. Carola Freiin von Villiez

Week 35 (25.08.): The Problem – General Introduction to the Philosophy of Law

Reading:

“John Austin: A positivist Conception of the Law”

“H.L.A. Hart: Laws and Morals”

Week 36 (01.09.): Christian Natural Law Theory – St. Thomas Aquinas

Reading:

“Saint Thomas Aquinas: Selections from *on Law, Morality and Politics*”

“John Finnis: Natural Law and Natural Rights”

Week 37 (08.09.): Prof. Dr. Dietmar von der Pfordten (University of Göttingen)

Reading:

Dietmar von der Pfordten: “What is Law? Aims and Means”

Week 38 (15.09.): Rational Natural Law Theory – Kant’s *Doctrine of Right*

Reading:

Immanuel Kant: “Metaphysical First Principles of the Doctrine of Right” (selection)

Week 39 (22.09.): Legal Positivism and beyond – Kelsen, Hart, Dworkin

Reading:

H.L.A. Hart: “Law as the Union of primary and secondary Rules”

Ronald Dworkin: The model of rules I

Week 40 (29.9.): Between Legal Positivism and Natural Law – Gustav Radbruch

Reading:

Radbruch, Gustav (1945) “Five Minutes of Legal Philosophy”

Radbruch, Gustav (1946) “Statutory Lawlessness and Supra-Statutory Law”

Week 42 (13.10.): A nonpositivistic Concept of Law – The argument from injustice

Reading:

Robert Alexy: The Argument from Injustice: A Reply to Legal Positivism, pp. 3-35

Week 43 (20.10.): A nonpositivistic Concept of Law – The argument from injustice

Reading:

Robert Alexy: *The Argument from Injustice: A Reply to Legal Positivism*, OUP (2009), pp. 35-81

Week 44 (27.10.): A nonpositivistic Concept of Law – The argument from injustice

Reading:

Robert Alexy: The Argument from Injustice: A Reply to Legal Positivism, pp. 85-130

Week 45 (03.11.): International Law in Action

Ius Gentium, International Law, Völkerrecht or Global Law. Law, Its Concept and Normative Issues in Global Perspective (workshop at the University of Bergen)

Week 46 (10.11.): T.b.a.

Compendium FIL230/231/232/310

1. John Austin: "A positivist conception of the law", in Feinberg, J. / J. Coleman / Ch. Kutz (eds) *Philosophy of Law*, Boston: Wadsworth⁹2013, pp. 74-87
ISBN-10: 1133942962 / ISBN-13: 978-1133942962
2. H.L.A. Hart: "Laws and Morals", in Feinberg, J. / J. Coleman / Ch. Kutz (eds) *Philosophy of Law*, Boston: Wadsworth⁹2013, pp. 27-32
ISBN-10: 1133942962 / ISBN-13: 978-1133942962
3. Saint Thomas Aquinas: Selections from *On law, morality and politics*, in Feinberg, J. / J. Coleman / Ch. Kutz (eds) *Philosophy of Law*, Boston: Wadsworth⁹2013, pp. 52-57
ISBN-10: 1133942962 / ISBN-13: 978-1133942962
4. "John Finnis: Natural Law and Natural Rights", in Feinberg, J. / J. Coleman / Ch. Kutz (eds) *Philosophy of Law*, Boston: Wadsworth⁹2013, pp. 57-73
ISBN-10: 1133942962 / ISBN-13: 978-1133942962
5. Dietmar von der Pfordten: "What is Law? Aims and Means", in: *Archives for Philosophy of Law and Social Philosophy* 97, vol. 2, 2011, pp. 151-168
6. Kant, Immanuel (1797), "Metaphysical First Principles of the Doctrine of Right", in Mary Gregor (transl.) *Kant: The Metaphysics of Morals*, Cambridge: CUP, 1996, pp. 1-34
7. H.L.A. Hart: "Law as the union of primary and secondary rules", in Feinberg, J. / J. Coleman / Ch. Kutz (eds) *Philosophy of Law*, Boston: Wadsworth⁹2013, pp. 87-103
ISBN-10: 1133942962 / ISBN-13: 978-1133942962
8. Ronald Dworkin: The model of rules I, in Feinberg, J. / J. Coleman / Ch. Kutz (eds) *Philosophy of Law*, Boston: Wadsworth⁹2013, pp. 103-123
ISBN-10: 1133942962 / ISBN-13: 978-1133942962
9. Radbruch, Gustav (1945) "Five Minutes of Legal Philosophy", in *Oxford Journal of Legal Studies*, Vol. 26, No. 1 (2006), transl. Litschewski Paulson, Bonnie / Stanley Paulson, pp. 13–15

10. Radbruch, Gustav (1946) "Statutory Lawlessness and Supra-Statutory Law", in *Oxford Journal of Legal Studies*, Vol. 26, No. 1 (2006), transl. Litschewski Paulson, Bonnie / Stanley Paulson, pp. 1–11

Robert Alexy: *The Argument from Injustice: A Reply to Legal Positivism*, OUP (2009)

The compendium and book will be made available at Studia