

Contents

| | |
|--------------------------------------|----|
| Acknowledgments | 11 |
| Introduction | 13 |
| CHAPTER 1 | |
| 1. The Dispensability of Natural Law | 17 |
| 1.1 Problems of Moral Philosophy | 19 |
| 1.2 Problems of Natural Law | 23 |
| 1.3 Varieties of Goodness | 29 |
| 1.4 Law and Morality | 32 |
| CHAPTER 2 | |
| 2. A Concept of Law | 37 |
| 2.1 The Function of a Legal System | 39 |
| 2.2 Law as a System of Rules | 43 |
| 2.3 A Classification of Legal Rules | 47 |
| CHAPTER 3 | |
| 3. Technical Criteria for Good Law | 49 |
| 3.1 Efficiency and Efficacy | 53 |
| 3.2 Clarity | 57 |
| 3.3 Flexibility | 60 |
| 3.4 Certainty | 62 |
| 3.5 Self-Consistency | 64 |
| 3.6 Solidity and Validity | 66 |
| 3.7 Generality | 67 |
| 3.8 Legal Constructions | 69 |
| 3.9 Reality | 77 |
| 3.10 Economy | 81 |

| | | |
|------|--|----|
| 3.11 | Timing | 85 |
| 3.12 | Social Need | 86 |
| 3.13 | Unintended Consequences | 87 |
| 3.14 | From Technicality to Morality: Acceptability | 90 |

CHAPTER 4

| | | |
|-----|---|-----|
| 4. | The Role of Morality | 93 |
| 4.1 | The Controversy Surrounding Positivism and Natural Law | 95 |
| 4.2 | The Hart-Fuller Debate | 97 |
| 4.3 | Bridging the Dichotomy | 130 |

| | |
|-------------------|-----|
| Notes | 133 |
| Bibliography | 145 |
| Index of Names | 151 |
| Index of Subjects | 155 |