Aboriginal Peoples and the Law

Legal and constitutional spaces are also sites of resistance and struggle. The book explores how Indigenous peoples in Australia have used the law to challenge and resist colonial practices, and how they have developed alternative legal systems to assert their rights and identities. It discusses the role of Indigenous law in reconciling the dual legal systems of Australia and the ways in which Indigenous peoples are engaged in contests over land, culture, and identity. The book also examines the impact of international human rights law on Indigenous peoples, and the challenges faced by Indigenous peoples in asserting their rights in courts and other legal forums. Finally, it considers the role of Indigenous law in shaping the future of Australia and the challenges faced by Indigenous peoples in creating a just and equitable society.
chart a mode of resisting the proliferation of social scientific methods, as much as geo-political empire. The authors elaborate a critical and interdisciplinary treatment of law and modernity, and outline the pivotal role of sovereignty in contemporary formations of power. They also make a strong case for recognizing privilege and question the validity of legal analysis based solely on a so-called critical view of law. However, they do not escape the traditional view of law as a reflection of power. Instead, they highlight the need for a comprehensive understanding of how law shapes power and social relations.

From various perspectives, the authors critically examine the law in context, taking into account the wider historical and social implications. They argue that law is not a neutral sphere but is deeply intertwined with political and economic structures. The book provides a unique perspective on the role of law in shaping global politics and culture, and it offers a critical analysis of its impact on various aspects of society. It is a thought-provoking and stimulating read for those interested in the intersection of law, politics, and culture.
from American, English and international law to critically examine contemporary constructivist approaches to IR and show how a gap in their understanding of law has led to inadequate theorisation. The number of scholars engaging critically with the paradoxes hidden in international law continues to grow. This edited volume features contributions by scholars from around the world, from different generations, and with different critical perspectives, reflecting the vibrancy of contemporary critical debates. The editors have identified three main streams representing critical international law. While Postrealism discusses international laws and international politics, Postcolonialism grapples with the understanding of international law vis-à-vis decolonized countries informed by sociology, philosophy and history. Transnationalism displaces states as the primary makers of international law to include non-state actors in the global governance, if any, of international law. This book would be useful to students and researchers in international law and related disciplines (e.g. international relations, global studies, political science, sociology of law).

Copyright code: 4a050e31cdc11d62715c784152a90db8