

Fuentes del Derecho

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Formales

Materiales

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Fuentes Del Derecho

**Francesc de Carreras, Enoch Alberti
Rovira**



Fuentes Del Derecho:

Las fuentes del derecho, 1983 Fuentes del Derecho, Fuentes del derecho Francesc de Carreras, Enoch Alberti Rovira, 2002 **Teoría y fuentes del Derecho** Carlos Amunátegui P., 2016 Este es un libro heterodoxo que en lugar de ofrecer una aproximación tradicional a la teoría del Derecho se centra en sus críticas e incertezas para que a partir de las dudas florezcan pensamientos originales que aporten valor En la primera parte analiza la naturaleza de la justicia a través del tiempo y va deshilvanando la apretada madeja de teorías y aproximaciones que existen hasta reducirlas a unas sencillas características con las cuales operar la historia la lógica y la filosofía La segunda parte estudia las fuentes del Derecho para obtener una imagen lo más precisa posible sobre el origen y la función del Derecho y la justicia **Teoría general de las fuentes del derecho** Josep Aguiló Regla, 2000 Fuentes del derecho civil español Felipe Clemente de Diego, 1922 **Las fuentes del derecho y el derecho agrario cubano** Juan Ramón Pérez Carrillo, Resulta relevante el aporte en esta obra de una sistematización teórica sobre la teoría de las fuentes formales legisladas del Derecho Agrario en Cuba de mucha utilidad para la docencia y las investigaciones en el campo de esta ciencia y la formulación también de una propuesta de bases jurídicas en la cual se enfatiza como cuestión primigenia la necesidad de elevar a rango constitucional las bases generales del marco jurídico de la actividad agropecuaria proposiciones que de ser tenidas en cuenta pudieran contribuir a la mejor identificación de las fuentes formales legisladas del Derecho Agrario al logro de una construcción verdaderamente sistemática de este ámbito normativo dotándolo de una mayor seguridad claridad precisión armonía y eficacia en beneficio de los intérpretes y operadores de estas normas jurídicas y de la población lo cual deviene trascendente para ayudar a resolver los problemas que hoy afectan el cabal cumplimiento de los principios teleológicos de esta rama jurídica o sea la seguridad alimentaria la soberanía alimentaria el desarrollo rural la conservación del medio ambiente y la realización plena de la justicia en el medio rural *Las fuentes del Derecho y el Código civil alemán* Leopoldo García Alas y García Argüelles, 1917

Fuentes del Derecho histórico de Bizkaia Gregorio Monreal Zia, 2021-09-01 Esta obra examina la evolución de las fuentes del Derecho de Bizkaia centrándose en el Derecho Territorial En el Derecho territorial general de todo el Seor o se incluyen los tres cuerpos normativos que en la segunda mitad del siglo XV recibieron el nombre de Quadernio de Vizcaya Estuvo compuesto por dos textos de contenido fundamentalmente penal el de Juan N ez de Lara de 1342 y las Ordenanzas de Gonzalo Moro de 1394 y por un tercero el Fuero Viejo de 1452 que puede considerarse el texto general de Derecho consuetudinario vizcano Lo destacable es su carácter fundacional puesto que sus fórmulas normativas y las instituciones de Derecho público y privado que contiene pasaron al Fuero Reformado o Nuevo de 1526 que inaugura la Edad Moderna jurídica del Seor o Contiene la redacción definitiva del Derecho general de Bizkaia y subsistió hasta 1959 cuando se iba a alcanzar una duración de medio milenio Desde el punto de vista interno hay que añadir el gran acuerdo que estabilizó al Seor o durante dos siglos y medio Nos referimos al Convenio entre la Tierra Llana y las Villas de 1630 La experiencia de los males que

acarreaban las discordias entre los bloques permiti afinar y consolidar el r gimen de gobierno del conjunto del Se or o Por otra parte en la Edad Moderna quedaron plenamente integrados en el Se or o las Encartaciones y el Duranguésado las dos grandes comarcas perif ricas que lo bordean en el este y el oeste Termin imponi ndose en ellas el Fuero Nuevo de 1526

Derecho Mercantil Mexicano Cristina Portales Trueba,2002

Perspectivas actuales de las fuentes del derecho

María del Carmen Barranco Avilés,Óscar Celador Angón,Félix Vacas Fernández,María del Carmen; Celador Angón Barranco Avilés (Óscar; Vacas Fernández, Félix),2011-06-05 Se inicia con este n mero la Colecci n Gregorio Peces Barba que recoger los resultados de los Seminarios Internacionales que anualmente organiza el Departamento de Derecho Internacional Eclesi stico y Filosof a del Derecho de la Universidad Carlos III de Madrid La Colecci n pretende erigirse en referencia doctrinal en el mbito jur dico por la calidad de los expertos invitados a participar y de los temas tratados pero tambi n en oportunidad para j venes investigadores del Derecho a trav s de la publicaci n de comunicaciones Este primer n mero est dedicado al examen de la Fuentes del Derecho desde un enfoque contempor neo y sigue el mismo esquema que el desarrollado por el Seminario celebrado en tres jornadas distintas cada una de las cuales se dedica a un tema espec fico relativo a las fuentes del Derecho y en las que fueron ponentes relevantes profesores nacionales e internacionales de cada una de las tres reas de conocimiento que componen el Departamento 1 Fuentes del Derecho y sociedad civil la sociedad civil en la creaci n normativa 2 La incidencia de la Uni n Europea en el sistema interno de fuentes de los Estados miembros 3 Interculturalidad y fuentes del Derecho concepciones de las fuentes del Derecho en las diferentes civilizaciones jur dicas El juez activo y la jurisprudencia como fuente del derecho Alejandro Gonzalez Monzón,2023-12-08 La selecci n que realiza el profesor Gonz lez Monz n circumscrip ta a autores patrios muestra los matices de una pol mica que rebasa nuestras fronteras y que no languidece con el paso del tiempo relacionada con la funci n de los jueces en la creaci n del Derecho a partir de su labor jurisprudencial Los trabajos compilados en este libro evidencian que la doctrina cubana de la primera mitad del siglo XX estuvo inmersa en el debate sobre este pol mico tema y tienen como leitmotiv la defensa del valor de la jurisprudencia como fuente de derecho Los diferentes autores cada uno con sus matices y las l gicas variaciones en cuanto a cientificidad tienen como invariante aglutinadora el rescate del valor de la jurisprudencia en el sistema jur dico cubano Los resultados de la labor de arqueolog a bibliogr fica que realiza el profesor Gonz lez Monz n nos permiten disponer de todo lo existente en Cuba sobre la materia lo cual reviste un valor trascendente para futuras investigaciones pues se trata de una materia que seg n Perfecto Andr s Ib ez se mantiene ntegra en cuanto a lo que subyace en su debate a pesar de la mucha agua pasada bajo los puentes Dr Juan Mendoza D az Profesor Titular de Derecho Procesal Universidad de La Habana **Las fuentes del derecho internacional en la era de la globalizaci n** Mónica Pinto,2016-06-01 El fen meno de la globalizaci n acent a la caracter stica de interdependencia de las relaciones entre los sujetos del orden jur dico internacional y exige la b squeda de mecanismos que faciliten el cumplimiento de las obligaciones por parte de los sujetos del derecho internacional La

globalización evidencia también una tendencia a la legalidad y a la judicialización de los conflictos así como a la participación de una serie de actores no convencionales en las relaciones internacionales que ejercen incidencia en la elaboración de normas internacionales. Los temas incluidos en este volumen permiten elaborar la cuestión de las fuentes del derecho internacional en contextos clásicos y al mismo tiempo de gran vigencia. Esta investigación fue llevada a cabo en el contexto del Programa UBACyT en la Facultad de Derecho de la UBA en el período 2004-2007.

Interpretación y fuentes del derecho.

Reflexiones sobre su historia y herencia Aldo Petrucci, Andrea Landi, Natalia Rueda, Rafael Estrada Michel, 2021-01-01

Este libro presenta algunos aspectos problemáticos de la interpretación de las fuentes del derecho desde una perspectiva histórica. Da cuenta del rol central de la actividad de la interpretación del derecho en distintas realidades y períodos históricos con un común denominador: la interpretación como fuente de fluidez y dinamismo del derecho. Se busca romper con algunos prejuicios demostrando que el derecho ya desde los romanos estaba vivo que el intérprete jugaba con un papel central en la aplicación de la ley así como la vitalidad de otras fuentes del derecho como fuentes verdaderas de creación pero también como herramientas de interpretación del sistema. Esta obra presenta ejemplos concretos pero significativos que puedan servir a la experiencia jurídica de hoy para comprender las profundas raíces históricas de nuestra tradición. Si bien cada capítulo trata un tema, un período y una sociedad distintos, el libro constituye en realidad un diálogo entre autores que parte del análisis de los principios y reglas de interpretación en el derecho romano pasa por la Toscana de la transición del ius commune a la codificación y concluye en las Indias Occidentales.

Elementos del derecho romano Ferdinand Mackeldey, 1845

Nuevos temas de derecho internacional Emilio Nouel, 2006

Derecho Mercantil F. Ignacio Quevedo Coronado, 2004

Teoría del derecho Gustavo Javier Fondevila Pérez, 2016

La jurisprudencia

constitucional como fuente obligatoria del derecho Orozco Ospina, Juan Felipe, 2020-12-15. El presente estudio propone una comprensión crítica y alternativa de un fenómeno peculiar: la jurisprudencia constitucional que se establece a sí misma como fuente obligatoria del derecho en el caso colombiano. Con la intención de disputar el entendimiento normal provisto por el tradicionalismo jurídico, el autor propone rehabilitar la ideología jurídica para detectar las operaciones ocultas en el discurso de las fuentes del derecho de la Corte Constitucional. Esta propuesta se encamina a detectar las operaciones ideológico-jurídicas recubiertas por el discurso de la Corte Constitucional sobre la obligatoriedad de su jurisprudencia como fuente autoritativa del derecho. La rehabilitación epistemológica de la ideología jurídica contrasta ese discurso judicial concreto y muestra principalmente dos fenómenos hilvanados entre sí: la autolegitimación de la Corte Constitucional para configurar el derecho constitucional colombiano a partir de su propio discurso y la interpelación hecha a los juristas. Ambas operaciones no solo le sirven al tribunal constitucional para legitimarse políticamente de modo subrepticio sino que también afecta y configura las subjetividades de los sujetos interpelados por ese discurso: los juristas comprometidos con la práctica constitucional. Este libro brinda herramientas para comprender que la estructura del discurso jurídico constitucional no

configura desde el principio ni de una forma acabada a los participantes comprometidos con la pr ctica jur dica sino que los sujetos a trav s de su experiencia colectiva tambi n configuran la estructura y las condiciones de posibilidad de esas mismas pr cticas El abordaje de la ideolog a jur dica es una dimensi n envuelta en ese proceso complejo Sin ella no tendr an sentido para nosotros los discursos que all se establecen Auxiliares Administrativos Corporaciones Locales de Canarias. Temario.,2007

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