

# Theoretical Perspectives in Sociology of Law, 15 HP

## PhD Course

### Literature

Convenor: Ole Hammerslev  
Spring Term 2023 Course outline

Time: 10.15-12

Meeting room: TBC + Zoom

- Ali, Shaheen S, Anne Griffiths, Hellum, Anne (2011) *From Transnational Relations to Transnational Laws: Northern European Laws at the Crossroads*. Routledge. 340 pages
- Arnholtz, Jens & Hammerslev, Ole (2013) Transcended power of the state: the role of actors in *Pierre Bourdieu's sociology of the state* in *Distinktion: Scandinavian Journal of Social Theory*, p. 1-23. 22 pages
- Banakar, Reza (2015) *Normativity in Legal Sociology: Methodological Reflections on Law and Regulation in Late Modernity*. Stuttgart: Springer. Chapters: 1, 2, 7. 60 pages
- Banakar, Reza and Travers, Max (2013) eds. *Law and Social Theory*. 2nd edition. Oxford: Hart. Chapters 3, 4, 10, 16, 17, 18, 19. 116 pages.
- Bourdieu Pierre (1987) 'The Force of Law: Toward a Sociology of the Juridical Field'. In: *Hastings Law Journal* 38 (5): 814-853. 39 pages.
- Brännström, Leila (2018) The terms of ethnoracial equality: The Swedish court's reading of ethnic affiliation, race and culture, *Social & Legal Studies*, 27(5). 20 Pages.
- Conley John M., & O'Barr, William and Riner, Robin Conley (1998) *Just Words: Law, Language, and Power*. Chicago: University of Chicago Press, kap. 4 + 5, pp. 60-97. 37 pages
- Crenshaw, Kimberle (1989) "Demarginalizing the intersection of race and sex: a black feminist critique of antidiscrimination doctrine, feminist theory, and antiracist politics". *University of Chicago Legal Forum*, 139-167. 28 pages
- Darian-Smith, Eve (2013) *Laws and Societies in Global Contexts*. Santa Barbara: Cambridge University Press Chapters 1 to 3. 165 pages.
- Eve Darian-Smith, *Postcolonial Theories of Law* in Banakar, Reza and Travers, Max (eds.) *An Introduction to Law and Social Theory*. Oxford: Hart (chapter 14).
- Deflem, Matthieu (2008) *Sociology of Law: Visions of a Scholarly Tradition*. Cambridge: Cambridge University Press. 278 pages.
- Dezalay, Yves and Garth, Bryant (1995) "Merchants of Law as Moral Entrepreneurs: Constructing International Justice from the Competition for Transnational Business Disputes" *Law & Society Review*, Vol. 29, No 1, pp.27-64. 37 pages.
- Ewick, Patricia and Silbey, Susan S. (1998) *The Common Place of Law: Stories from Everyday Life*. Chicago: The University of Chicago Press. 251 Pages
- Felstiner, William.L.F., Abel, Richard L. and Sarat, Austin (1980/1981), *The emergence and transformation of disputes: naming, blaming and claiming* in *Law & Society Review*, vol. 15:3/4, p. 631-654. 23 pages.
- Foucault, Michel (1980) *Power/Knowledge: Selected Interviews and other Writings 1972-177*. Pantheon Books. 270 pages.
- Griffiths, Ann (2002) "Legal Pluralism" in Banakar, Reza and Travers, Max (eds.) *An Introduction to Law and Social Theory*. Oxford: Hart. 22 p.
- Habermas, Jürgen (1985) *The Theory of Communicative Action. Volume 2: Life World and System: A Critique of Functionalist Reason*. Beacon. Pp. 356-373. 7 pages

- Hertogh, Marc (2009) *What's in a Handshake? Legal Equality and Legal Consciousness in the Netherlands* in *Social & Legal Studies*, vol. 18:2. 39 pages.
- Hildebrand, Mireille (2015) *Smart Technologies and the End(s) of Law*. EE Elgar. 240 pages.
- Mariana Valverde (2014), *The Rescaling of Feminist Analyses of Law and State Power: From (Domestic) Subjectivity to (Transnational) Governance Networks*, *UC Irvine Law Review*, Vol 4(1) pp–325-352, 28 Pages.
- Merry Sally, Engle (1988), 'Legal Pluralism' *Law & Society Review*, Vol. 22, No. 5, pp. 869-896. 28 pages.
- Moore, Sally Falk (ed) (2005) *Law and Anthropology: A Reader*. Malden MA, Blackwell Publishing. 384 pages.
- Nafstad, Ida (2015) “Gypsy Law – the Non-state Normative Orders of Roma: Scholarly Debates and the Scandinavian Knowledge Chasm”, *The Journal of Legal Pluralism and Unofficial Law*, Vol. 8, issue 1, pp. 92-109. 17 pages.
- Harriet Samuels (2013) “Feminist Legal Theory” in Banakar, Reza and Travers, Max (eds.) *An Introduction to Law and Social Theory*. Oxford: Hart, pp. 129-146. 17 pages.
- Santos, B. de Sousa (1987) *Law: A Map of Misreading. Toward a Postmodern Conception of Law* in *Journal of Law and Society*, vol. 14:3, p. 279-302. 24 pages
- Sarat, Austin (1990) *The Law is All Over: Power, Resistance, and the Legal Consciousness of the Welfare Poor* in *Yale Journal of Law and the Humanities*, 2, p. 343-79. 35 pages
- Silbey, Susan S. (2005). *Everyday Life and the Constitution of Legality*. In *The Blackwell Companion to the Sociology of Culture* (eds M.D. Jacobs and N.W. Hanrahan). <https://doi.org/10.1002/9780470996744.ch22>. 332-345. 13 pages.
- Smart, Carol (1989) *Feminism and the Power of Law*. London and New York: Routledge. 166 Pages.
- Teubner Gunther (1983) ‘Substantive and Reflexive Elements in Modern Law’. In: *Law and Society Review* 17(2) 239-285. 46 pages