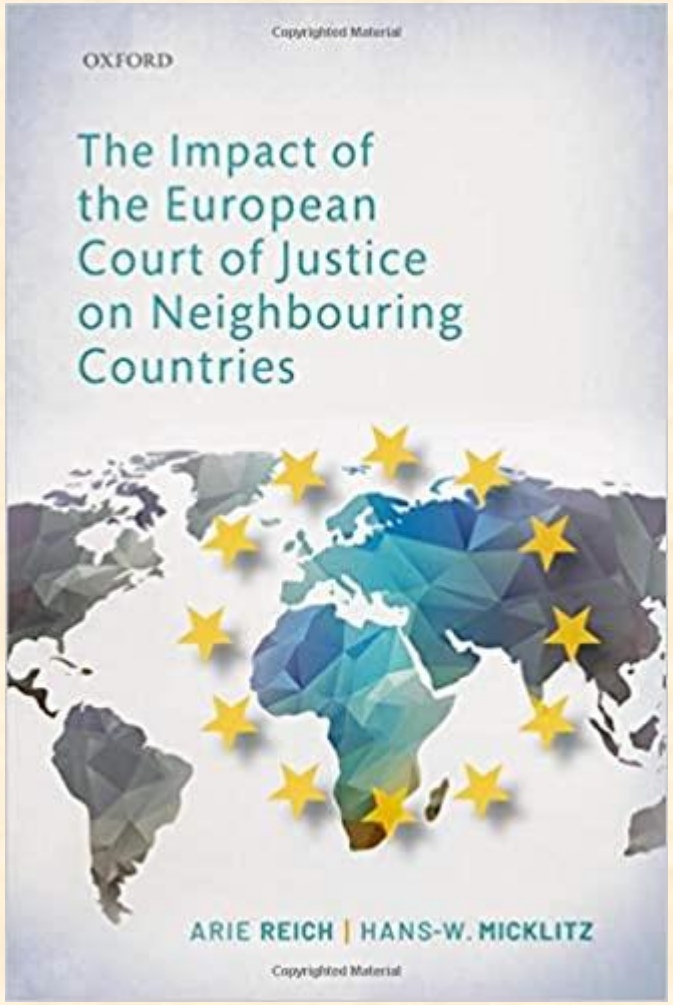
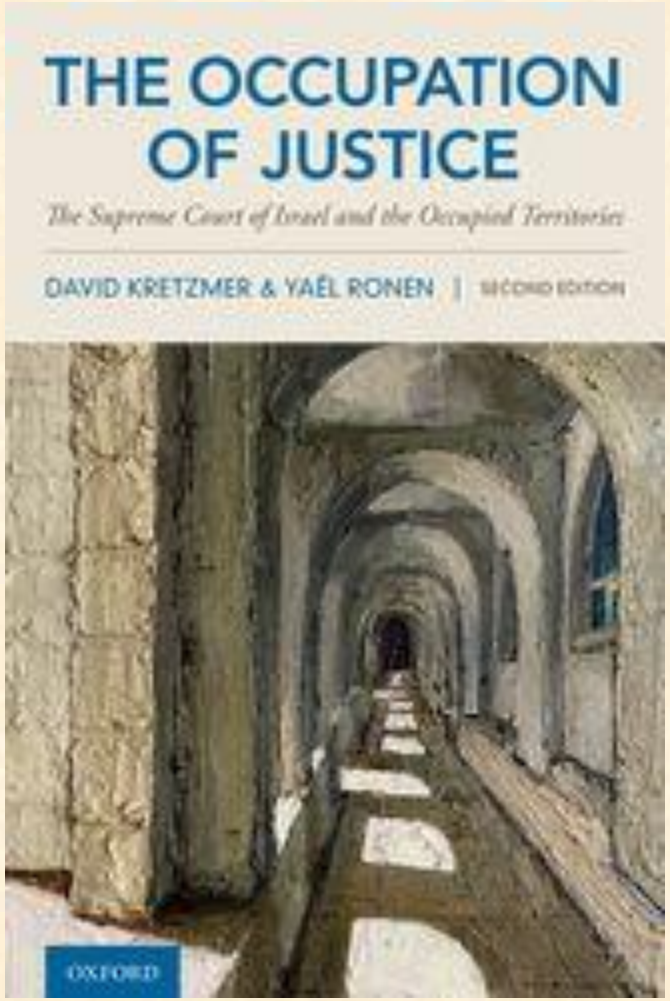
New books in Law Library

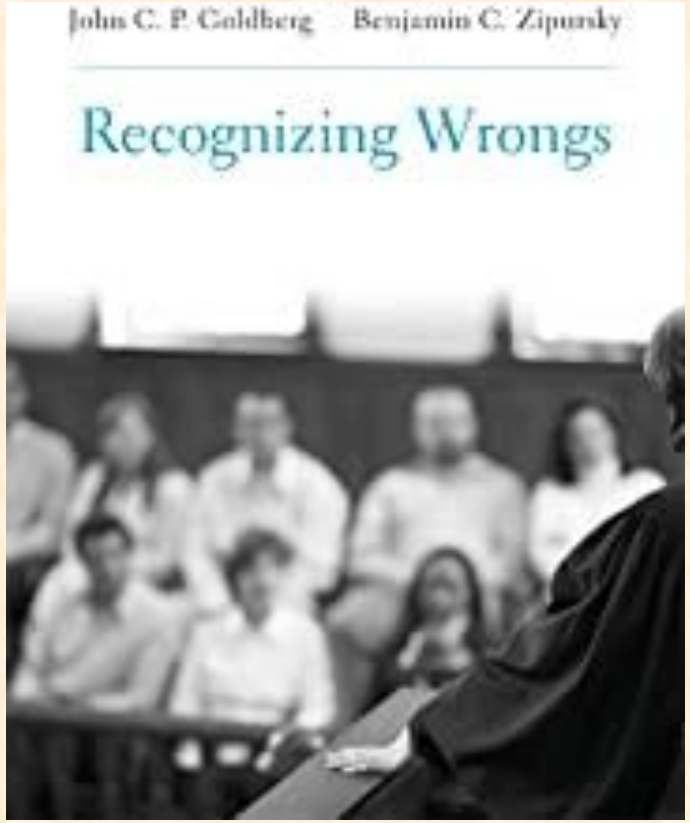
March-April 2021



There is a considerable mismatch between theories on the influence of the EU outside its borders and concrete knowledge on whether and to what extent the suggested impact is of any practical relevance. The aim of this book, therefore, is to help close that gap in the knowledge concerning the role and function of the Court of Justice of the European (CJEU) outside its own borders in selected countries. Scholars from Armenia, Azerbaijan, Georgia, Israel, Jordan, Russia, Switzerland, Tunisia, Turkey, Ukraine and the Eurasian Economic Union have researched and explored how their respective countries have been influenced by the CJEU. This title looks at 'why' along with 'how' these decisions have been utilized. All of this culminates in an effort to be able to rank the degree to which the CJEU is influencing non-EU jurisdictions according to a common scale. Looking across the selected countries, this title analyses the research provided by the scholars. This includes a brief description of the relationship and agreements between the EU and the country, a concise history of the country's judiciary, a full account of the extent to which the country's courts have cited CJEU judgements, and an analysis of that extent and the impact they have had. Other factors are explored as well, such as countries who want to join the EU might aim for more legal harmonization between them and the EU. These metrics are used to compare across the neighbourhood countries and draw conclusions about CJEU influence and impact outside of the EU.
Link to the book in the catalogue: https://bit.ly/3dvvUAc



Judicial review by Israel's Supreme Court over actions of Israeli authorities in the territories occupied by Israel in 1967 is an important element in Israel's legal and political control of these territories. The Occupation of Justice, Second Edition, presents a comprehensive discussion of the Court's decisions in exercising this review. This revised and expanded edition includes updated material and analysis, as well as new chapters. Inter alia, it addresses the Court's approach to its jurisdiction to consider petitions from residents of the Occupied Territories; justiciability of sensitive political issues; application and interpretation of the international law of belligerent occupation in general, and the Fourth Geneva Convention in particular; the relevance of international human rights law and Israeli constitutional law; the rights of Gaza residents after the withdrawal of Israeli forces and settlements from the area; Israeli settlements and settlers; construction of the separation barrier in the West Bank; security measures, including internment, interrogation practices and punitive house demolitions; and judicial review of hostilities. The study examines the inherent tension involved in judicial review over the actions of authorities in territory whose inhabitants are not part of the political community to which the Court belongs. It argues that this tension is aggravated in the context of the West Bank by the glaring disparity between the norms of belligerent occupation and the Israeli government's policies. The study shows that while the Court's review has enabled many individuals to receive a remedy, it has largely served to legitimise government policies and practices in the Occupied Territories. Link to the book in the catalogue: https://bit.ly/2OiyrFh

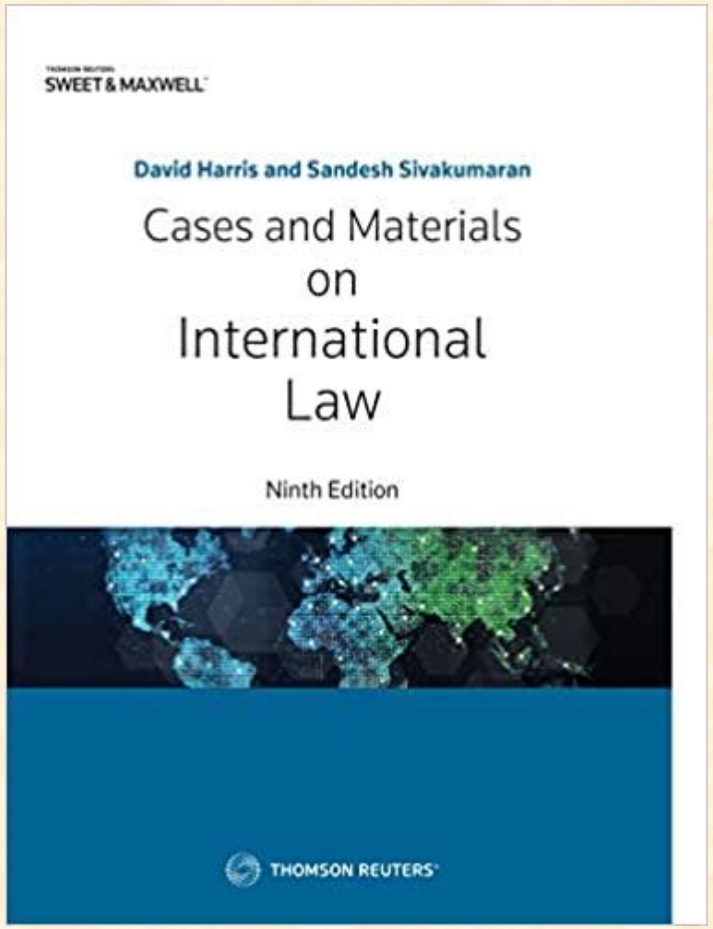


Tort law is badly misunderstood. In the popular imagination, it is "Robin Hood" law. Law professors, meanwhile, mostly dismiss it as an archaic, inefficient way to compensate victims and incentivize safety precautions. In *Recognizing Wrongs,* John Goldberg and Benjamin Zipursky explain the distinctive and important role that tort law plays in our legal system: it defines injurious wrongs and provides victims with the power to respond to those wrongs civilly.

Tort law rests on a basic and powerful ideal: a person who has been mistreated by another in a manner that the law forbids is entitled to an avenue of civil recourse against the wrongdoer. Through tort law, government fulfills its political obligation to provide this law of wrongs and redress. In *Recognizing Wrongs,* Goldberg and Zipursky systematically explain how their "civil recourse" conception makes sense of tort doctrine and captures the ways in which the law of torts contributes to the maintenance of a just polity.

Recognizing Wrongs aims to unseat both the leading philosophical theory of tort law--corrective justice theory--and the approaches favored by the law-and-economics movement. It also sheds new light on central figures of American jurisprudence, including former Supreme Court Justices Oliver Wendell Holmes, Jr., and Benjamin Cardozo. In the process, it sheds new light on hotly contested contemporary issues in the law of damages, defamation, malpractice, mass torts, and products liability.

Link to the book in the catalogue: https://bit.ly/31LiNpa



Harris and Sivakumaran's Cases & Materials on International Law, widely recognised as the leading text of its kind, is a stimulating and wide-ranging work. Designed to support students throughout their studies, Harris provides a sound basis for any public international law course through an extensive selection of extracts and background information supplemented by authoritative commentary and expert analysis.

Presents an extensive collection of cases, statutory provisions, recently published articles and comments designed to define, explain and illustrate the main principles of Public International law

The law is explained by means of extracts from cases, relevant materials and statutes. There are introductory sections and explanatory sections linking the cases and materials. Questions are used to assist readers think more deeply about the law and to highlight areas where the law is unclear.

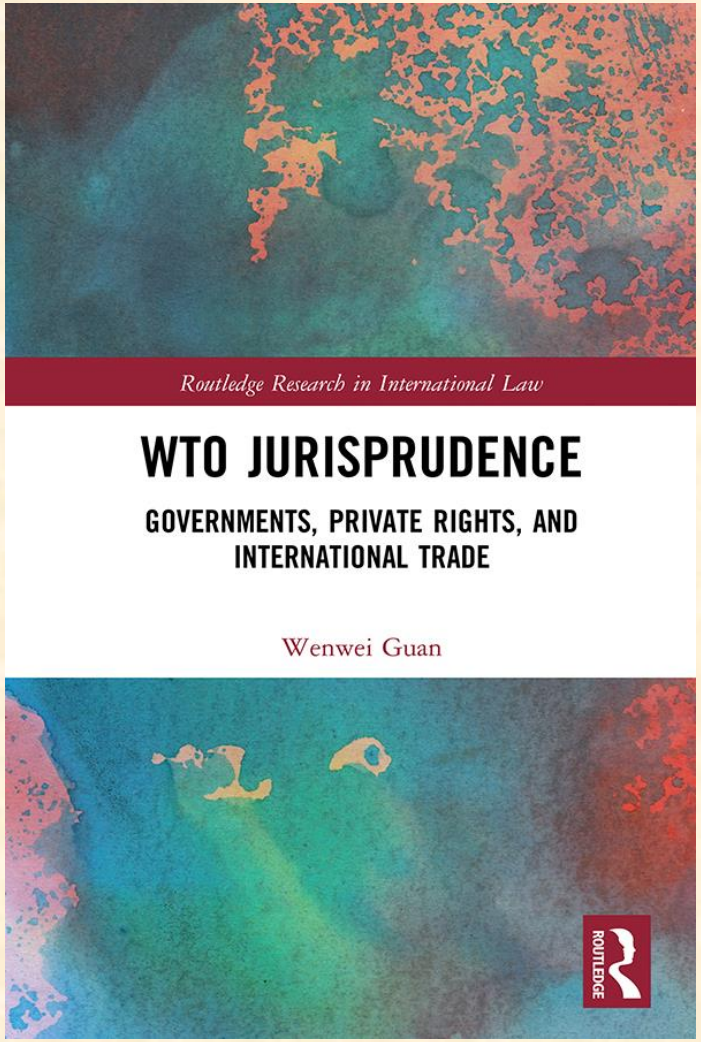
Places the emphasis on the cases and materials, using text for introductory and explanatory purposes

Uses notes, questions and summaries to assist and stimulate students

Incorporates a wealth of important key case law

Includes coverage of the latest statutory developments

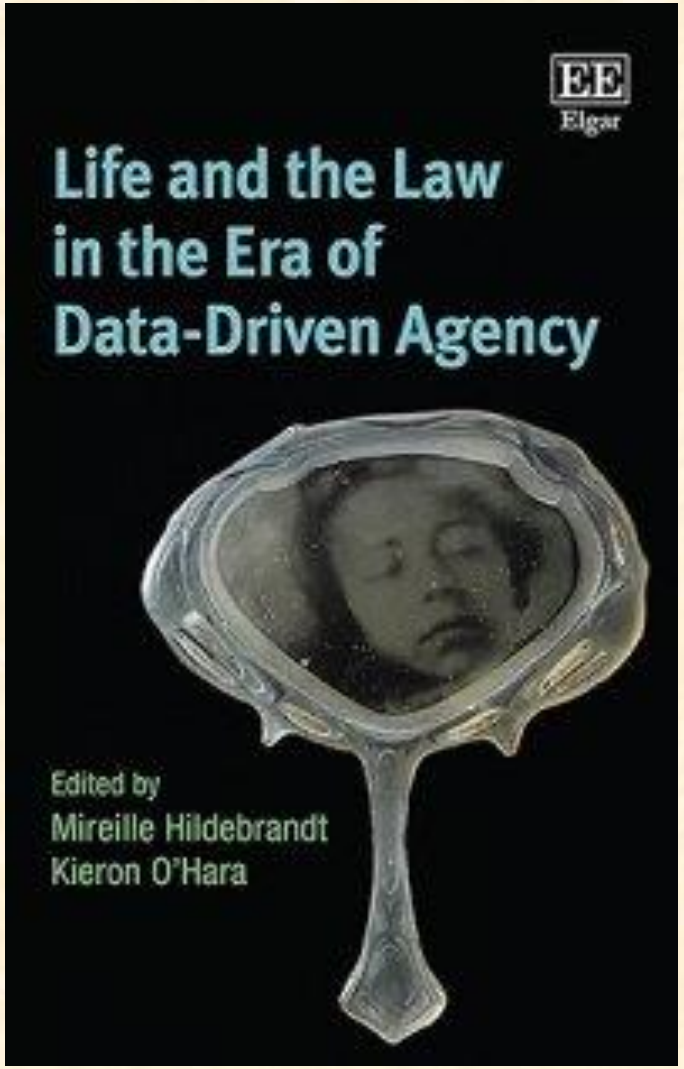
Link to the book in the catalogue: https://bit.ly/3ukFFbb



This book offers a critical examination of the jurisprudence of the World Trade Organization (WTO) as an emancipatory international social contract on trade.

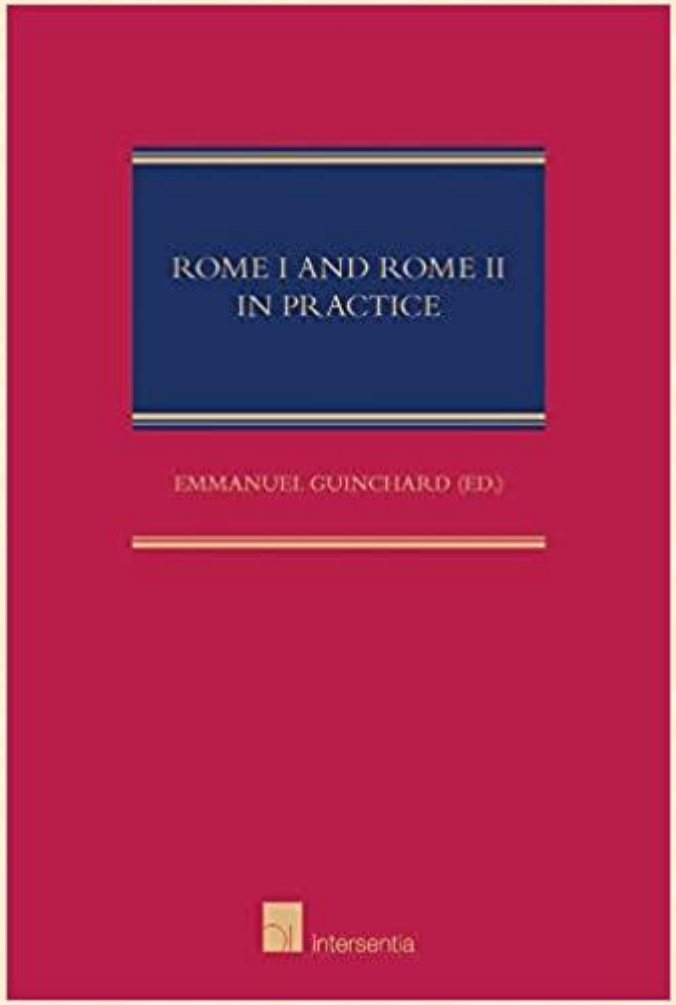
The book suggests that the WTO is an international organization built and operating on member states' attribution of authority through consent with legislative, administrative, and adjudicative functions – three functions in one triune personality. With a solid constitutional continuity building on GATT experiences, the WTO has successfully made governments accountable to foreign individuals in various capacities either as traders of goods, providers of services, or holders of intellectual property rights within the global marketplace. With a triune personality, the WTO operates within the reign of state primacy – the *force* – ultimately for the benefits of individuals – the *ends* – in the global marketplace, and gains a soul of its own in the institutional evolution – the *means* – of the global trading regime. Although the tripartite dynamics between states, international institutions, and individuals in the global marketplace are unprecedentedly complex, the WTO's *ends* of benefiting individuals in the global marketplace has no end. Beyond the critical analysis of WTO's decision-making by consensus, the book critically examines GATT's "common intention" treaty interpretation, Antidumping's NME methodology, TRIPS' public health concerns, and IP-competition trade policy dynamics. A unified WTO jurisprudence looking at the WTO as an international social contract on trade is therefore proposed to allow a fresh look at the *force*, the *means*, and the *ends* of the constitutional evolution of the global trading regime.

Link to the book in the catalogue: https://bit.ly/3rSrMzo



This ground-breaking and timely book explores how big data, artificial intelligence and algorithms are creating new types of agency, and the impact that this is having on our lives and the rule of law. Addressing the issues in a thoughtful, cross-disciplinary manner, the authors examine the ways in which data-driven agency is transforming democratic practices and the meaning of individual choice. Leading scholars in law, philosophy, computer science and politics analyse the latest innovations in data science and machine learning, assessing the actual and potential implications of these technologies. They investigate how this affects our understanding of such concepts as agency, epistemology, justice, transparency and democracy, and advocate a precautionary approach that takes the effects of data-driven agency seriously without taking it for granted.

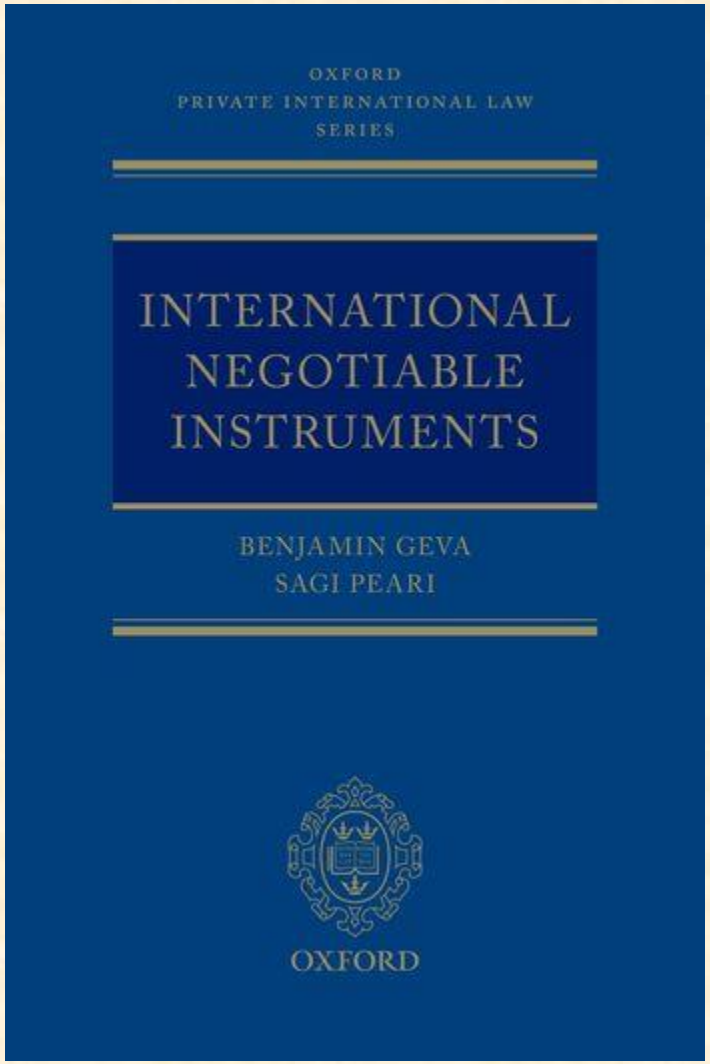
Link to the book in the catalogue: https://bit.ly/2PpOGBf



This book is devoted to the applicable law to contractual and non-contractual obligations in the European Union. The Rome I and II Regulations provide uniform conflict of laws rule in order to avoid undue forum-shopping. In theory all national courts of EU Member States (excluding Denmark) apply the same rules determining the applicable law. Rome I and II in Practice examines whether the theory has been put into practice and assesses difficulties that may have arisen in the interpretation and application of these Regulations. Such study appears invaluable as the Rome I and II Regulations may be seen as a critical stepping stone towards the construction of a true and far-reaching European Private International Law.

Providing clear and detailed insights into the national case law of most EU Member States, as well as the case-law of the Court of Justice, and followed by a comparative analysis, this book is a valuable resource for practitioners, the judiciary, and academics who are interested in understanding how EU law is applied on national level.

Link to the book in the catalogue: https://bit.ly/3rIK5XK

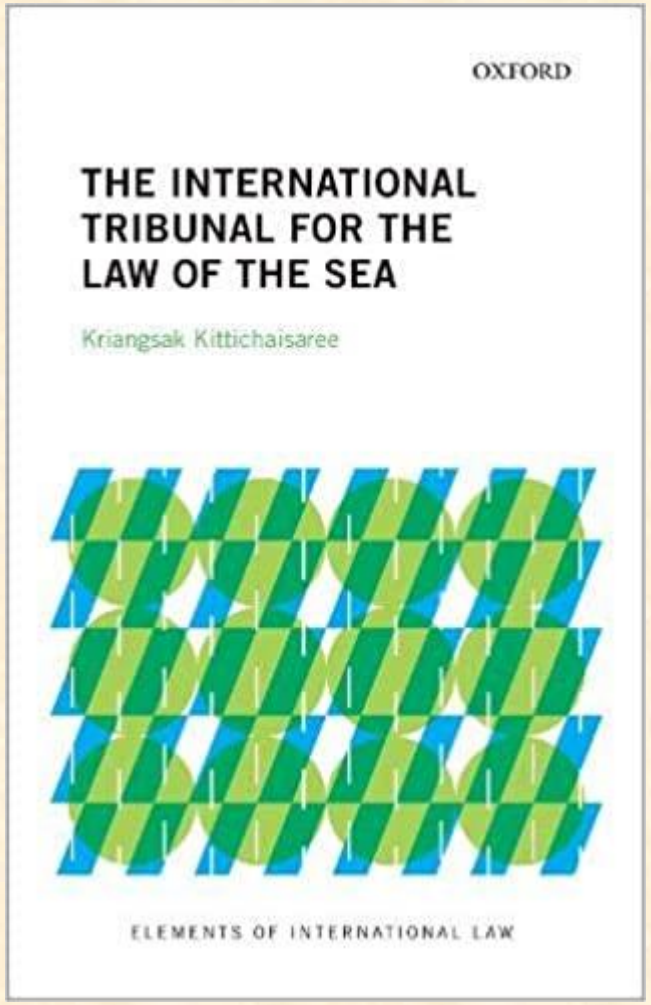


For centuries, bills of exchange, cheques, and promissory notes ('negotiable instruments') have played a vital role in the smooth operation of domestic and international commerce. The payment mechanisms have been subject to rapid technological progress and law and procedure have needed to adapt and respond to ensure that the legal framework remains relevant and effective.

This book provides a comprehensive and thorough analysis of the treatment of negotiable instruments, grounded in instruments used in international trade, and the key differences across the major legal systems and sets this in the overarching framework of choice of law rules applicable to international negotiable instruments.

The authors analyse the extent to which negotiable instruments are consistent with, or excluded from, the scope of general contract and property law doctrines, and the consequences for the application of private international law instruments and choice of law analysis. The structure of the work provides a systematic inquiry into the relevant principles of law, statutes, and international conventions, and analyses the underlying drivers and rationale for both choice of law and the established law and practice for negotiable instruments. It aims to identify and resolve some of the existing uncertainties in the case law and literature of international negotiable instruments law.

Link to the book in the catalogue: https://bit.ly/31JS2Bt

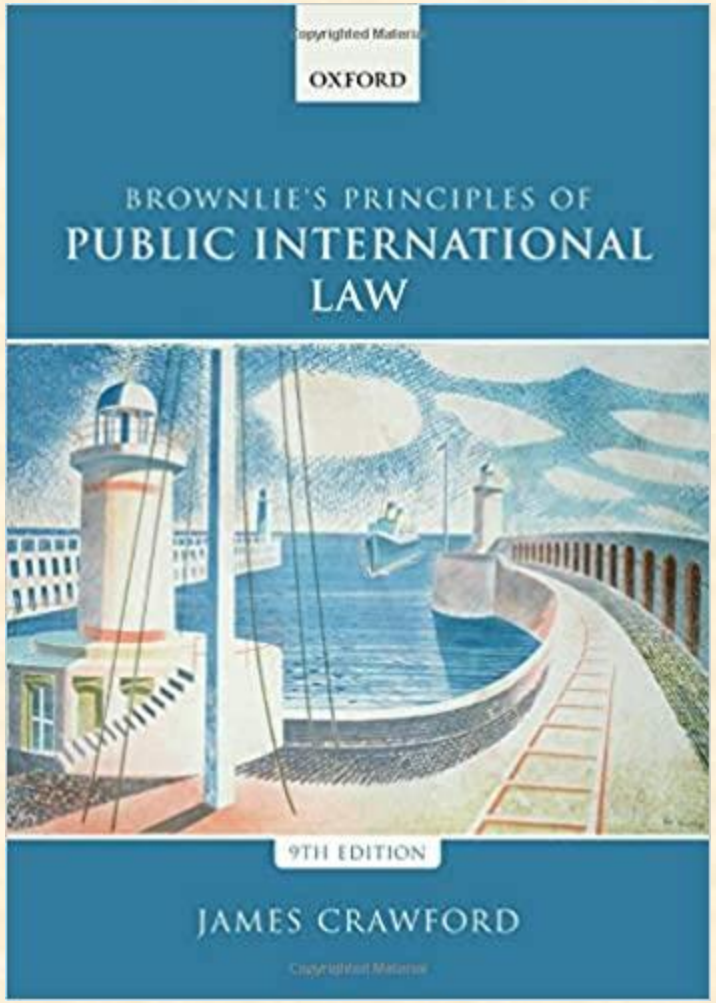


Written by an incumbent Judge of the International Tribunal for the Law of the Sea, this volume in the *Elements of International Law* series shows why a stable legal regime governing the uses and management of the oceans is such an important feature of international relations. Providing a fresh, objective, and non-argumentative approach to the discipline of international law, the *Elements* series is an accessible go-to source for practicing international lawyers, judges and arbitrators, government and military officers, scholars, teachers, and students.

In seven incisive chapters, Judge Kittichaisaree provides a clear overview of the organization and structure of the Tribunal and explores the various dispute mechanisms and advisory opinions that lie at the heart of its jurisprudence.

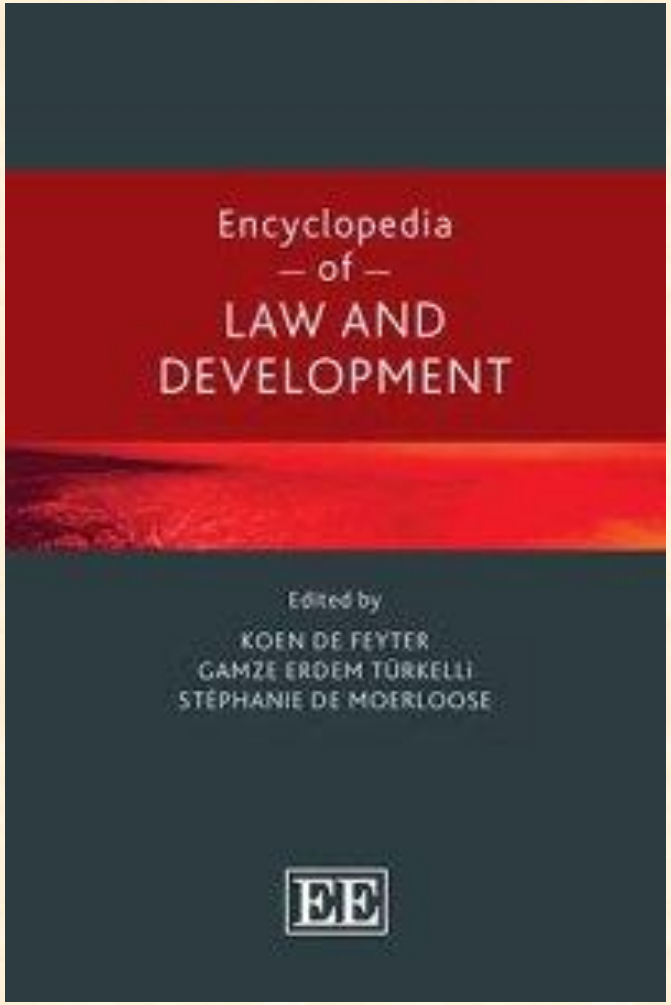
He further guides readers through ITLOS' intended role as the main dispute settlement mechanism for the international law of the sea. With first-hand experience and detailed analysis of the relevant instruments and prominent cases, he sheds light on the inner workings of the Tribunal, providing an accessible and invaluable resource for students and practitioners alike. The final chapter concludes by considering ITLOS' place in the settlement of future disputes in the law of the sea.

Link to the book in the catalogue: https://bit.ly/3fGr9qq



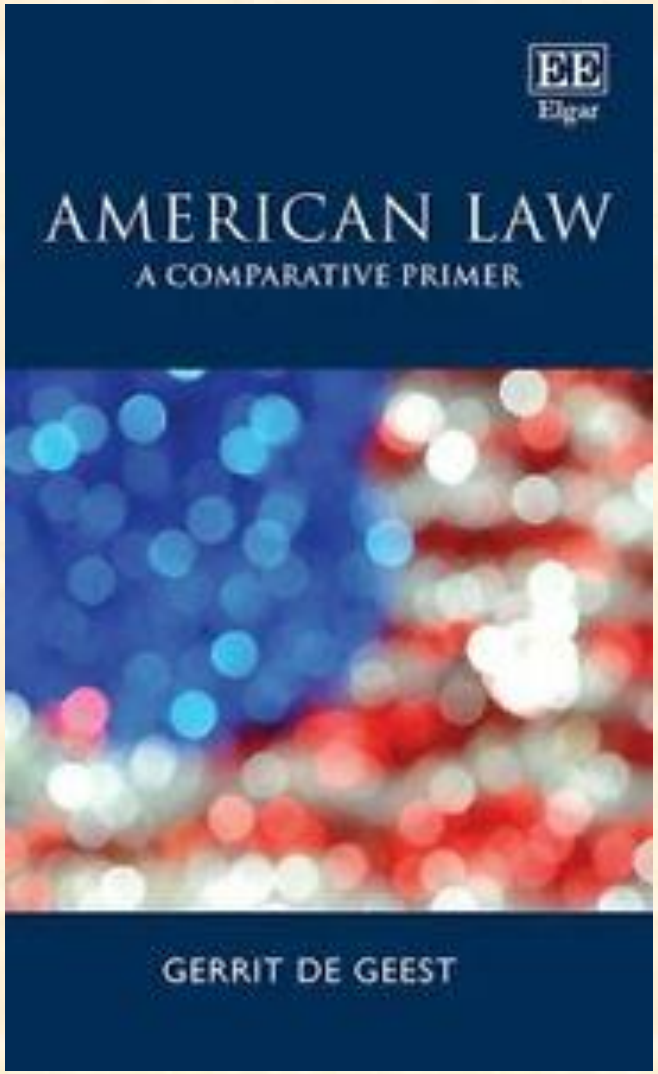
Brownlie's Principles of Public International Law has been shaping the study and application of international law for over 50 years. Serving as a single-volume introduction to the field as a whole, the book is one of the classic treatises on international law, now fully updated to order to take account of recent developments. It includes extensive references in order to provide a solid foundation for further research.

Link to the book in the catalogue: https://bit.ly/31I72zR

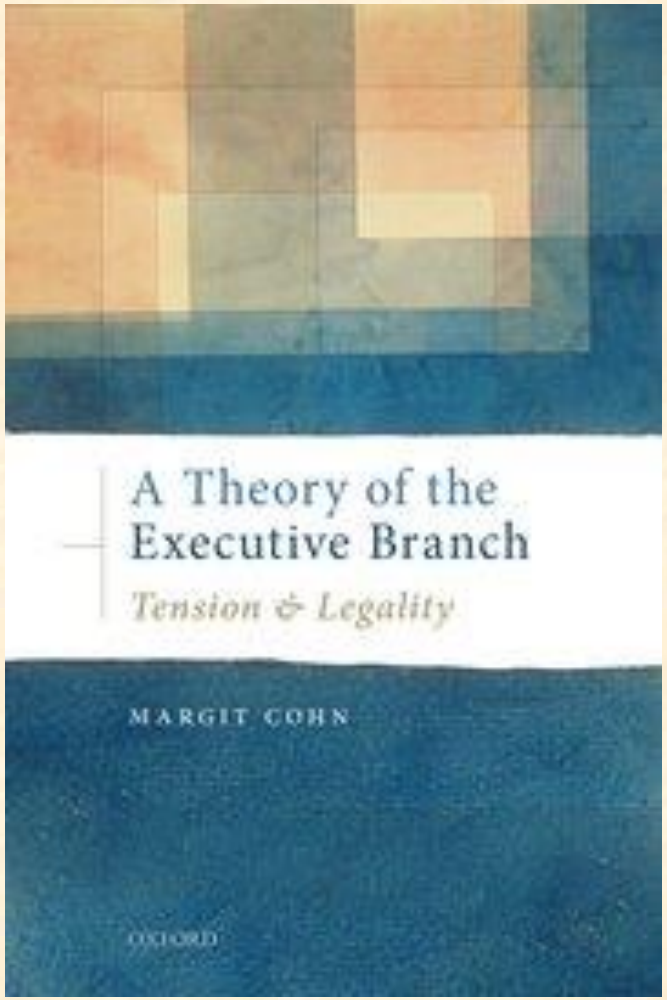


This comprehensive Encyclopedia is an indispensable resource in the area of law and development. Bringing together more than 80 entries, the Encyclopedia spans a variety of approaches, contextualised histories, recent developments and forward-looking insights into the role of law in development. It is an invaluable reference point for scholars seeking to engage with issues at the intersection of law and development from both within and outside of the legal field, as well as a thorough but succinct overview for post-graduate students.

Link to the book in the catalogue: https://bit.ly/3cSNnnd



This concise primer offers an introduction to U.S. law from a comparative perspective, explaining not only the main features of American law and legal culture, but also how and why it differs from that of other countries. Gerrit De Geest initially focuses on the core characteristics of American law, such as the predominance of judge-made law, the significance of state law and the vital role that juries play in the legal process. De Geest then moves on to provide a succinct analysis of U.S. legal culture, before summarizing the principal differences in law and legal cultures around the world. Link to the book in the catalogue: https://bit.ly/3uv2yZC



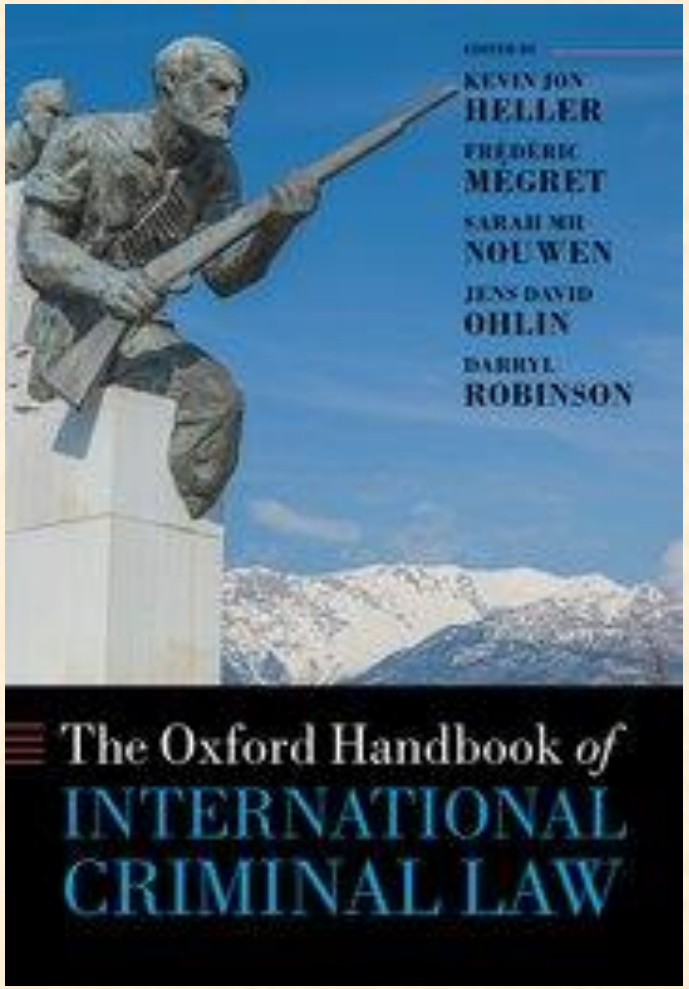
The executive branch in Western democracies has been granted a virtually impossible task: expected to 'imperially' direct the life of the nation through thick and thin, it is concurrently required to be subservient to legislation meted out by a sovereign parliament.

Drawing on a general argument from constitutional theory that prioritizes dispersal of power over concepts of hierarchy, this book argues that the tension between dominance and submission in the executive branch is maintained by the adoption of various forms of fuzziness, under which a guise of legality masks the absence of substantive limitation of power. Under this 'internal tension' vision of constitutionalism, the executive branch is simultaneously submissive to law and dominant over it, while concepts of substantive legality are compromised.

Building on legal and political science research, this volume classifies and analyses thirteen forms of fuzziness, ranging from open-ended or semi-written constitutions to unapplied legislation. The study of this unavoidable yet problematic feature of the public sphere is addressed descriptively and normatively. Adding detailed examples from two fields of law - emergency law and air-pollution law - in two systems (the UK and the US), the book ends with a call for raising the threshold of judicial review, grounded in theories of participatory and deliberative democracy.

This book addresses an area that is surprisingly under-researched. Despite the increase in executive power across democratic polities and increasing public interest in the executive branch and executive powers, this much-needed book offers a theoretical foundation that should ground all analysis of arguably the most powerful branch of modern government.

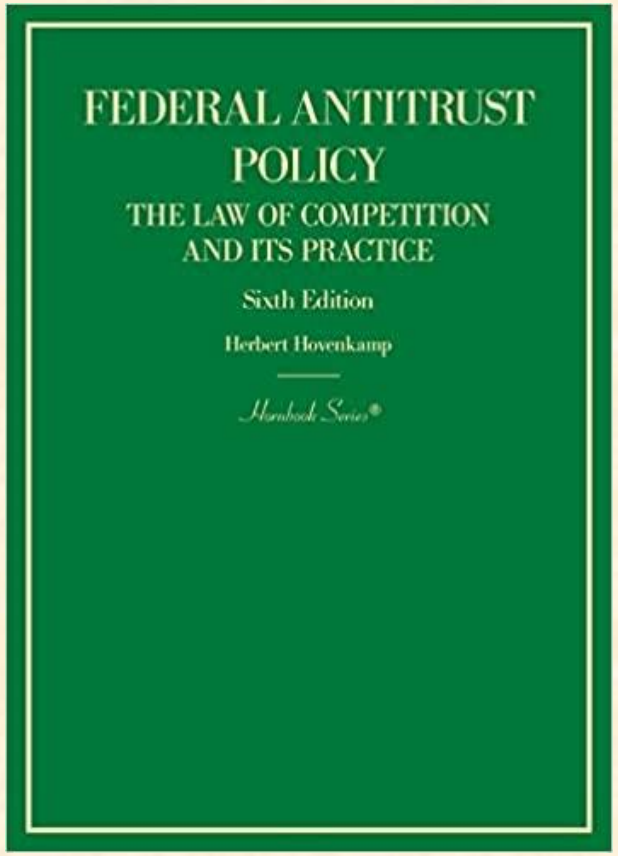
Link to the book in the catalogue: https://bit.ly/3fVO158



In the past twenty years, international criminal law has become one of the main areas of international legal scholarship and practice. Most textbooks in the field describe the evolution of international criminal tribunals, the elements of the core international crimes, the applicable modes of liability and defences, and the role of states in prosecuting international crimes.

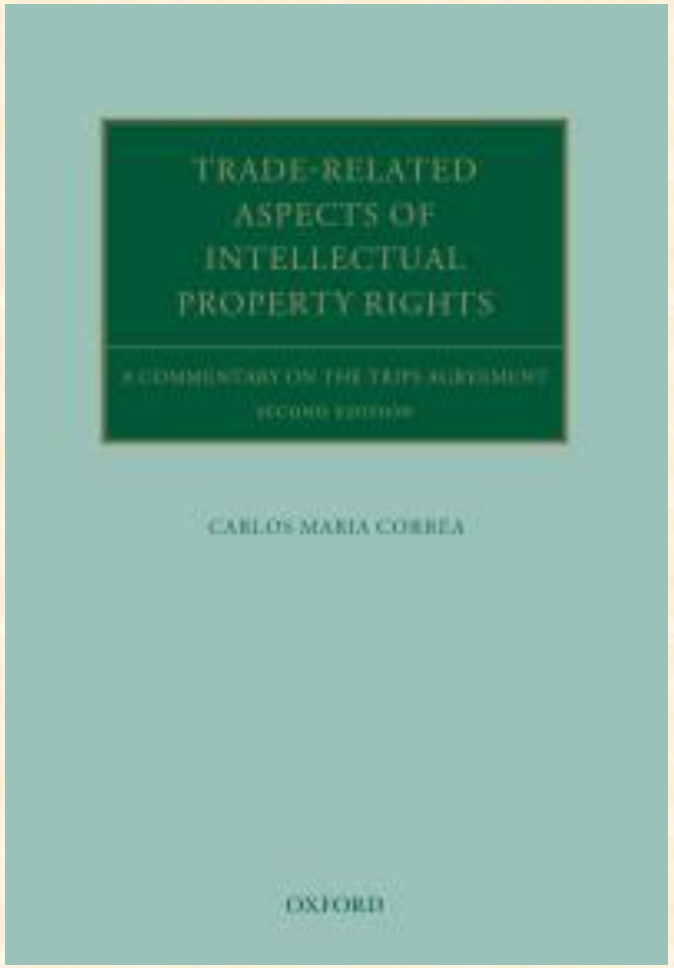
The Oxford Handbook of International Criminal Law, however, takes a theoretically informed and refreshingly critical look at the most controversial issues in international criminal law, challenging prevailing practices, orthodoxies, and received wisdoms. Some of the contributions to the Handbook come from scholars within the field, but many come from outside of international criminal law, or indeed from outside law itself. The chapters are grounded in history, geography, philosophy, and international relations. The result is a Handbook that expands the discipline and should fundamentally alter how international criminal law is understood.

Link to the book in the catalogue: https://bit.ly/2RiXmd6

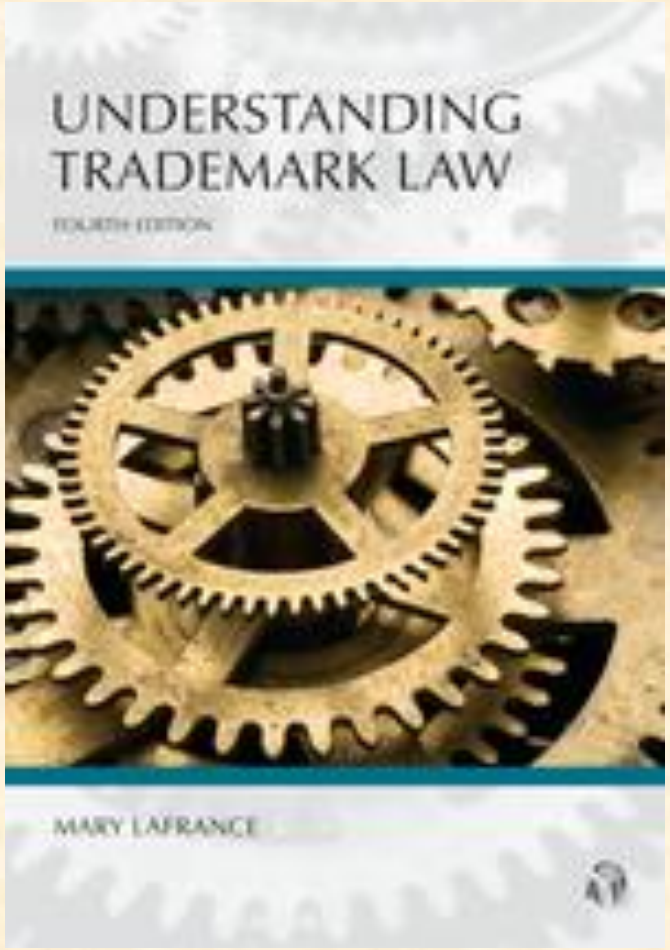


Nearly all of the aspects of federal antitrust policy are covered in this treatise. And it's written so you don't need a background in economics to understand it. Expert narration states the "black letter" law and presents policy arguments for alternatives. Text also includes an analysis of recent Supreme Court and lower-court decisions.

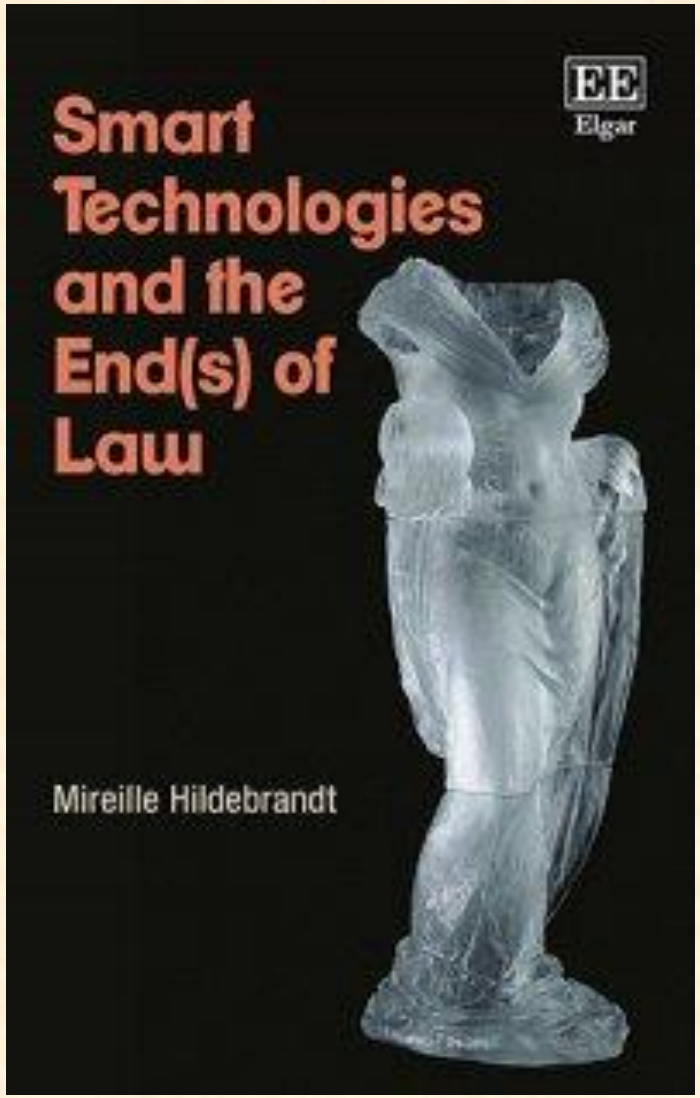
Link to the book in the catalogue: https://bit.ly/3t1CtkG



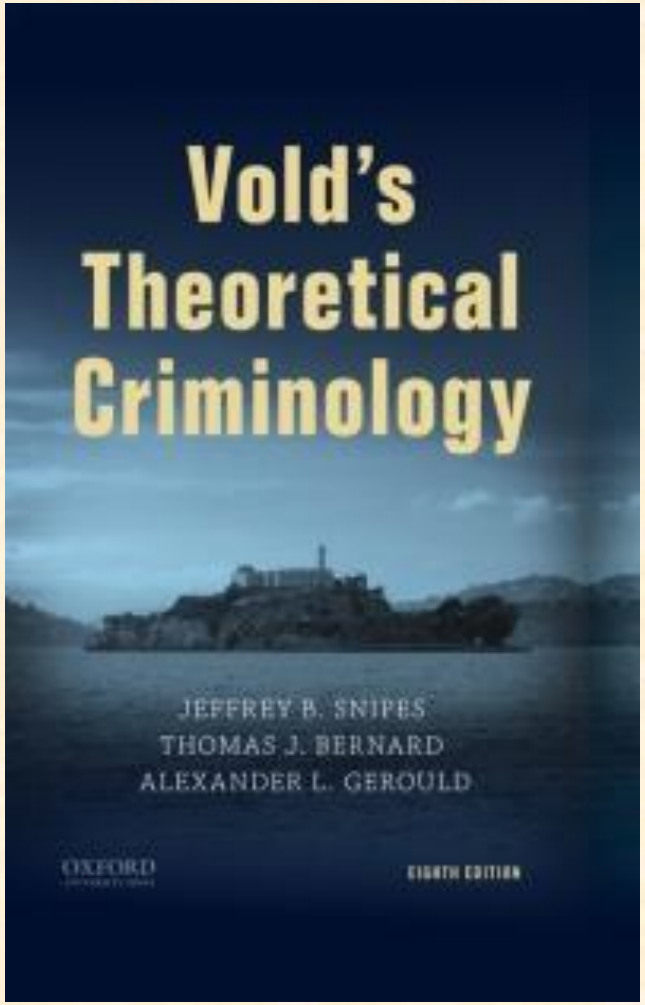
The TRIPS Agreement is the most comprehensive and influential international treaty on intellectual property rights. It brings intellectual property rules into the framework of the World Trade Organization, obliging all WTO Member States to meet minimum standards of intellectual property protection and enforcement. This has required massive changes in some national laws, particularly in developing countries. This volume provides a detailed legal analysis of the provisions of the TRIPS Agreement, as well as elements to consider their economic implications in different legal and socio-economic contexts. This book provides an in depth analysis of the principles and of the substantive and enforcement provisions of the TRIPS Agreement, the most influential international treaty on intellectual property currently in force. It discusses the legal context in which the Agreement was negotiated, the objectives of their proponents and the nature of the obligations it created for the members of the World Trade Organization. In particular, it examines the minimum standards that must be implemented with regard to patents, trademarks, industrial designs, geographical indications, copyright and related rights, integrated circuits, trade-secrets and test data for pharmaceutical and agrochemical products. Trade Related Aspects of Intellectual Property Rights: A Commentary on the TRIPS Agreement elaborates on the interpretation of provisions contained in said Agreement, in the light of the customary principles for the interpretation of international law. The analysis -which is supported by a review of the relevant GATT and WTO jurisprudence- identifies the policy space left to such members to implement their obligations in accordance with their own legal systems and public policy objectives, including in respect of complex issues such as patentability criteria, compulsory licenses, exceptions and limitations to copyright, border measures, injunctive relief and the protection of test data under the discipline of unfair competition. Link to the book in the catalogue: https://bit.ly/2RiHfMH



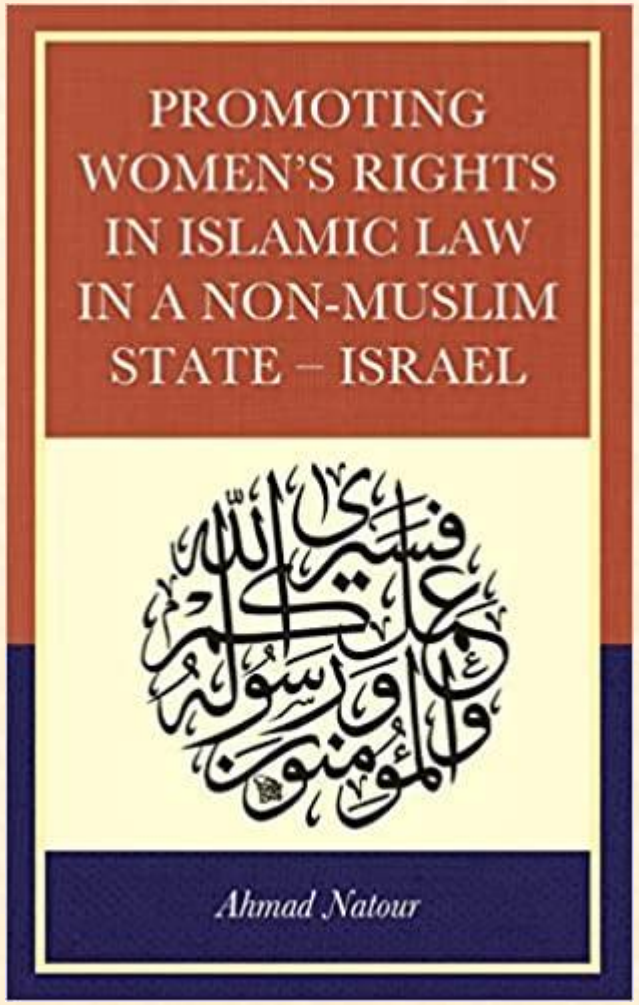
This *Understanding* treatise is a comprehensive and up-to-date guide to the law of trademarks and unfair competition. It provides a thorough introduction to the federal laws protecting registered trademarks and trade dress, as well as the broad array of federal and state unfair competition doctrines which protect unregistered trademarks and trade dress. Coverage includes the standards and procedures for obtaining federal registration, the rights and remedies available to owners of both registered and common law marks under federal and state law, and the full array of applicable defenses. Link to the book in the catalogue: https://bit.ly/3fSBKP6



This timely book tells the story of the smart technologies that reconstruct our world, by provoking their most salient functionality: the prediction and preemption of our day-to-day activities, preferences, health and credit risks, criminal intent and spending capacity. Mireille Hildebrandt claims that we are in transit between an information society and a data-driven society, which has far reaching consequences for the world we depend on. She highlights how the pervasive employment of machine-learning technologies that inform so-called ‘data-driven agency’ threaten privacy, identity, autonomy, non-discrimination, due process and the presumption of innocence. The author argues how smart technologies undermine, reconfigure and overrule the ends of the law in a constitutional democracy, jeopardizing law as an instrument of justice, legal certainty and the public good. Finally, the book calls on lawyers, computer scientists and civil society not to reject smart technologies, explaining how further engaging these technologies may help to reinvent the effective protection of the rule of law. Link to the book in the catalogue: https://bit.ly/3uyPO4h

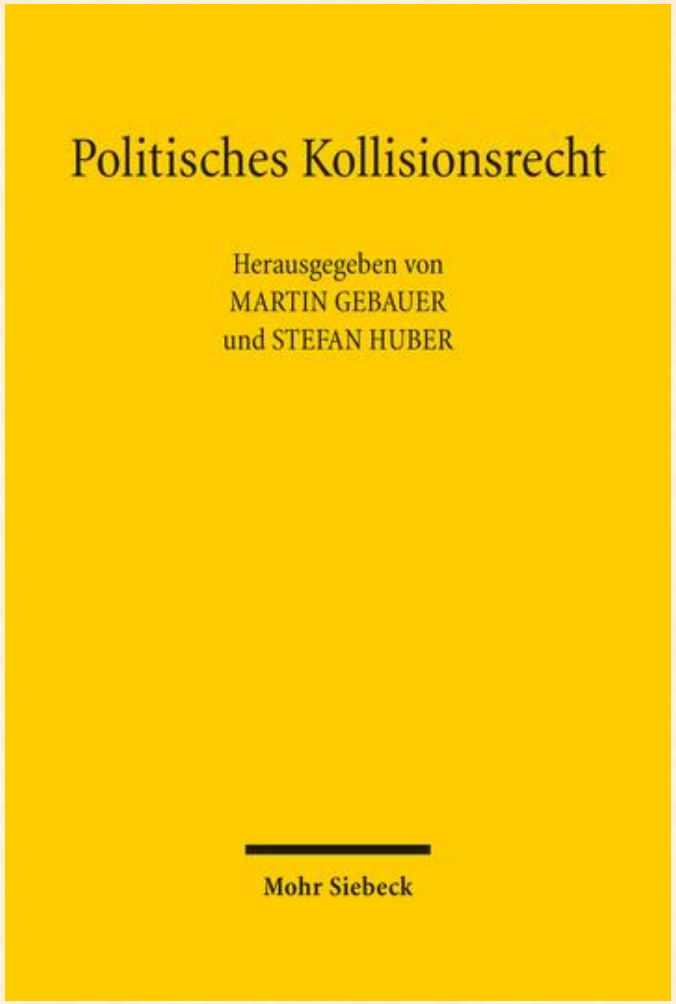


The standard text in the field, *Vold's Theoretical Criminology* is universally known by scholars in the discipline. Taking a largely historical approach, it discusses both classic and contemporary theories, presenting historical context, empirical research, and policy implications for each one. The book concludes with a critical assessment of the state of theory in criminology. Link to the book in the catalogue: https://bit.ly/3rZE1KF



The dissolution of the Ottoman Empire, through the British mandate and the establishment of the state of Israel, created a reality in which no Muslim legislator existed in the country. Thus, the chief judge—Qadi al Qudat, due to the dire need for reforms in the Sharia' family law and in order to minimize the intervention of the non-Muslim—Israeli legislator in the divine family law, took it upon himself to initiate the reforms. As such, this experience is considered the world-wide pioneerand unique in its scope. The reforms were done in accordance with the Islamic rules of renewal and are derived from the Islamic jurisprudence—sharia' itself. This process was done in two tracks: first, decisions of the High Court of Appeals would be followed by the lower courts as binding precedents. Second, the president of the High Sharia' court issued judicial decrees guidelines to the lower courts, driven by the Maslaha - the public interest - in various matters of Islamic law such as promoting women status, children's rights and the preservation of Islamic sites and cemeteries sanctity.

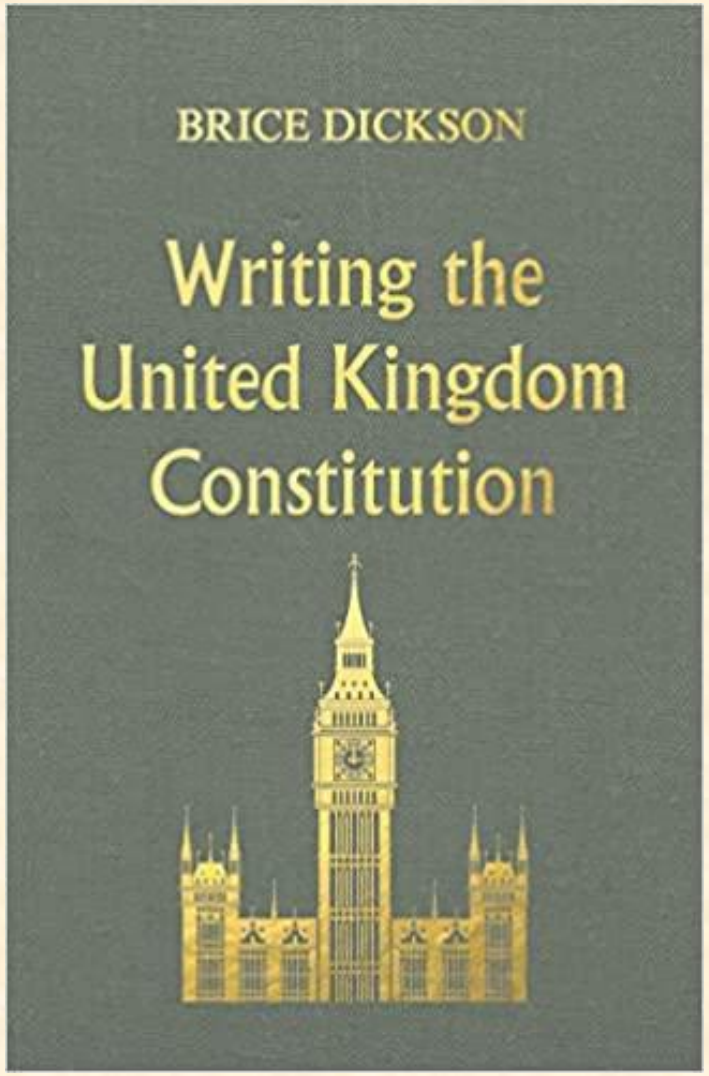
Link to the book in the catalogue: https://bit.ly/3eNqdyf



Published in German.

Contemporary choice of law rules appear to be particularly influenced by political motivations. Sociopolitically desired legal outcomes are also sought in cases with foreign elements. This collection seeks explanations and classifications in terms of private international law.

Link to the book in the catalogue: https://bit.ly/3aQHyFp



Our unwritten Constitution is past its sell-by date. If the Union is to be preserved we must recognise the UK as a federal country along the lines of Canada and Australia, and soon. Such is the argument made by Brice Dickson in this lucid and timely intervention to the debate on Britain's political future. A federal structure, he reasons, could maximise the benefits of cooperation between semi-autonomous regions while at the same time paying due respect to the nationalisms that exist within constituent parts of the country. The devolution of powers to the home nations, coupled with the trials and tribulations associated with Brexit and reform of the House of Lords, point to grave risks in the UK's current constitutional position. Dickson proposes a Constitutional Reform Act which would federalise the nation, provide a modern Bill of Rights, formalise allocation of public expenditure to devolved regions, and contain a clause setting out the 'purpose' of the UK. The UK has an enviable record in rising to a variety of challenges down the centuries, but the fallout from our recent history makes greater certainty and predictability imperative. This urgent analysis by one of our leading constitutional experts points to how that might best be achieved.

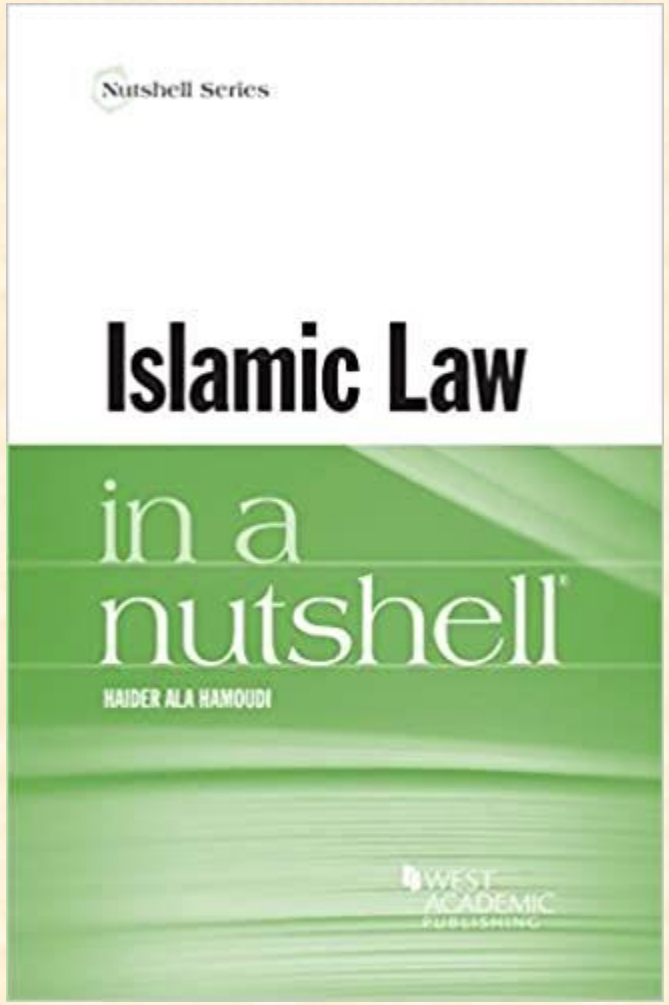
Link to the book in the catalogue: https://bit.ly/2R9mmmS

This exciting textbook introduces the basic tenets and methodologies of empirical legal research. Explaining how to initiate and conduct empirical research projects, how to evaluate the methods used and how to analyze and engage with the results, Kees van den Bos provides a vibrant and reliable primer for students and practitioners looking to engage actively in legal research.

Link to the book in the catalogue: https://bit.ly/3uscpiI

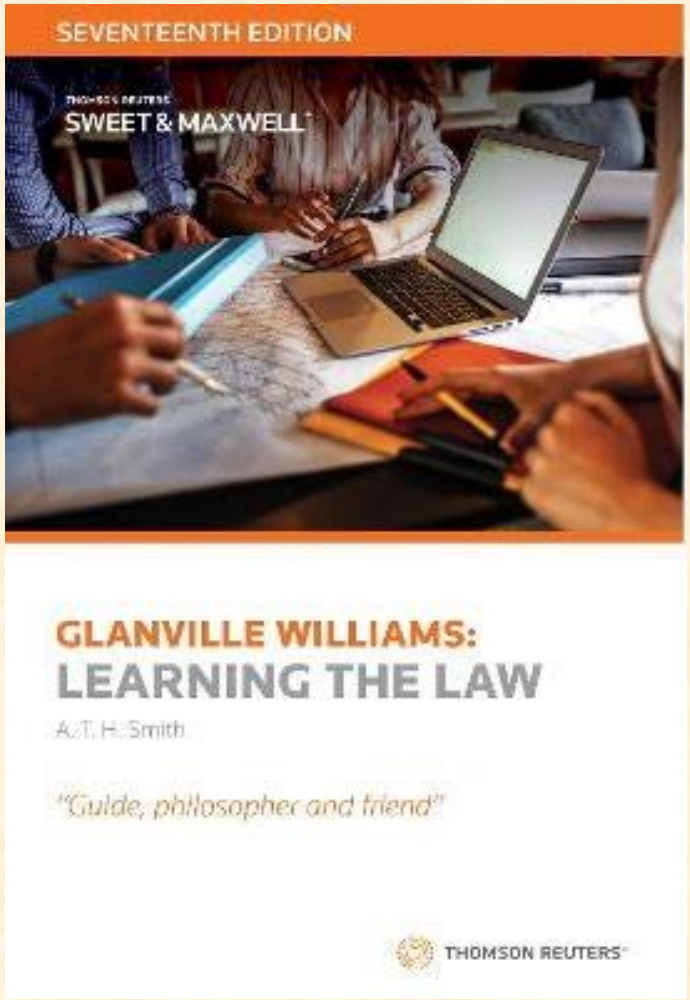
For over eighty years, the Association Henri Capitant has endeavored to spread, update, and promote "continental law," or the law of the European continent. In pursuance of these objectives, the Association has decided to create the "Library of the Association Henri Capitant." The many different groups of the Association have been asked to outline and explain the most salient features of their legal system in a series of books, written in French, structured around a uniform table of contents and within a set limit of pages. Thereby, a reader will be able to know and compare the foundations and fundamental features of each one of these legal systems. With this purpose in mind, *The Legal System of the Netherlands*, like the other books in this collection, presents to the reader the main features of the history of its legal system, its sources of law, its constitutional framework, its legal actors, its criminal law, its law of persons, family law, property law, law of contract, law on delictual liability, quasi-contracts, business entities, and labor-employment law.

Link to the book in the catalogue: https://bit.ly/2Pmfyll



This Nutshell discusses the manner in which Islamic law is applied and adjudicated in modern states. This includes the enactment of legislation derived from Islamic law, the drafting of contracts to comply with Islamic law, and the adjudication of Islamic law disputes in courts in Muslim and non-Muslim majority nations, including the United States. Subject areas include family law, inheritance law, Islamic finance, criminal law, constitutional law, and Islamic law.

Link to the book in the catalogue: https://bit.ly/3eyTFrt



First published in 1945, Glanville Williams: Learning the Law has been introducing students to the foundation skills needed to study law effectively for over 70 years. Now in its 17th edition, it is still the must-have book for every student embarking upon a law degree.

*Introduces students to the basic legal materials such as statutes and case law, and explains how these are to be read and interpreted in the light of common law doctrines of precedent

*Explains how legal problems are to be solved and discussed in the examination room

*Offers advice on study methods, exam preparation, time and stress management

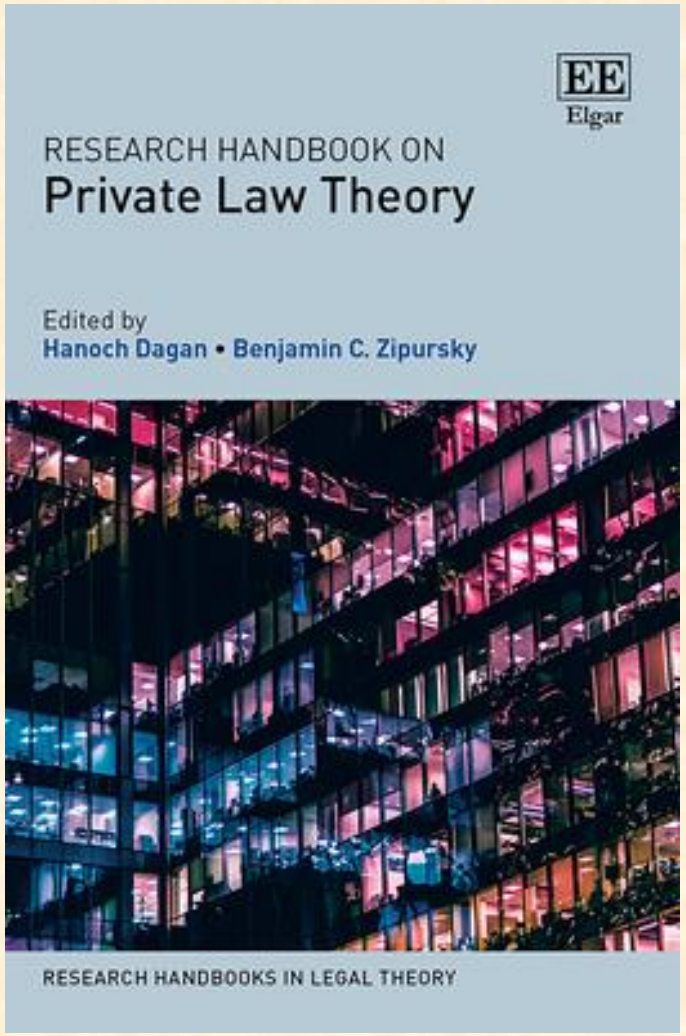
*Discusses the methods of legal research, and explains where to look for the law, both on paper and electronically

*Covers participation in moots, mock trials and other competitions

*Discusses employment prospects and gives advice on seeking and obtaining work

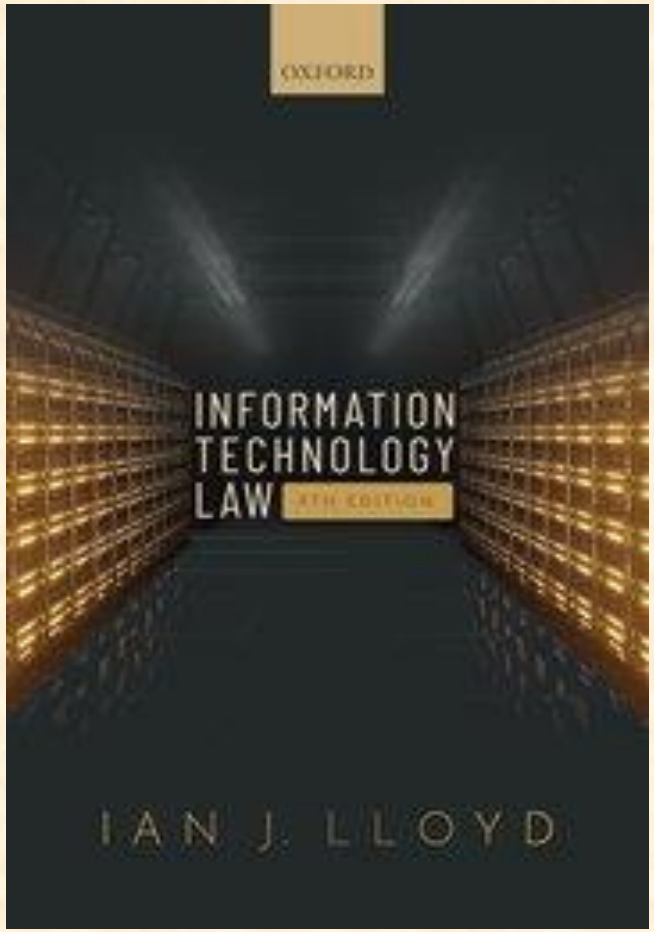
*Provides recommendations for further reading within and outside the law

Link to the book in the catalogue: https://bit.ly/3ewPwo7



This comprehensive Research Handbook provides an unparalleled overview of contemporary private law theory. Featuring original contributions by leading experts in the field, its extensive examinations of the core areas of contracts, property and torts are complemented by an exploration of a breadth of topics that cross the divide between private and public law, including labor law and corporate law.

Link to the book in the catalogue: https://bit.ly/3nklPe1



nformation technology affects all aspects of modern life. From the information shared on social media such as Facebook, Twitter, and Instagram to online shopping and mobile devices, it is rare that a person is not touched by some form of IT every day. *Information Technology Law* examines the legal dimensions of these everyday interactions with technology and the impact on privacy and data protection, as well as their relationship to other areas of substantive law, including intellectual property and criminal proceedings. Focusing primarily on developments within the UK and EU, this book provides a broad-ranging introduction and analysis of the increasingly complex relationship between the law and IT.

Link to the book in the catalogue: https://bit.ly/3eurPg8

יום 1.1.2021 נכנסות לתוקף תקנות סדר הדין האזרחי, תשע"ט-2018 ("התקנות החדשות") שמחליפות את תקנות סדר הדין האזרחי, תשמ"ד-1984 ("התקנות הישנות"). התקנות החדשות עושות רפורמה מקיפה באופן שבו יתנהלו הליכים אזרחיים בישראל. הן משמיטות הסדרים שהיו קבועים בתקנות הישנות, מוסיפות מנגנונים דיוניים חדשים שלא היו קיימים עד כה כגון הדיון המקדמי ורשימת הבקשות, ומשנות הסדרים רבים אחרים, לעתים באופן עמוק. הספר הרפורמה בסדר הדין האזרחי: מורה נבוכים מאת יששכר רוזן-צבי, שם לו למטרה להוות קורפוס שלם וכוללני, העומד בפני עצמו, המפרש את תקנות סדר הדין האזרחי החדשות, תוך עמידה על ההבדלים בינן לבין התקנות הישנות. הספר עוסק לא רק בהסדרים הדיוניים שבהם הרפורמה חוללה שינוי, אלא גם באלה שמתקין התקנות הותיר ללא שינוי. תכליתו של הספר היא קונסטרוקטיבית וצופה פני עתיד. תקנות סדר הדין האזרחי הן "כלי העבודה" הבסיסי של שופטים ועורכי דין העוסקים בליטיגציה אזרחית, ועל כן הבנה ראויה שלהן ושימוש נכון בהן הם בעלי חשיבות עליונה, לא רק לתפקוד מערכת השפיטה, אלא גם לשמירה על הזכויות הדיוניות והמהותיות של המתדיינים. מחבר הספר, פרופ' יששכר רוזן-צבי, מלמד וחוקר את סדר הדין האזרחי מזה כ-15 שנה כחבר סגל בפקולטה למשפטים של אוניברסיטת תל-אביב, ומשמש כחבר בוועדה המייעצת לשר המשפטים לענייני סדר דין אזרחי. ספרו הקודם, ההליך האזרחי, ראה אור בשנת 2015, והשפיע על פסיקת בתי המשפט בתחום סדר הדין האזרחי.

קישור לספר בקטלוג הספרייה: https://bit.ly/3uimBuc

ספר זה מוקדש למשנה לנשיאת בית המשפט העליון (בדימוס) פרופ' אליקים רובינשטיין. בספר כלולים יחדיו מאמרים מאת שופטי בית המשפט העליון בעבר ובהווה ומאת בכירי חוקרי המשפט מן האקדמיה ואף מחוצה לה. חלק מן המאמרים עוסקים בתחנות השונות בחייו המקצועיים של רובינשטיין ומנתחים את פועלו במשרד הביטחון, במשרד החוץ, בלשכת היועץ המשפטי לממשלה ובבית המשפט העליון. מאמרים אחרים דנים בתחומים המרכזיים שבהם עסק רובינשטיין בקריירה המשפטית והציבורית הארוכה והמפוארת שלו.

קישור לספר בקטלוג הספרייה: https://bit.ly/3wDucWb

אחד האישים המרכזיים שביקשו להשפיע, הלכה למעשה, על יהדותה של מדינת ישראל היה הרב שלמה גורן. במשך עשרות שנים בלט הרב גורן בציבוריות הישראלית בתפקידיו כרב הראשי לצה"ל וכרב הראשי לישראל. הוא הצטיין בלמדנותו, הוכר כדגול בתורה ועסק כל ימיו בכתיבה תורנית. עם זאת, נאמן להשקפתו שהקמת המדינה היא "מפנה היסטורי מכריע באורח חייו הלאומיים של העם כולו", הוא הקדיש את עצמו לפעילות ציבורית ולכתיבתן של "הלכות מדינה", ועמד בקשרים הדוקים עם מנהיגי המדינה החילונים, ובראשם דוד בן-גוריון. עם השנים הפכה דמותו סמל לשילוב אפשרי של דת ומדינה.

בין אדם למדינתו סוקר את התחומים המגוונים שבהם עסק הרב גורן ואת האתגרים הגדולים שעמדו לפתחו כפוסק הלכה: מעמדה ההלכתי של מדינת ישראל, מושג הריבונות, דיני צבא ומלחמה, קליטת עלייה, שינויים בנוסחי תפילות וברכות ועוד. הספר מתאר את עמדותיו המקוריות, היוצאות דופן לפעמים, בצמתים היסטוריים בתולדות המדינה ואת השפעתו על דרכי עיצובה. בתוך כך מתנסחת תפיסתו המדינתית הייחודית של הרב גורן, כפי שהיא עולה במשנתו ההלכתית, וכן ההנמקות השונות שבהן עשה שימוש כדי להביא לידי ביטוי הלכתי ואמוני את המהפך הגדול שעבר העם היהודי במאה העשרים.

קישור לספר בקטלוג הספרייה https://bit.ly/3nlNdrP

העולם שלאחר הקורונה יהיה עולם שונה מזה שהכרנו. מגיפות ומשברים כלכליים, חברתיים, תעסוקתיים ובריאותיים מערערים מערכות כלכליות והנהגות. מול הקידמה הכלכלית והטכנולוגית האדירה שהביאו בכנפיהן הדיגיטיזציה והגלובליזציה, עולות שאלות לגבי גבולות האחריות והסמכות של המדינה, הקהילה והפרט. כעת, הערבות ההדדית נבחנת מחדש מול הרכוש הפרטי, והאינדיבידואליזם נבחן מול השייכות לכלל, לשבט וללאום.

משברים הם גם הזדמנות. העתיד מזמין עיצוב מחדש של השיטות הכלכליות שהורגלנו בהן.

מסתבר שהתשובה כיצד לבנות מחדש את האחווה הקהילתית והלאומית והמענה לאתגרים הכלכליים שלפתחנו, נמצאים במקורות. בספר זה צולל מייקל אייזנברג לפסוקי ספר ויקרא, וחושף מבעד למסכת מרובת החוקים והנהלים, הקורבנות והכוהנים, מודל לניהול נבון של חיי הכלכלה והחברה. מודל המגשר בין הפרט לכלל ומאפשר שגשוג כלכלי-חברתי-שבטי באמצעות עקרונות וחוקים המטפחים את האחווה והרעות בין בני האדם.

חומש ויקרא נתפס כספר איזוטרי וקשה להבנה. 'שבט שואג' מציג אותו כיצירה נצחית ואקטואלית הנחוצה לחברה הישראלית ולכל מי שעתידם של כלכלה בריאה, שוק חופשי וזהות לאומית חשוב לו.

פרשנותו המקורית של אייזנברג מעצבת דיוקן מקראי של כלכלה חופשית ותוססת, שבבסיסה סולידריות חברתית ואכפתיות למצוקותיו של היחיד. פניה של כלכלת האחווה המקראית נשואות לעבר חזון ודרך הרלוונטיים לימינו, שבהם חיבורים מרובים בין כלל השחקנים בשוק.

קישור לספר בקטלוג הספרייה: https://bit.ly/3dTqBfv

מנחת אשר : לקט שיעורים ותשובות, אגרות ומאמרים הנוגעים למגפת הקורונה.

קישור לספר בקטלוג הספרייה: https://bit.ly/3viqdwP