

OBJECTIVE LAW

Objective law is the set of rules of social conduct that govern relationships between people and which benefit from state constraint, that is to say that the state guarantees compliance.

It revolves around the notion of rule of law which should be defined before to consider its sources and its various classifications, i.e. the branches of law.

CHAPTER 1: DEFINITION OF THE RULE OF LAW

The rule of law is a rule of conduct that governs relationships between people. However, life in society is also governed by other rules which are not legal or are not considered as such but which are intended to govern the relationships between individuals. It is mainly about moral rule and religious rule. However, the rule of law is distinguished from it both by its purpose and by its characteristics.
specific.

SECTION 1- THE PURPOSE OF THE RULE OF LAW

The purpose of the rule of law is to organize society and the relationships that are established

between the people who make it up. To achieve this social purpose, the rule of law will sometimes contradict moral or religious rules.

§ 1- THE RULE OF LAW AND THE MORAL RULE

Morality can be defined as "the mastery of instinctive drives and passions and the pursuit of a more or less lofty ideal of individual perfection". then confuses with conscience or social morality, the ideal to which it refers not being no longer the human person, but a social man.

United by their social origin, Law and Morality, on the other hand, tend towards who oppose. The moral rule is concerned with the duties of man towards others, men and of himself and has as its goal the improvement of the person and the blossoming of conscience, while the Law aims above all to enforce a certain collective order.

Morality Law Religion

It remains however that, without being confused, Law and Morality broadly agree.

Law, of social essence, is obviously guided by values in the choice of its imperatives and it is therefore not always easy to discern it from Morality as the overlap is total in several areas (prohibition of theft and homicide).

However, Law and Morality keep specific areas. Indeed, the right rule of relations where Morality is silent: it matters little to Morality whether one drives on the right or

left on the roadway. There are also moral rules not sanctioned by law.

who, for example, is not interested in bad thoughts or even in bad

Objective Law Quiz Guide

Julia Schneider



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