

BLOODY CONSTRAINT

War and Chivalry in Shakespeare



THEODOR MERON

Bloody Constraint War And Chivalry In Shakespeare

Ginevra Le Moli



Bloody Constraint War And Chivalry In Shakespeare:

Bloody Constraint : War and Chivalry in Shakespeare Theodor Meron Charles L. Denison Professor of Law New York University School of Law,1998-11-28 War is a major theme in Shakespeare s plays Aside from its dramatic appeal it provided him with a context in which his characters steeped in the ideals of chivalry could discuss such concepts as honor courage patriotism and justice Well aware of the decline of chivalry in his own era Shakespeare gave his characters lines calling for civilized behavior mercy humanitarian principles and moral responsibility In this remarkable new book eminent legal scholar Theodor Meron looks at contemporary international humanitarian law and rules for the conduct of war through the lens of Shakespeare s plays and discerns chivalry s influence there The book comes as a response to the question of whether the world has lost anything by having a system of law based on the Hague and Geneva conventions Meron contends that despite the foolishness and vanity of its most extreme manifestations chivalry served as a customary law that restrained and humanized the conflicts of the generally chaotic and brutal Middle Ages It had the advantage of resting on the sense that rules arise naturally out of societies their armed forces and their rulers on the basis of experience Against a background of Medieval and Renaissance sources as well as Shakespeare s historical and dramatic settings Meron considers the ways in which law morality conscience and state necessity are deployed in Shakespeare s plays to promote a society in which soldiers behave humanely and leaders are held to high standards of civilized behavior Thus he illustrates the literary genealogy of such modern international humanitarian concerns as the treatment of prisoners and of noncombatants and accountability for war crimes showing that the chivalric legacy has not been lost entirely Fresh and insightful **Bloody Constraint** will interest scholars of international law lovers of Shakespeare and anyone interested in the history of war

Bloody Constraint ,2000 War is a major theme in Shakespeare s plays Aside from its dramatic appeal it provided him with a context in which his characters steeped in the ideals of chivalry could discuss such concepts as honor courage patriotism and justice Well aware of the decline of chivalry in his own era Shakespeare gave his characters lines calling for civilized behavior mercy humanitarian principles and moral responsibility In this remarkable new book eminent legal scholar Theodor Meron looks at contemporary international humanitarian law and rules for the conduct of war through the lens of Shakespeare s plays and discerns chivalry s influence there The book comes as a response to the question of whether the world has lost anything by having a system of law based on the Hague and Geneva conventions Meron contends that despite the foolishness and vanity of its most extreme manifestations chivalry served as a customary law that restrained and humanized the conflicts of the generally chaotic and brutal Middle Ages It had the advantage of resting on the sense that rules arise naturally out of societies their armed forces and their rulers on the basis of experience Against a background of Medieval and Renaissance sources as well as Shakespeare s historical and dramatic settings Meron considers the ways in which law morality conscience and state necessity are deployed in Shakespeare s plays to promote a society in which soldiers behave humanely and leaders

are held to high standards of civilized behavior Thus he illustrates the literary genealogy of such modern international humanitarian concerns as the treatment of prisoners and of noncombatants and accountability for war crimes showing that the chivalric legacy has not been lost entirely Fresh and insightful Bloody Constraint will interest scholars of international law lovers of Shakespeare and anyone interested in the history of war **Shakespeare Against War** Robert

White,2024-05-31 Whilst Shakespearean drama provides eloquent calls to war more often than not these are undercut or outweighed by compelling appeals to peaceful alternatives conveyed through narrative structure dramatic context and poetic utterance Placing Shakespeare s works in the history of pacifist thought Robert White argues that Shakespeare s plays consistently challenge appeals to heroism and revenge and reveal the brutal futility of war White also examines Shakespeare s interest in the mental states of military officers when their ingrained training is tested in love relationships In imagery and themes war infiltrates love with problematical consequences reflected in Shakespeare s comedies histories and tragedies alike Challenging a critical orthodoxy that military engagement in war is an inevitable and necessary condition White draws analogies with the experience of modern warfare showing the continuing relevance of Shakespeare s plays which deal with basic issues of war and peace that are still evident *Shakespeare and the Just War Tradition* Paola Pugliatti,2016-04-01

Brought to light in this study is a connection between the treatment of war in Shakespeare s plays and the issue of the just war which loomed large both in religious and in lay treatises of Shakespeare s time The book re reads Shakespeare s representations of war in light of both the changing historical and political contexts in which they were produced and of Shakespeare s possible connection with the culture and ideology of the European just war tradition But to discuss Shakespeare s representations of war means for Pugliatti not simply to examine his work from a literary point of view or to historicize those representations in connection with the discourses and the practice of war which were produced in his time it also means to consider or re consider present day debates for or against war and the kind of war ideology which is trying to assert itself in our time in light of the tradition which shaped those discourses and representations and which still substantiates our moral view of war **Royal Power and Authority in Shakespeare's Late Tragedies** Alisa

Manninen,2015-10-05 William Shakespeare explores political survival as a question of interaction at court in King Lear Macbeth and Antony and Cleopatra Through a discussion of authority as an element that is distinct from power this book offers a new perspective on the importance of acts of persuasion and the contribution the late tragedies make to Shakespeare s portrayal of monarchy It argues that the most productive uses of the material power to judge or reward are those that reinforce royal authority and establish the monarch at the centre of the web of noble relationships In the late tragedies rulership is exercised at court It acquires a nature of its own as the interaction of powerful and potentially powerful individuals among the nobility The persuasive exercise of authority complements the tangible power that is founded on the monarch s material resources so that consent to the monarch s supremacy is obtained through various discourses of

justification and the performance of the monarch's social role Shakespeare's combination of emotional intimacy with political concerns becomes central to the tragedies of these three plays when the failure to establish control over power and authority leads to the breakdown of established values and political traditions

Intersectionalities of Class in Early Modern English Drama Ronda Arab, Laurie Ellinghausen, 2023-08-26 Defining class broadly as an identity categorization based on status wealth family bloodlines and occupation *Intersectionalities of Class in Early Modern English Drama* explores class as a complicated contingent phenomenon modified by a wider range of social categories apart from those defining terms including but not limited to race gender religion and sexuality This collection of essays featuring a range of international contributors explores a broad range of questions about the intersectional factors influencing class status in early modern England including how cultural behaviors and non class social categories affected status and social mobility in what ways hegemonies of elite prerogatives could be disrupted or entrenched by the myriad of intersectional factors that informed social identity and how class position informed the embodied experience and expression of affect gender sexuality and race as well as relationships to place space land and the natural and civic worlds

International Law Alan Vaughan Lowe, 2007-09-27 This title provides students with a concise and analytical overview of what the law means in an international context and an introduction to the main institutions and mechanisms of international law

Presidential Accountability in Wartime Stuart Streichler, 2023-11-16 The American presidency has long tested the capacity of the system of checks and balances to constrain executive power especially in times of war While scholars have examined presidents starting military conflicts without congressional authorization or infringing on civil liberties in the name of national security Stuart Streichler focuses on the conduct of hostilities Using the treatment of war on terror detainees under President George W Bush as a case study he integrates international humanitarian law into a constitutional analysis of the repercussions of presidential war powers for human rights around the world Putting President Bush's actions in a wider context *Presidential Accountability in Wartime* begins with a historical survey of the laws of war with particular emphasis on the 1949 Geneva Conventions and the Nuremberg Tribunal Streichler then reconstructs the decision making process that led to the president's approval of interrogation methods that violated Geneva's mandate to treat wartime captives humanely While taking note of various accountability options from within the executive branch to the International Criminal Court the book illustrates the challenge in holding presidents personally responsible for violating the laws of war through an in depth analysis of the actions taken by Congress the Supreme Court and the public in response In doing so this book not only raises questions about whether international humanitarian law can moderate wartime presidential behavior but also about the character of the presidency and the American constitutional system of government

Decoding International Law Susan Tiefenbrun, 2010-04-14 Violations of international law and human rights laws are the plague of the twentieth and twenty first centuries Violence and the flagrant violation of human rights have a naturally dramatic effect that inspires writers film

makers artists philosophers historians and legal scholars to represent these horrors in their work In *Decoding International Law Semiotics and the Humanities* Professor Tiefenbrun helps readers understand international law as represented indirectly in the humanities

'Critical Reflections in Literary Research': A Compendium of Research Papers Kamalakar Baburao Gaikwad, 2025-09-20 The title of this academic book is *Critical Reflections in Literary Research* It is mainly written for the research scholars teachers and literature readers It covers the topics which cultivate their interest and overall insights about the literary research The papers compiled in this book represent the fruitful and stimulating conversations Its main objective is to acquaint the readers about the pioneering fictional perceptions of the English literature This book is a timely collection of research papers on English literature that brings together a diverse assortment of scholarly contributions which explores complex intersections The most captivating characteristic of this book is its capacity to bridge seemingly incongruent disciplines Each research paper offers a fresh perspective a unique insight and its relationship with broader societal issues Each paper demonstrates the relevance and richness of literature as a field of academic enquiry These papers represent a unique exploration of how literature engages with societal issues such as association of law and literature cinema and literature third gender people and religion thematic significance of Raja Rao s *Kanthapura* and Annabhau Sathe s *Fakira* a brief review of Henry Fielding s works Bhavik Sarkhedi and Suhana Bhambhani s views on existential crisis Arun Joshi s perspectives on existentialism Aristotle s concept of tragedy caste discrimination and east west encounter in R K Narayan s fiction and a critical study of post modern Indian English Dramatists The book also comprises with the research papers which highlight on true happiness in Oscar Wilde s novels Dr Ambedkar s opinions on education ecclesiastical intuitions in Graham Greene significance of values and mannerism through J C Hill s work Narayana Murthy s need for excellence need of translation through Mahesh Elkunchwar s novel association of education and religion traits of protagonists pseudo zeal of worshippers racism womanism and marginalization of black women caste culture and politics reflected in dalit literature the role of recent trends in shaping modern Indian English literature quality of mercy blending of mock epic irony and fantasy and the portrayal of emancipated and new woman in Namita Gokhale s novel alienation in Toni Morrison and Alice Walker s novels Religious Pluralism in Swami Vivekananda s work mistaken legalistic validation in Joseph Heller s work and women images through Sylvia Plath s *Mirror*

War and Nation in the Theatre of Shakespeare and His Contemporaries Simon Barker, 2007-11-21 This original study explores a vital aspect of early modern cultural history the way that warfare is represented in the theatre of Shakespeare and his contemporaries The book contrasts the Tudor and Stuart prose that called for the establishment of a standing army in the name of nation discipline and subjectivity and the drama of the period that invited critique of this imperative Barker examines contemporary dramatic texts both for their radical position on war and in the case of the later drama for their subversive commentary on an emerging idealisation of Shakespeare and his work The book argues that the early modern period saw the establishment of political social and theological attitudes to war that were

to become accepted as natural in succeeding centuries Barker's reading of the drama of the period reveals the discontinuities in this project as a way of commenting on the use of the past within modern warfare The book is also a survey and analysis of literary theory over the last two centuries the concept of human dignity has moved from the fringes to the centre of the international legal system This book is the first detailed historical theoretical and legal investigation of human dignity as a normative value the intellectual sources that shaped its legal recognition and the main legal instruments used to give it expression in international law Ginevra Le Moli addresses the broad historical and philosophical developments relating to the legal expression of dignity and the doctrinal geography of human dignity in international law with a focus on international humanitarian law international human rights law and international criminal law The book fills a major lacuna in the literature by providing a comprehensive account of dignity within international law that draws on an extensive documentary and archival basis and a vast body of decisions of international judicial and quasi judicial bodies

Human Dignity in International Law Ginevra Le Moli, 2021-11-25

British Contributions to International Law, 1915-2015 (Set) Jill Barrett, Jean-Pierre Gauci, 2020-12-15 The original documentary sources of key British contributions to international law spanning the past 100 years are collected for the first time in this unique anthology set of 4 books These range from seminal writings of highly qualified British scholars of international law judgments of British courts opinions of British judges on international courts and tribunals and pleadings by British advocates treaties concluded and statements made by the United Kingdom government British contributions to international legal drafting legislation and parliamentary debates to an imaginative selection of other forms of literature The Editors introduction explains why of all the multifarious British contributions these are the ones that have had the most enduring impact upon the development of international law from a global perspective The sheer quality in these texts speaks for itself these are the must read and must keep classic pieces for all interested in international law and the uniquely British contributions to it Please also see the following related titles

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Human Rights in Armed Conflict Gerd Oberleitner, 2015-03-05 A comprehensive analysis of the legal challenges and practical consequences of applying international human rights law in armed conflict situations

Status of NGOs in International Humanitarian Law Claudie Barrat, 2014-07-24 In Status of NGOs in International Humanitarian Law Claudie Barrat examines the legal framework applicable to NGOs in situations of armed conflict The author convincingly demonstrates contrary to convention that in addition to the ICRC the National Societies and the IFRC numerous other NGOs referenced in humanitarian law treaties have a legal status in IHL and therefore legitimate claim to employ IHL provisions to respond to current challenges On the basis of clear and thorough definitions of these entities Barrat argues that existing NGOs meeting stringent definition can benefit from customary rights and obligations in both international and non international armed conflict

Women, Armed Conflict and International Law Judith G. Gardam, Michelle J. Jarvis, 2021-08-04 The role that

gender plays in determining the experience of those caught up in armed conflict has long been overlooked. Moreover, the extent to which gender influences the international legal regime designed to address the humanitarian problems arising from armed conflict has similarly been ignored. In the early 1990s, prompted by extensive media coverage of the rape of women during the conflict in Bosnia Herzegovina, the international community was forced to critically examine the capacity of international law to respond to such crimes. The prevalence of sexual violence is, however, merely one aspect of the distinctive impact of conflict on women. Although a range of factors influence the way individual women experience armed conflict, the endemic gender discrimination that exists in all societies is a common theme. From Cambodia, where women land mine victims are less likely to receive treatment for their injuries than are men, to South Africa, where women widowed during the Apartheid years have become outcasts in their own society, to date the extent to which international law addresses the myriad of ways in which women are affected by armed conflict has received little attention. This work takes the experience of women of armed conflict, matches it with existing provisions of international law, and investigates reasons for the silence of the latter in relation to these events for women. It is the first broad-based critique of international humanitarian law from a gender perspective. The contribution of the United Nations through its focus on human rights to improving the protection of women in armed conflict is also considered. The authors underscore the need for new approaches to the issue of women and armed conflict and canvass a range of options for moving forward.

The Challenge of Human Rights David Keane, Yvonne McDermott, 2012-01-01. This volume represents a genuine attempt to think beyond the realms of what exists, to reflect on ideas postulated in the past that could be of great salience in the future. It presents the reader with a key question: to what extent are the contemporary concepts of human rights and the systems that support them equipped to address the challenges of a changed world? By thinking through some of the ideas of the past with a set of promising young scholars alongside more established names, readers will gain a sense of how human rights politics have shaped the current regime while also becoming attuned to the extent to which new directions and mechanisms can be forged in the future. Many of the individuals whose contributions are encompassed in this volume have strong links to the Irish Centre for Human Rights at the National University of Ireland Galway, an institution that has had a significant impact in its first decade of existence under the stewardship of Professor William A. Schabas. This volume celebrates the success of the institution by showcasing some of the talent it has generated and is likely to be of avid interest to all who care about the future of human rights. From the foreword by Joshua Castellino, Middlesex University, UK, *The Challenge of Human Rights* takes a detailed and exploratory approach to topics across the field of human rights and seeks to map a path for future research and policy development. It examines contemporary approaches to established rights such as the right to peace and the protection against double jeopardy, while also revisiting overlooked or forgotten rights and concepts such as slavery, apartheid, and the right to resist, determining the optimal place for those rights in today's world. The contributing authors outline lacunae in human rights law where rights

could be established from voting rights for under 18s to rights for the dead to cultural and intellectual property rights and also apply completely new approaches to questions that have troubled human rights advocates for decades This innovative book will be essential reading for researchers and practitioners of human rights law political scientists historians and others who have a general interest in the future trajectory of human rights

Narrating Evil María Pía Lara, 2007 Conceptions of evil have changed dramatically over time and though humans continue to commit acts of cruelty against one another today we possess a clearer more moral way of analyzing them In *Narrating Evil* Mar a P a Lara explores what has changed in our understanding of evil why the transformation matters and how we can learn from this specific historical development Drawing on Immanuel Kant s and Hannah Arendt s ideas about reflective judgment Lara argues that narrative plays a key role in helping societies acknowledge their pasts Particular stories haunt our consciousness and lead to a kind of examination and dialogue that shape notions of morality A powerful description of a crime can act as a filter helping us to draw conclusions about what constitutes a moral wrong and public debates over these narratives allow us to construct a more accurate picture of historical truth leading to a better understanding of why such actions are possible In building her argument Lara considers Greek tragedies Shakespeare s depictions of evil Joseph Conrad s literary metaphors and movies that portray human cruelty Turning to such philosophers and writers as Jürgen Habermas Walter Benjamin Primo Levi Giorgio Agamben and Ariel Dorfman Lara defines a reflexive relationship between an event the narrative of the event and the public reception of the narrative and she proves that the stories of perpetrators and sufferers are always intertwined The process of disclosure debate and the public fashioning of collective judgment are vital methods through which we make sense not only of new forms of cruelty but of past crimes as well *Narrating Evil* describes the steps of this process and why they are a crucial part of our attempt to build a different more just world

Sport, Politics, and Literature in the English Renaissance Gregory M. Colón Semenza, 2003 This is the first book length study of the crucial relationship between sport and the political and imaginative literature of Renaissance England In the sixteenth and seventeenth centuries educators medical practitioners and military scientists were among the many contemporaries who praised sport as necessary and functional physiologically beneficial to the individual practitioner vital to the preparedness of the military and necessary to the maintenance of traditional class hierarchy Sport s significance in the period is perhaps best registered by its literal and metaphorical centrality in such popular works of literature as Shakespeare s histories Walton s *Compleat Angler* and Milton s *Samson Agonistes* as well as its prominence in ecclesiastical and secular legislation and polemics By reconstructing a cultural history of sport and investigating representations of it in contemporary prose poetry and drama the book demonstrates sport s pivotal position in the interlocking spheres of Renaissance science politics and art Gregory M Colon Semenza is Assistant Professor of English at the University of Connecticut

The Spirit of International Law David J. Bederman, 2010-01-25 As our society becomes more global international law is taking on an increasingly significant role not

only in world politics but also in the affairs of a striking array of individuals enterprises and institutions In this comprehensive study David J Bederman focuses on international law as a current practical means of regulating and influencing international behavior He shows it to be a system unique in its nature nonterritorial but secular cosmopolitan and traditional Part intellectual history and part contemporary review The Spirit of International Law ranges across the series of cyclical processes and dialectics in international law over the past five centuries to assess its current prospects as a viable legal system After addressing philosophical concerns about authority and obligation in international law Bederman considers the sources and methods of international lawmaking Topics include key legal actors in the international system the permissible scope of international legal regulation what Bederman calls the subjects and objects of the discipline the primitive character of international law and its ability to remain coherent and the essential values of international legal order and possible tensions among those values Bederman then measures the extent to which the rules of international law are formal or pragmatic conservative or progressive and ignored or enforced Finally he reflects on whether cynicism or enthusiasm is the proper attitude to govern our thoughts on international law Throughout his study Bederman highlights some of the canonical documents of international law those arising from famous cases decisions by both international and domestic tribunals significant treaties important diplomatic correspondence and serious international incidents Distilling the essence of international law this volume is a lively broad thematic summation of its structure characteristics and main features

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