

HANS KELSEN

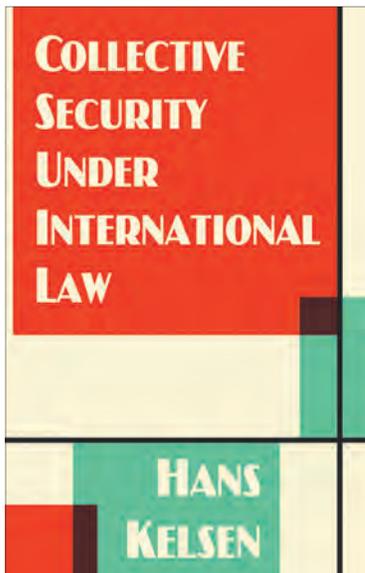
Nine Influential Works in International Law
and Jurisprudence

June 17, 2020



Possibly the most influential jurist of the twentieth century, **HANS KELSEN** [1881-1973] was legal adviser to Austria's last emperor and its first republican government, the founder and permanent advisor of the Supreme Constitutional Court of Austria, and the author of Austria's Constitution, which was enacted in 1920, abolished during the Anschluss, and restored in 1945.

He was the author of more than forty books on law and legal philosophy. Active as a teacher in Europe and the United States, he was Dean of the Law Faculty of the University of Vienna and taught at the universities of Cologne and Prague, the Institute of International Studies in Geneva, Harvard, Wellesley, the University of California at Berkeley, and the Naval War College.



Collective Security Under International Law

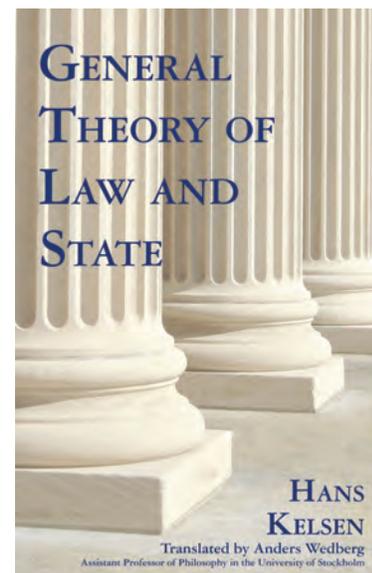
Hans Kelsen

Originally published: Washington, D.C.: United States Government Printing Office, 1957. vi, 275 pp.

The noted jurist Hans Kelsen advances his theory that collective security is "...an essential function of law, national as well as international, and that, therefore, there exists an intrinsic connection between international security and international law; in other terms, that collective security of the state is, just as collective security of the individual within the state, by its very nature a legal problem." Foreword p. ii.

Hardcover 2001, 2011 ISBN 978-1-58477-144-9
\$65.

Paperback 2011 ISBN 978-1-61619-182-5
\$49.95



General Theory of Law and State

Hans Kelsen

Translated by Anders Wedberg

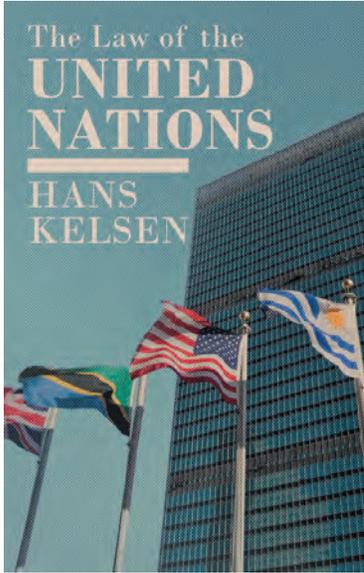
Originally published: Cambridge: Harvard University Press, 1945
xxxiii, 516 pp.

Reprint of the first edition. This classic work by the important Austrian jurist is the fullest exposition of his enormously influential pure theory of law, which includes a theory of the state. It also has an extensive appendix that discusses the pure theory in comparison with the law of nature, positivism, historical natural law, metaphysical dualism and scientific-critical philosophy.

Hardcover 1999, 2011 ISBN 978-1-886363-74-8
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Paperback 2011 ISBN 978-1-58477-717-5
\$39.95

ePUB Kindle 2014 ISBN 978-1-61619-482-6 
\$9.99



The Law of the United Nations A Critical Analysis of Its Fundamental Problems

Hans Kelsen

Originally published: New York: Frederick A. Praeger, [1964]
xvii, 994 pp.

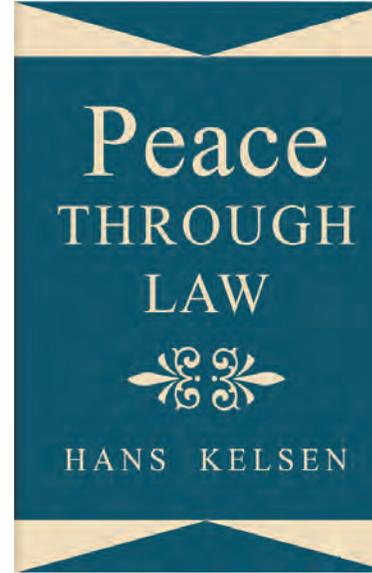
A critical, detailed, technical legal analysis of the U.N. charter and organization. First published under the auspices of The London Institute of World Affairs in 1950. With a supplement, *Recent Trends in the Law of the United Nations* [1951].

(A) number of reasons why this book is bound to appeal to delegates as a source of quotation. One such reason obviously is the international reputation of its author, particularly his prestige in European and Latin American countries. Another is the comprehensive and systematic character of the book, which covers almost all of the basic legal problems presented by the Charter. Most important, perhaps, is the fact that delegates - and other readers - are likely to be impressed with the fundamental approach of the book: its close analysis of the structure of rules and their inter-relationships; the eschewing of political and ideological considerations; the emphasis on legal duties rather than purpose and functions; the awareness of the creative role played by the law-applying organs. These guiding principles ... are welcome elements in a study of this kind; they promise objectivity, toughmindedness and technical skill, attributes which in a legal treatise will command more respect than idealism or imagination. For these reasons, the book may exert a significant influence of developments in the United Nations.

Oscar Schachter, 60 *Yale Law Journal* 1951, 189-190

Hardcover 2011 ISBN 978-1-58477-077-0
\$95.

Paperback 2011 ISBN 978-1-61619-235-8
\$85.



Peace Through Law

Hans Kelsen

Originally published: Chapel Hill: The University of North Carolina Press, 1944
xii, 155 pp.

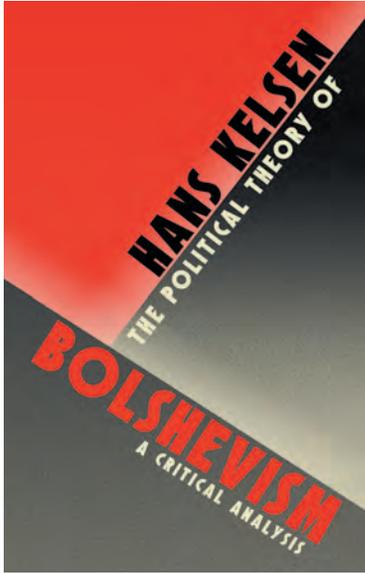
Reprint of the only edition. Kelsen departs from his theories on pure law and here proposes a formula for international peace. He proffers "peace guaranteed by compulsory adjudication of international disputes."

(Part I): the formation of a world court with the authority to resolve international conflicts, and "peace guaranteed by individual responsibility for violations of international law."

(Part II): that individual statesmen take personal moral and legal responsibility for war crimes and other acts of violation committed by their country.

Hardcover 2008 ISBN 978-1-58477-103-6
\$35.95

Paperback 2008 ISBN 978-1-58477-920-9
\$24.95



The Political Theory of Bolshevism A Critical Analysis

Hans Kelsen

Originally published: Berkeley: University of California Press, 1948
iv, 60 pp.

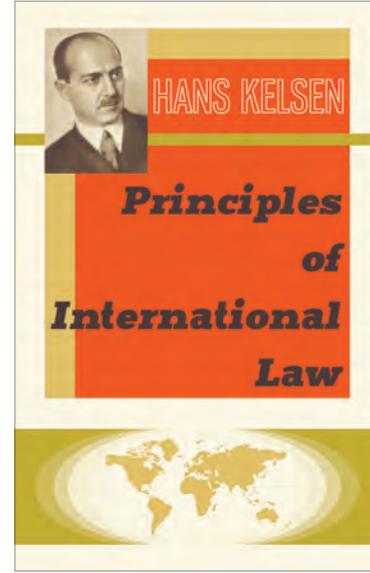
Written during a tense period of the Cold War, this study observed that Bolshevism was a system that embraces anarchism in theory and totalitarianism in practice. In order to survive, the Bolshevist state must obliterate the potentially destabilizing forces inherent in democracy through a party dictatorship that is presented as the political self-determination of a free people.

A deep-cutting analysis of some of the fundamental contradictions in Communist theory and practice, particularly in regard to democracy and the dictatorial function of the state.

Foreign Affairs 27 (1948-49) 679

Hardcover 2007, 2011 ISBN 978-1-58477-764-9
\$35.

Paperback 2011 ISBN 978-1-61619-161-0
\$25.



Principles of International Law

Hans Kelsen

Originally published: New York: Rinehart & Company, Inc. [1952]
xvii, 461 pp.

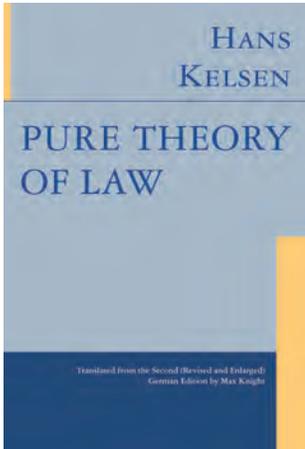
Arguably his most important work, *Principles of International Law* was published after Kelsen's retirement from the University of California at Berkeley in 1952. It is an important synthesis of Kelsen's earlier work on international law and jurisprudence.

Any contribution by Professor Kelsen to international law is always welcome. This certainly applies to the book under review. (...) [It is] a model of precision and clarity and (...) a stimulus to thought. If for no other reason, this introduction to international law is an outstanding and fully successful attempt-of which there are but few-to present the entirety of the international law of peace within the framework of a jurisprudential system.

Hersch Lauterpacht, *British Yearbook of International Law*
29 (1952) 509, 513

Hardcover 2003, 2012 ISBN 978-1-58477-325-2
\$65.

Paperback 2012 ISBN 978-1-61619-305-8
\$49.95



Pure Theory of Law

Translation from the Second German Edition by Max Knight

Hans Kelsen

Originally published: Berkeley: University of California Press, 1967
x, 356 pp.

Second revised and enlarged edition, a complete revision of the first edition published in 1934. A landmark in the development of modern jurisprudence, the pure theory of law defines law as a system of coercive norms created by the state that rests on the validity of a generally accepted Grundnorm, or basic norm, such as the supremacy of the Constitution. Entirely self-supporting, it rejects any concept derived from metaphysics, politics, ethics, sociology, or the natural sciences.

Hardcover 2002 ISBN 978-1-58477-206-4

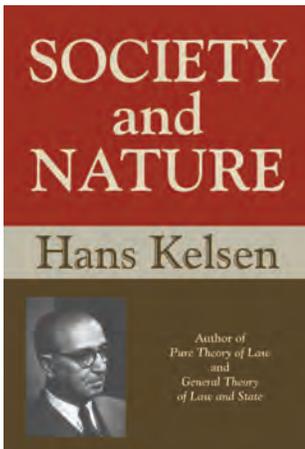
\$49.95

Paperback 2009 ISBN 978-1-58477-578-2

\$36.95

ePUB Kindle 2014 ISBN 978-1-61619-497-0 

\$9.99



Society and Nature A Sociological Inquiry

Hans Kelsen

Originally published: London: K. Kegan Paul, Trench, Trubner & Co., Ltd., [1946]
viii, 391 pp.

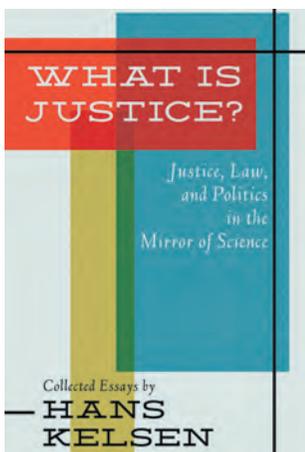
This interesting work offers a sociological and ethnographic perspective on Kelsen's juristic thinking. His central thesis, which ranges over the history of humanity, argues that the idea of causality developed from primitive ideas of retribution. He shows how early man developed his interpretation of nature through the laws of retribution and causality, then developed our current concept of nature and society over time. He holds that the gradual emancipation of the law of causality from the principle of retribution is "the emancipation from a social interpretation of nature," a process "very important from the point of view of intellectual history." (Introduction viii).

Hardcover 2009 ISBN 978-1-58477-064-0

\$54.95

Paperback 2009 ISBN 978-1-58477-986-5

\$44.95



What is Justice?

Justice, Law and Politics in the Mirror of Science

Hans Kelsen

Originally published: Berkeley: University of California Press, 1957
[vi], 397 pp.

What is Justice? presents Kelsen's mature theory of natural law and his incisive commentary on Platonic, Aristotelian, and Judeo-Christian doctrines of justice.

You simply cannot get around this book if you want a real understanding of the fundamental ideas on which the great work of Kelsen is built.

Alf Ross, 45 *California Law Review* 564 1957

Hardcover 2000, 2013 ISBN 978-1-58477-101-2

\$44.95

Paperback 2013 ISBN 978-1-61619-395-9

\$34.95

ePUB Kindle 2014 ISBN 978-1-61619-499-4 

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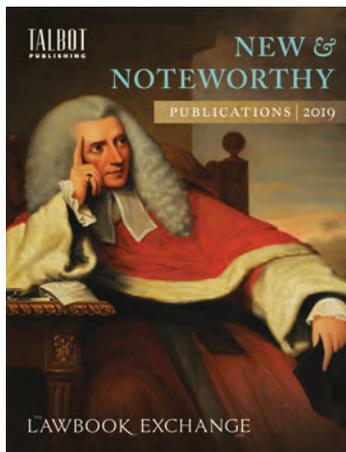
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