

CHAPTER ONE

INTRODUCTION TO LAW AND LEGAL SYSTEMS

LAW, ORIGIN & FUNCTION

Law has been defined as a set of rules, of one kind or another, which carry sanctions and are intended to guide the activities of society and its members. Later on you will see that law is not easily defined as for some it could be driven by morality while for others it is merely a sovereign who dictates its rules that must be followed or there are penalties.

Law is closely influenced by social activities. It is therefore important to have an appreciation of the proper social context within which our laws were derived before one attempts the study of our law and legal systems. Commonwealth Caribbean law and legal systems were borne out of our colonial/plantation experience. To be more specific mostly from England's law and legal system.

The common law system in England began to develop after the Norman Conquest in 1066. Prior to the invasion, the island had been following the law of the Anglo-Saxons, or barbarian laws in the land. The Norman conquest of 1066 is one of the turning points in the legal history of the English common law. William the Conqueror, the Duke of Normandy successfully invaded and killed the then King of England, Harold II, and therefore, William became the King of England by the right of conquest. The Norman Conquest led to immense changes in the legal scenario of the country. The Normans had a developed customary law in Normandy. Thus, made its influence on the

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Table of Contents Introduction To Law And The Legal System Myecomore

1. Understanding the eBook Introduction To Law And The Legal System Myecomore
 - The Rise of Digital Reading Introduction To Law And The Legal System Myecomore
 - Advantages of eBooks Over Traditional Books
2. Identifying Introduction To Law And The Legal System Myecomore
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Introduction To Law And The Legal System Myecomore
 - User-Friendly Interface
4. Exploring eBook Recommendations from Introduction To Law And The Legal System Myecomore
 - Personalized Recommendations
 - Introduction To Law And The Legal System Myecomore User Reviews and Ratings
 - Introduction To Law And The Legal System Myecomore and Bestseller Lists
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 - Introduction To Law And The Legal System Myecomore eBook Subscription Services
 - Introduction To Law And The Legal System Myecomore Budget-Friendly Options

6. Navigating Introduction To Law And The Legal System Myecomore eBook Formats
 - ePub, PDF, MOBI, and More
 - Introduction To Law And The Legal System Myecomore Compatibility with Devices
 - Introduction To Law And The Legal System Myecomore Enhanced eBook Features
7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Introduction To Law And The Legal System Myecomore
 - Highlighting and Note-Taking Introduction To Law And The Legal System Myecomore
 - Interactive Elements Introduction To Law And The Legal System Myecomore
8. Staying Engaged with Introduction To Law And The Legal System Myecomore
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Introduction To Law And The Legal System Myecomore
9. Balancing eBooks and Physical Books Introduction To Law And The Legal System Myecomore
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Introduction To Law And The Legal System Myecomore
10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine Introduction To Law And The Legal System Myecomore
 - Setting Reading Goals Introduction To Law And The Legal System Myecomore
 - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Introduction To Law And The Legal System Myecomore
 - Fact-Checking eBook Content of Introduction To Law And The Legal System Myecomore
 - Distinguishing Credible Sources
13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
14. Embracing eBook Trends
 - Integration of Multimedia Elements

- Interactive and Gamified eBooks

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