

## Translating Law

### Bridging Legal Systems Through Legal Translation



# Translating Law Translating Law

**Ingrid Simonnæs, Marita Kristiansen**



## **Translating Law Translating Law:**

**Translating Law** Deborah Cao, 2007-04-12 The translation of law has played an integral part in the interaction among nations in history and is playing a greater role in our increasingly interconnected world today The book investigates legal translation in its many facets as an intellectual pursuit and a profession It examines legal translation from an interdisciplinary perspective covering theoretical and practical grounds and linguistic as well as legal issues It analyses legal translation competence and various types of legal texts including contracts statutes and multilateral legal instruments presents a comparative analysis of the Common Law and the Civil Law and examines the case law from Canada Hong Kong and the European Court of Justice It attempts to demonstrate that translating law is a complex act that can enrich law culture and human experience as a whole *Translating the Social World for Law* Elizabeth Mertz, William K. Ford, Gregory Matoesian, 2016-06-22 In coordinated papers that are grounded in empirical research the volume contributors use careful linguistic analysis to understand how attempts to translate between different disciplines can misfire in systematic ways This problem takes on real life significance when one of the fields is law where how knowledge is conveyed can affect how justice is meted out

**Translation and the Law** Marshall Morris, 1995-12-21 This long needed reference on the innumerable and increasing ways that the law intersects with translation and interpreting features essays by scholars and professions from the United States Australia Hong Kong Iceland Israel Japan and Sweden The essays range from sophisticated treatments of historical and hence philosophical variations in concept and practice to detailed practical advice on self education Essays show a particular concern for the challenges of courtroom discourse when the parties not only use different languages but operate from different cultural and legal traditions

**Legal Translation Explained** Enrique Alcaraz, Brian Hughes, 2014-04-08 Focusing on the problems of translating English legal language Alcaraz and Hughes offer a wide ranging view of one of the most demanding and vital areas of contemporary translation practice Individual chapters deal with legal English as a linguistic system special concepts in the translation of legal English the genres of legal translation and offer a series of practical problems together with discussions of proposed solutions as well as insight into the pragmatic ways translators go about finding solutions The numerous examples and discussions of specific terms make the book useful both as a manual in the translation class and as an invaluable reference work for students teachers self learners and professional translators

*New Approach to Legal Translation* Susan Sarcevic, Susan Ćar?evi?, 1997-05-07 One of the first attempts to present a comprehensive study of legal translation this book is an interdisciplinary study in law and translation theory It is not bound to any specific languages or legal systems although emphasis is placed on translation between common law and civil law jurisdictions The main focus is on the translation of texts which are authoritative sources of the law examples are cited primarily from statutes codes and constitutions Canada Switzerland and Belgium as well as instruments of the European Union and international treaties and conventions Dealing with theoretical as well as practical aspects of the

subject matter the author analyses legal translation as an act of communication in the mechanism of the law thus making it necessary to redefine the goal of legal translation This book is intended for both lawyers and linguists translation theorists legal translators and drafters legal lexicographers as well as teachers and students of translation      **Legal Translation** Ingrid Simonnaes, Marita Kristiansen, 2019-03-07 In this anthology renowned scholars working in the area of legal translation studies LTS focus on current issues and challenges in legal translation emerging from today's globalisation and internationalisation Considering both theoretical and practical points of view the contributions present interdisciplinary approaches to legal translation dealing with legal systems in national EU and international settings and include civil law and common law as well as supranational and private international law In addition to the historical evolution of legal systems and of legal translation the papers discuss specific features of legal language and challenges in legal translation as well as new didactic strategies to deal with the future profiles of legal translators      **Translating Legal Texts** Giulia Adriana Pennisi, 2012      **Legal Translation in Context** Anabel Borja Albi, Fernando Prieto Ramos, 2013 What does it take to be a legal translator What is expected of legal translation professionals in the public and private sectors Following recent developments in the field there is a need to take stock of professional settings skills and related training needs This volume offers a systematic overview of the diverse professional profiles within legal translation and the wide range of communicative situations in which legal translators play their roles as mediators Contexts of professional practice have been classified into three main categories which give shape to the three parts of the book 1 legal translation in the private sector 2 legal translation for national public institutions and 3 legal translation at international organizations Practical concerns within each of these settings are analysed by experts of diverse backgrounds including several heads of institutional translation teams Commonalities and differences between contexts are identified as a means of gaining a comprehensive understanding of this multifaceted and dynamically changing profession      *Law, Language and Translation* Rosanna Masiola, Renato Tomei, 2015-02-21 This book is a survey of how law language and translation overlap with concepts crimes and conflicts It is a transdisciplinary survey exploring the dynamics of colonialism and the globalization of crime Concepts and conflicts are used here to mean conflicting interpretations engendering real conflicts Beginning with theoretical issues and hermeneutics in chapter 2 the study moves on to definitions and applications in chapter 3 introducing cattle stealing as a comparative theme and global case study in chapter 4 Cattle stealing is also known in English as rustling duffing raiding stock theft lifting and predatorial larceny Crime and punishment are differently perceived depending on cultures and legal systems Captain Starlight was a legendary duffer in India lifting a sacred cow is a sacrilegious act Following the globalization of crime chapter 5 deals with human rights ethnic cleansing and genocide International treaties in translation set the scene for two world wars Introducing unequal treaties e.g Hong Kong chapter 6 highlights disasters caused by treaties in translation Cases feature American Indians the trail of broken treaties Maoris Treaty of Waitangi and East Africa Treaty of Wuchale

*Towards the Professionalization of Legal Translators and Court Interpreters in the EU* Martina Bajčić, Katja Dobrić Basanež, 2016-12-14 The profession of legal translators and interpreters has been unjustly neglected despite its relevant role in international and multilingual legal settings In order to bridge this gap this volume brings together contributions from some of the leading experts in the field including not only scholars but also internationally acclaimed professional legal translators and interpreters Coming from different EU Member States the contributors address the status quo of the profession of legal translators and interpreters within their respective states while proposing ways to raise the standards of the profession In particular effort is made to make the profession more uniform Union wide in terms of training and accreditation of legal translators and interpreters and quality of their services Topics covered include ISO standards for interpreting services in judicial settings EULITA Directive 2010 64 EU on the right to translation and interpretation in criminal proceedings legal translation translation of multilingual EU legislation document translation whispered interpreting and the need to introduce uniform programmes for the education and training of legal translators and interpreters Offering a mix of theory and practice the book will appeal to scholars practitioners and students with a special interest in legal translation and interpretation in the EU Research Methods in Legal Translation and Interpreting Łucja Biel, Jan Engberg, Rosario Martín Ruano, Vilelmini Sosoni, 2019-05-09 The field of Legal translation and interpreting has strongly expanded over recent years As it has developed into an independent branch of Translation Studies this book advocates for a substantiated discussion of methods and methodology as well as knowledge about the variety of approaches actually applied in the field It is argued that complex and multifaceted as it is legal translation calls for research that might cross boundaries across research approaches and disciplines in order to shed light on the many facets of this social practice The volume addresses the challenge of methodological consolidation triangulation and refinement The work presents examples of the variety of theoretical approaches which have been developed in the discipline and of the methodological sophistication which is currently being called for In this regard by combining different perspectives they expand our understanding of the roles played by legal translators and interpreters who emerge as linguistic and intercultural mediators dealing with a rich variety of legal texts as knowledge communicators and as builders of specialised knowledge as social agents performing a socially situated activity as decision makers and agents subject to and redefining power relations and as political actors shaping legal cultures and negotiating cultural identities as well as their own professional identity Chapter 2 of this book is freely available as a downloadable Open Access PDF at <http://www.taylorfrancis.com> under a Creative Commons Attribution Non Commercial No Derivatives CC BY NC ND 4 0 license **The Ashgate Handbook of Legal Translation** Le Cheng, King Kui Sin, 2016-04-01 This volume investigates advances in the field of legal translation both from a theoretical and practical perspective with professional and academic insights from leading experts in the field Part I of the collection focuses on the exploration of legal translatability from a theoretical angle Covering fundamental issues such as equivalence in legal

translation approaches to legal translation and the interaction between judicial interpretation and legal translation the authors offer contributions from philosophical rhetorical terminological and lexicographical perspectives Part II focuses on the analysis of legal translation from a practical perspective among different jurisdictions such as China the EU and Japan offering multiple and pluralistic viewpoints This book presents a collection of studies in legal translation which not only provide the latest international research findings among academics and practitioners but also furnish us with a new approach to and new insights into the phenomena and nature of legal translation and legal transfer The collection provides an invaluable reference for researchers practitioners academics and students specialising in law and legal translation philosophy sociology linguistics and semiotics

**The New Legal Realism: Volume 1** Elizabeth Mertz, Stewart Macaulay, Thomas W. Mitchell, 2016-05-03 This is the first of two volumes announcing the emergence of the new legal realism as a field of study At a time when the legal academy is turning to social science for new approaches these volumes chart a new course for interdisciplinary research by synthesizing law on the ground empirical research and theory Volume 1 lays the groundwork for this novel and comprehensive approach with an innovative mix of theoretical historical pedagogical and empirical perspectives Their empirical work covers such wide ranging topics as the financial crisis intellectual property battles the legal disenfranchisement of African American landowners and gender and racial prejudice on law school faculties The methodological blueprint offered here will be essential for anyone interested in the future of law and society

*Comparative Law for Legal Translators* Guadalupe Soriano-Barabino, 2016 Comparative law and its importance in legal translation Legal families and traditions Italy Angela Carpi France Spain Germany Rafael Zambrana England and Wales The United States Ireland Training legal translators A didactic approach **Legal Translation and the Dictionary** Marta Chromá, 2013-10-10 This study concentrates on three major issues creating a basis for the making of the Czech English Law Dictionary with Explanations namely language including terminology in both the Czech and Anglo American systems of law the process of legal translation and the lexicographic method of producing a bilingual law dictionary Terminology has been considered the most significant feature of language for legal purposes It encompasses a wide range of special purpose vocabulary and higher syntactic units including legal jargon Conceptual analysis is to be pursued whenever an identical term in the target language does not exist or its full equivalent is in doubt Legal translation should be based primarily on comparative legal linguistic and genre analysis in order to make the transfer of legal information as precise accurate and comprehensible as possible The primary objective of legal translation is for the target recipient to be provided as explicit extensive and precise legal information in the target language as is contained in the source text complemented by the translator with facts rendering the original information fully comprehensible in the different legal environment and culture A dictionary which will help its users to produce legal texts in the target language should be founded upon a profound comparative legal and linguistic analysis that will determine equivalents at the levels of vocabulary syntax and genre b

select the appropriate lexicographic material to be included in the dictionary and c create entries in a user friendly manner

*Difficulties in Translating Legal Terms* Berenice Walther, 2014-02-03 Thesis M A from the year 2008 in the subject English Language and Literature Studies Other grade 2 University of Münster Arbeitsbereich Sprachwissenschaft course Dialogue Studies language English abstract In this paper the major aspects of and essential developments in translation theory including the ever recurring question of what constitutes a good translation will be explored and the particularity of legal translation will be discussed In the translation of national law terms many facets have to be kept in mind For example the mastering of the different languages poses problems as does the relation of legal texts to different and specific legal systems and cultures The focus will then switch to legal language in particular The opposition between word meaning of everyday language and the word meaning of languages for specific purposes will be clarified Then particular difficulties in legal language and translation with consideration of the different legal systems where these translations are used will be illustrated with respect to the nature of legal discourse its dependence on the legal system and the presentation of possible ambiguities and their interpretation The problem of a common legislation in the European Union is one of finding a legal terminology that is not influenced by its cultural environment an entirely impossible enterprise *Institutional Translation for International Governance* Fernando Prieto Ramos, 2018 Contemporary issues and methods Challenges to legal translators in institutional settings Susan arcevic Corpora in institutional legal translation small steps and the big picture Lucja Biel Comparative law and legal translation as partners in knowledge communication frames as a descriptive instrument Jan Engberg Translation quality in law and policy making and implementation Towards a more structured approach to quality assurance DGT's quality journey Ingemar Strandvik The skills required to achieve quality in institutional translation the views of EU and UN revisers Anne Lafeber Legal terminology consistency and adequacy as quality indicators in institutional translation a mixed method comparative study Fernando Prieto Ramos and Diego Guzmán Comparing multilingual practices in the EU and the Canadian legal systems the case of terminological choices in legislative drafting Agnieszka Doczekalska Legal linguistic profiling as translation aid the example of EU agency Colin Robertson Translating hybrid legal texts for science and technology institutions the case of cern Mathilde Fontanet Translation and multilingual case law The impact of multilingualism on the judgments of the EU Court of Justice Susan Wright A corpus investigation of translation generated diversity in EU case law Aleksandar Trklja Specificities of translation at the European Court of Human Rights policy and practice James Brannan Comparative interpretation of multilingual law in international courts patterns and implications for translation Fernando Prieto Ramos and Lucie Pacho Aljanati **Analytical Index to the Laws of Texas, 1823-1905 (both Dates Inclusive).** Cadwell Walton Raines, 1906 **Laws of the Territory of New Mexico** New Mexico, 1891 Receipts and Expenditures in Cuba as Reported to the Senate Committee on Relations with Cuba United States. War Department, 1900

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