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they produce legal texts laws and travaux préparatoires court decisions and scholarly papers and treatises these are legal speech acts which are recursively linked with each other to constitute a common legal discourse what almost all of the concepts have in common is the emphasis on the heterogenous nature of legal language similar to language in general legal language comprises many genres and varieties of oral and written communication official as well as unofficial sometimes called jargon courtroom discourse refers to the discourse of legal language used in courtroom settings coulthard johnson citation 2007 and is entirely concerned with the investigation of legal language as object process and instrument stygall citation 2012 the expression law as discourse is associated with jürgen habermas s discourse theory of law and democracy first elaborated in his 1992 work between facts and norms contributions to a discourse theory of law and democracy modality has been investigated in legal discourse in different contexts of situation e g cheng and cheng 2014 cheng and sin 2011 li et al 2016 where it is used to reflect the ways in which lawyers and the law have long been the object of popular criticism and satire for the obscurity and incomprehensibility of their language legal discourse provides a novel historical and systematic account of the language of the legal institution together with a sustained criticism of legal exegesis and legalese more generally legal discourse as an umbrella term could be used to address the whole spectrum studying legal phenomena not only written such as legislation but also spoken such as courtroom interaction as well as non verbal such as physical evidence and the physical setup of courtroom introduction hendrik kapein and bastiaan van der velden ed analogy and exemplary reasoning in legal discourse amsterdam university press 2018 doi 10 5117 9789462985902 intro keywords analogy precedent paradigm metaphor legal reasoning based on the central principle of co occurrence and co selection in language construction this paper reviews current applications of corpus linguistics in the area of legal discourse focusing the scope of this paper is the analysis semiotic models of legal argumentation and legal discourse the paper explores how different semiotic models of legal reasoning underscore our appreciation for legal reasoning legal discourse signifies a strong interplay between law and language linking together law as like language and law as itself language however unlike other linguistically modelled accounts this approach involves a strong opposition to formalisms and their mirror image realisms douglas w maynard narratives and narrative structure in plea bargaining pulls apart several examples of plea negotiations to expose the structures and raise the question of how much conversational in addition to legal skill a lawyer needs to succeed in this specialized form of discourse legal reality and its language forms are inseparable and thus we can learn more deeply the essence of legal phenomena by interpreting legal texts and speech acts that illustrate legal intentions and actions in his new book persuasion getting to the other side joseph william singer bussey professor of law at harvard law school describes the methods lawyers use to persuade and engage in civil discourse that all americans including politicians could learn from the paper focuses on eu legal discourse and sets out to examine the metaphoricity of spatial expressions concerned with vertical and horizontal dimension e g under the law beyond specific discourse is a generalization of the notion of a conversation to any form of communication discourse is a major topic in social theory with work spanning fields such as sociology anthropology continental philosophy and discourse analysis this article reviews recent studies of legal discourse and nonacademic writing and presents the results of a historical case study of an environmental public policy in current legal policy discourse creating a patent system that yields high quality patents is not an unattainable goal but administrative reforms will not get us there although they might well help or at least not hurt until patentees have strong unequivocal incentives to seek what is discourse discourse is the

use of language to share ideas insights and information discourse can include fictional and poetic works as well as nonfictional prose to be considered discourse a piece of writing must be longer than a sentence and have a coherent purpose and meaning this article argues that the twt s conventional approach to law enhanced its legal legitimacy and facilitated its penetration into formal legal spheres the tribunal s legal strategy came with certain limitations

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