

Deliberating over legislative ends An inventory of goal-(de)legitimizing argument schemes

Por: [Jory, CI](#) (Ihnen Jory, Constanza)¹

JOURNAL OF ARGUMENTATION IN CONTEXT

Volumen: 9

Número: 3

Páginas: 399-427

DOI: 10.1075/jaic.19010.ihn

Fecha de publicación: DEC 17 2020

Tipo de documento: Article

Abstract

This paper outlines a non-exhaustive inventory of presumptive argument schemes that can be used by legislators to rationally argue for and against the legitimacy of legislative ends. The inventory has both a descriptive and normative dimension. The inventory is descriptive because it is partly based on the empirical observation of arguments actually used by legislators in a sample of lawmaking debates. However, the inventory is also normative because - as I shall argue in this paper - the schemes identified in the sample are presumptive arguments schemes. They are therefore schemes with a claim to rationality, provided that certain conditions are met. The schemes included in the inventory are: the scheme of instrumental argumentation, the scheme from unintended consequences, the scheme from values, the schemes from model and antimodel, and the schemes from social demand.

Palabras clave

Palabras clave de autor: [practical rationality](#); [instrumental rationality](#); [discourse principle](#); [legislative debates](#); [argument scheme from consequences](#); [argument scheme from values](#); [argument scheme from model](#); [argument schemes from social demand](#)

Información del autor

Dirección para petición de copias:

Universidad de Chile Univ Chile, Fac Law, Inst Argumentat, Av Santa Maria 0200, Providencia Region Metro 7520400, Chile.

Dirección correspondiente: Jory, CI (autor correspondiente)

+ Univ Chile, Fac Law, Inst Argumentat, Av Santa Maria 0200, Providencia Region Metro 7520400, Chile.

Direcciones:

+ [1] Univ Chile, Fac Law, Inst Argumentat, Av Santa Maria 0200, Providencia Region Metro 7520400, Chile

Direcciones de correo electrónico: cihnen@derecho.uchile.cl

Financiación

Entidad financiadora	Número de concesión
CONICYT FONDECYT/INICIACION 2016	11160149

[Ver texto de financiación](#)

Editorial

JOHN BENJAMINS PUBLISHING CO, PO BOX 36224, 1020 ME AMSTERDAM, NETHERLANDS

Categorías / Clasificación

Áreas de investigación:Communication

Categorías de Web of Science:Communication

Información del documento

Idioma:English

Número de acceso: WOS:000600106700004

ISSN: 2211-4742

eISSN: 2211-4750