

General observation on the origin of the right of property and its philosophical aspects

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Abstract

As a substantial aspect of social, philosophical and economic life, property rights have been assessed in Western jurisprudence literature and beyond as one of the most controversial issues and has generated controversial views regarding its origins, functions and bases. In the philosophical thought of antiquity to that of the contemporary world, there is a complex of historically conditioned attitudes regarding the nature of ownership and its role in the evolution of society.

Through the analysis of the philosophical aspects of the property right, this paper aims to conclude that, all this complex of thoughts and attitudes historically conditioned on the nature of ownership and its role in the evolution of society, but also the human conscience about the economic-political system or the development of the judicial concept on property, have had a significant influence on the essence and philosophy of law in the form and style of the codes of many nations.

Keywords: property right, ownership, private property, natural law, freedom.

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