

The Monograph Series; Foreword; Acknowledgements

Part I Setting the Scene: Chapter I The Scope and Aims of the Book:  
Introduction; Some Preliminary Clarifications; Post-Foundationalism; Ethics; Justification and Responsibility; Aims and Limits;

Chapter II International Law and the Critical Challenge:  
The Primacy of the Periphery; The Foundational Contradictions of International Legal Thought; Liberalism and the Modern Problematic; The Critical Challenge to International Law;

Chapter III Reactions to the Critical Challenge:  
Some Preliminary Exclusions; Modern Reactions; Instrumental Pragmatism; Positivism; Hermeneutics; Confessions, Dichotomies, and Trends at the Periphery; Beyond the Critical Challenge;

Part II The Foundations of a Post-Foundational Ethics: Chapter IV A Common Problematic:  
The Common Problematic; Nietzsche and the “Sceptical Attitude”; Ethics in Sartre and Beauvoir; Camus: A Shift in Focus;

Chapter V Foucault, Ethics and Enlightenment:  
Power and Freedom; The Legacy of the Enlightenment; The Ethics of Self-Creation; Towards a New Game?

Chapter VI Rorty, Epistemology and Literature:  
The Possibility of Other Narratives; The Rejection of Epistemology; The Public, The Private and the “Literary Culture”; The Limits of the Public/Private Metaphor;

Chapter VII The Foundations of a Post-Foundational Ethics:  
The Problematic of Ethical Post-Foundationalism;  
Two Formal Considerations; Inclusion/Exclusion; The Critical Relation; Arguments to Avoid; Epistemology; Fetishism; Disingenuity; Argumentation and Literature;

Part III The Turns to Ethics in International Law: Chapter VIII Kratochwil, Rhetoric and Communicative Action:  
The Turn(s) to Ethics; Post-foundationalism, Ethics and Norms in Kratochwil; Argumentation and Rhetoric; The Normative Dimension of Communicative Action;

Chapter IX Korhonen, Situationality and “The Cave”:  
Facing the Post-Foundational; From Silence to the Fortress: Tekhne and Phronesis; The Mysticism of “the Cave” ; A “Retreat” to the Fortress?

Chapter X Franck, Democracy and Fairness:  
Franck and Post-foundationalism; The Preconditions of Fairness; Fairness and Democracy; The Disingenuity of Universality;

Chapter XI Rawls and the Law of Peoples:  
Rawls’ Trajectory; The New “Original” Position; Human Rights and Distributive Justice; Post-Foundationalism and Justification;

Part IV A Shifting Paradigm?: Chapter XII From Contradiction to Aporia:  
Contradiction and Beyond; Apology/Utopia and Absurdity/Responsibility; From Contradiction to Aporia;

Chapter XIII The Recovery of Rhetoric :  
The Shifting Paradigm; The Expulsion of Rhetoric; The Recovery of Rhetoric; The Limits of the Argumentative Paradigm;

Chapter XIV The Expansion of Rhetoric:  
On Truth in Literature; Beyond Argument; Surface and Enacted Meaning; Ethics and the Literary Rhetorical Paradigm;

Chapter XV The Rhetoric of Eunomia:  
Why Eunomia?; The Structures of Eunomia – An Overview; The Rhetoric of Eunomia; Enacted dialectics; Language; Voice; Metaphor; Technique; The Mystification of Society; Eunomia, Philosophy, Literature;

Part V Conclusions: Chapter XVI Framing the Legal Within the Post-Foundational :  
On the Idea of Frames; To Recap; Framing the Legal; A Metaphorical Suggestion;  
Bibliography; Index.