

JOHN Mitchell FINNIS

Born: Adelaide, South Australia, July 1940
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St Peter's School Collegiate, Adelaide, 1947-1957
University of Adelaide, 1958-61 (LLB, Hons 1st Cl., 1961)
University College, Oxford (as Rhodes Scholar for South Aust., 1962), 1962-1965
D. Phil (Oxon.) 1965, on "The Idea of Judicial Power, with special reference to Australian federal constitutional law"; supervisor H.L.A. Hart.
Married Marie C. McNally (B.A., Hons. 1st Cl., Adel., B.A. Cantab., B.Litt. Oxon.),
1964: 3 sons, 3 daughters

Associate in Law, Univ. of California, Berkeley, 1965-6
Fellow and Praelector in Jurisprudence, University College, Oxford, 1966-2010
Vice-Master, University College, Oxford, 2001-10
Honorary & Emeritus Fellow of University College Oxford, 2010–
Oxford University:
Lecturer in Law, 1967-1972
Rhodes Reader in Laws of British Commonwealth & United States, 1972-89
Professor of Law & Legal Philosophy (ad hominem) 1989—2010; Emeritus, 2010--
Chairman of Board of Faculty of Law, 1986-89
Member of the Philosophy Sub-Faculty, 1984-2010
Visiting Lecturer in Law, Adelaide University, 1971
Professor of Law and Head of Department of Law, University of Malawi, 1976-78
Huber Distinguished Visiting Professor, Boston College Law School, 1993-1994
Biolchini Family Professor of Law, University of Notre Dame du Lac, Indiana, 1995--
Barrister, of Gray's Inn, called 1970, practising 1979-2010
A Governor of Plater College, Oxford, 1972-92
Consultor to Pontifical Commission *Iustitia et Pax*, 1978-89
The adviser to the Foreign Affairs Committee of the House of Commons,
Westminster, on the role of the U.K. Parliament in the Canadian constitution,
1980-82
Member, Catholic Bishops' (England, Wales, Scotland & Ireland) Joint Committee on
Bio-ethical Issues, 1981-89
A Governor of the Linacre Centre for Healthcare Ethics, London, 1981--; Vice
Chairman, 1987-1995, 2002-2007; Governor of the Anscombe Bioethics Centre
2010-16
Member, Pontifical Council *Iustitia et Pax*, 1990-95
Member, The International Theological Commission 1986-91
Member of the Pontifical *Academia Pro Vita* 2001-16
Fellow of the British Academy 1990– (Law Section; Philosophy Section)
Honorary DCL, University of Notre Dame, Australia, July 2011
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Select Bibliography

Books

- Natural Law and Natural Rights* (Oxford University Press, Oxford and New York, 1980, 17th printing 2005) (425 pp.); 2nd edition, with Postscript, pp. 414-479, and revised Index, 2011
- Legge Naturali e Diritti Naturali* (trans. F. Viola) (Giappichelli, Milan, 1996)
- Ley Natural y Derechos Naturales* (trans. C. Orrego) (Abeledo-Perrot, Buenos Aires, 2000)
- Prawo naturalne i uprawnienia naturalne* (trans. Krzysztof Motyka & Karolina Lossman, Warsaw, 2002)
- 《自然法与自然权利》(trans. Jiaojiao Dong, Yi Yang, Xiaohui Liang) (Beijing: China Legal Publishing House, 2004) Mandarin translation, Beijing, 2004
- Lei Natural e Direitos Naturais* (trans. Leila Mendes) (Editora Unisinos, Sao Leopoldo, Brazil), 2007.
- Естественное право и естественные права (Estestvennoe pravo i estestvennye prava) (trans. V.P. Gaïdamaka, A.V. Panikhina,) (Moscow: IRISEN, 2012)
- Natural Law and Natural Rights*, 2nd ed. with Postscript (OUP, 2011) (495 pp.)
- Fundamentals of Ethics* (Clarendon Press, Oxford; Georgetown University Press, Washington DC, 1983) (163 pp.)
- Fundamentos de Ética* (trans. Arthur M Ferreiro Net) (Rio de Janeiro: Elsevier Editora, 2011)
- "Commonwealth and Dependencies", in *Halsbury's Laws of England*, 4th ed, vol 6 (Butterworth, London, 1974) pp. 315-601; annual supplements thereto, to date; Reissue, vol 6 (1991), pp. 345-559, Reissue, vol. 6 (2004); Reissue, vol. 13 (2009), pp. 471-589 (August 2009)
- Nuclear Deterrence, Morality and Realism* (with Joseph Boyle and Germain Grisez) (Clarendon Press, Oxford and New York, 1987) (429 pp.)
- Moral Absolutes: Tradition, Revision and Truth* (Catholic University of America Press, Washington DC, 1991) (115 pp.)
- Absolutos Morales: Tradición, Revisión y Verdad* (trans. Juan Jose' Garci'a Norro) (Ediciones Internacionales Universitarias, EUNSA, S.A., Barcelona, 1992)
- Gli assoluti morali: Tradizione, revisione & verità* (trans. Andrea Maria Maccarini) (Edizioni Ares, Milano, 1993)
- Natural Law* (edited by John Finnis), vol. I & vol. II (International Library of Essays in Law and Legal Theory, Schools 1.1 & 1.2) (New York University Press; Dartmouth Press: Aldershot, Hong Kong, Singapore, Sydney, 1991)
- Aquinas: Moral, Political, and Legal Theory* (Oxford University Press, Oxford & New York, 1998) xxi + 385 pp.
- Direito natural em tomas de aquino : sua reinsercao no contexto do juspositivismo analitico* (Porto Alegre, Brazil: Sergio Antonio Fabris ed., 2007)
- Estudios [by John Finnis] de Teoría del Derecho Natural*, edd. Javier Saldaño Serrano and Carlos I. Massini Correas (Mexico City: Universidad Nacional Autónoma de Mexico, December 2017) (307 pp)
- Reason in Action: Collected Essays of John Finnis I* (OUP, 2011) (365 pp.)
- Intention and Identity: Collected Essays of John Finnis II* (OUP, 2011) (363 pp.)
- Human Rights & Common Good: Collected Essays of John Finnis III* (OUP, 2011) (429 pp.)
- Philosophy of Law: Collected Essays of John Finnis IV* (OUP, 2011) (509 pp.)
- Religion & Public Reasons: Collected Essays of John Finnis V* (OUP, 2011) (421 pp.)

Philosophical and jurisprudential papers

- "Natural Law in *Humanae vitae*" (1968) 84 *Law Quarterly Review* 467-71
- "Reason, Authority and Friendship in Law and Morals", Khanbai, Katz & Pineau (eds), *Jowett Papers 1968-1969* (Blackwell, Oxford, 1970) 101-24
- "The Rights and Wrongs of Abortion: a reply to Judith Jarvis Thomson" *Phil. & Pub. Aff.* 2 (1973) 117-45; reprinted in Dworkin (ed), *Philosophy of Law* (Oxford UP, 1977), and in Cohen, Nagel and Scanlon (eds), *The Rights and Wrongs of Abortion* (Princeton UP, 1974); and (part) in Velasquez & Rostankowski (eds), *Ethics: Theory & Practice* (Prentice Hall, Englewood Cliffs, NJ, 1984)
- "Bentham et le droit naturel classique" *Arch. Phil. Droit* 17 (1972) 423-7
- "The Restoration of Retribution" *Analysis* 32 (1972) 131-5
- "Scepticism, Self-refutation and the Good of Truth", P.M. Hacker & J. Raz (eds), *Law, Morality and Society: Essays in honour of H.L.A. Hart* (Oxford UP, 1977) 247-67
- "Observations..." *Arch. Phil. Droit* 26 (1981) 425-27
- "The Basic Principles of Natural Law: a reply to Ralph McInerny" (with Germain Grisez) 26 *Am J Juris* 21-31 (1982)
- "Natural Law and the 'Is'-'Ought' Question: an Invitation to Professor Veatch" 26 *Cath. Lawyer* 266-77 (1982)
- "The Authority of Law in the Predicament of Contemporary Social Theory" *J Law, Eth & Pub Policy* 1 (1984) 115-137
- "On 'Positivism' and 'Legal-Rational Authority'" 3 (1985) *Oxford J Leg St* 74-90
- "On Positivism and the Foundations of Legal Authority", Gavison (ed), *Issues in Legal Philosophy: the Influence of H.L.A. Hart* (Oxford UP, Oxford and New York, 1986) 62-75
- "A Bill of Rights for Britain? The Moral of Contemporary Jurisprudence" (Maccabaeon Lecture in Jurisprudence) *Proc. Brit. Acad* 71 (1985) 303-31
- "Legal Enforcement of Duties to Oneself: Kant v. Neo-Kantians" *Columbia L Rev* 87 (1987) 433-56
- "The 'Natural Law Tradition'" 36 (1986) *J Leg Ed* 492-5
- "Natural Inclinations and Natural Rights: Deriving 'Ought' from 'Is' according to Aquinas", Elders and Hedwig (eds), *Lex et Libertas: Freedom and Law according to St Thomas Aquinas* (Studi Tomistici 30, Libreria Editrice Vaticana, 1987) 43-55
- "Practical Principles, Moral Truth, and Ultimate Ends" (G. Grisez, J. Boyle & John Finnis), *American Journal of Jurisprudence* 32 (1987) 99-151 (also in *Natural Law* vol. 1 (ed. Finnis).
- "On Reason and Authority in Law's Empire" *Law and Phil* 6 (1987) 357-380
- "Persons and their Associations" *Proc Aristotelian Soc, Supp. Vol* 63 (1989) 267-74
- "Law as Coordination" *Ratio Iuris* 2 (1989) 97-104
- "Incoherence and Consequentialism (or Proportionalism)--A Rejoinder" (J. Boyle, G. Grisez & John Finnis) *American Cath. Philosophical Q.* 64 (1990) 271-277
- "Natural Law and Legal Reasoning" *Cleveland State Law Review* 38 (1990) 1-13
- "Allocating Risks and Suffering: Some Hidden Traps" *Cleveland State Law Review* 38 (1990) 193-207
- "Concluding Reflections" *Cleveland State Law Review* 38 (1990) 231-250
- "Object and Intention in Moral Judgments according to St. Thomas Aquinas" *The Thomist* 55 (1991) 1-27; slightly revised version in J. Follon and J. McEvoy (eds.), *Finalité et Intentionnalité: Doctrine Thomiste et Perspectives Modernes*, Bibliothèque Philosophique de Louvain No. 35 (J. Vrin, Paris, 1992) 127-148
- "Intention and Side-effects" in R.G. Frey and Christopher W. Morris (eds.), *Liability and Responsibility: essays in law and morals* (Cambridge U.P., 1991) 32-64

- "Introduction", *Natural Law*, vol I (International Library of Essays in Law and Legal Theory, Schools 1.1) (NY University P., Dartmouth:, 1991) xi-xxiii
- "Introduction", *Natural Law*, vol II (International Library of Essays in Law and Legal Theory, Schools 1.2) (Dartmouth: Aldershot, Sydney, 1991) xi-xvi
- "The Legal Status of the Unborn Baby" *Catholic Medical Quarterly* 43 (1992) 5-11
- "Natural Law and Legal Reasoning" in Robert P. George (ed.), *Natural Law Theory: Contemporary Essays* (Oxford Univ. P., Oxford, 1992) 134-157
- "Economics, justice and the value of life: concluding remarks", in Luke Gormally (ed.), *Economics and the dependent elderly: Autonomy., justice and quality of care* (Cambridge U.P., 1992) 189-198
- "Abortion and Health Care Ethics" in Raanan Gillon (ed.), *Principles of Health Care Ethics* (John Wiley, Chichester, 1993) 547-557
- "Law, Morality, and 'Sexual Orientation'", *Notre Dame L. Rev.* 69 (1994) 1049-1076; with additions, *Notre Dame J. Law, Ethics & Public Policy* 9 (1995) 11-39
- "Liberalism and Natural Law Theory" *Mercer Law Review* 45 (1994) 687-704
- "On Conditional Intentions and Preparatory Intentions" in Luke Gormally (ed.) *Moral Truth and Moral Tradition: Essays in honour of Peter Geach and Elizabeth Anscombe* (Four Courts Press, Dublin, 1994) 163-176
- "A Philosophical Case against Euthanasia", "The Fragile Case for Euthanasia: A Reply to John Harris", and "Misunderstanding the Case against Euthanasia: Response to Harris's first Reply" in John Keown (ed.), *Euthanasia: Ethical, Legal and Clinical Perspectives* (Cambridge U.P., 1995), pp. 23-35, 46-55, 62-71
- "The Truth in Legal Positivism" in Robert P. George (ed.), *The Autonomy of Law: Essays on Legal Positivism* (Clarendon Press, Oxford, 1996) pp. 195-214
- "History of Philosophy of Law" (pp. 465-468), "Problems in the Philosophy of Law" (pp. 468-72), "Austin" (p.67), "defeasible" (p. 181), "Dworkin" (pp. 209-210), "Grotius" (p. 328), "Hart" (p. 334), "legal positivism" (p. 476-7), "legal realism" (p. 477), "natural law" (p. 606-7), "Natural Rights" (p. 607), in Ted Honderich (ed.), *Oxford Companion to Philosophy* (Oxford U.P. 1995)
- "The Ethics of War and Peace in the Catholic Natural Law Tradition" in Terry Nardin (ed.), *The Ethics of War and Peace* (Princeton University Press, 1996) 15-39
- "Is Natural Law Theory Compatible with Limited Government?" in Robert P. George (ed.), *Natural Law, Liberalism, and Morality* (Oxford U.P. 1996) pp.1-26.
- "Loi naturelle" in Monique Canto-Sperber (ed.), *Dictionnaire de Philosophie Morale* (Presses Universitaires de France, Paris, 1996) pp.862-868.
- "Law, Morality and 'Sexual Orientation'" in John Corvino (ed.), *Same Sex: Debating the Ethics, Science, and Culture of Homosexuality* (Lanham-Boulder-New York-London, Rowman and Littlefield 1997) pp.31-43.
- "The Good of Marriage and the Morality of Sexual Relations: Some Philosophical and Historical Observations" *The American Journal of Jurisprudence* 42 (1997) pp.97-134.
- "Commensuration and Public Reason" in Ruth Chang (ed.), *Incommensurability, Comparability and Practical Reasoning* (Harvard U.P. 1997) 215-233, 285-289
- "Public Good: The Specifically Political Common Good in Aquinas" in Robert P George (ed.), *Natural Law and Moral Inquiry* (Washington DC, Georgetown University Press 1998) pp.174-209.
- "On the Practical Meaning of Secularism" *Notre Dame L. Rev.* 73 (1998) 491-515
- "Natural Law" in Edward Craig (ed.), *Encyclopaedia of Philosophy* volume 6 (London, Routledge 1998) pp. 685-690.
- "Public Reason, Abortion and Cloning" *Valparaiso Univ. L. R.* 32 (1998) 361-82
- "Euthanasia, Morality and Law" *Loyola of Los Angeles L. Rev.* 31 (1998) 1123-45
- "What is the Common Good, and Why does it concern the Client's Lawyer?" *South Texas Law Review* 40 (1999) 41-53.

- “Natural Law and the Ethics of Discourse” *The American Journal of Jurisprudence* 43 (1999) 53-73.
- “Natural Law and the Ethics of Discourse” *Ratio Juris* 12 (1999) 354-373.
- “The Priority of Persons” in Jeremy Horder (ed.), *Oxford Essays in Jurisprudence, Fourth Series* (Oxford, Oxford Univ. P. 2000) pp.1-15.
- “Abortion, Natural Law and Public Reason” in Robert P George and Christopher Wolfe (eds.), *Natural Law and Public Reason* (Washington DC, Georgetown University Press 2000) pp.71-105.
- “Some Fundamental Evils of Generating Human Embryos by Cloning” in Cosimo Marco Mazzoni (ed.), *Etica della Ricerca Biologica* (Florence, Leo S. Olschki Editore 2000) pp.115-123.
Also in C.M. Mazzoni (ed.), *Ethics and Law in Biological Research* (Kluwer, 2002), 99-10
- “Retribution: Punishment’s Formative Aim” *The American Journal of Jurisprudence* 44 (2000) 91-103.
- “On the Incoherence of Legal Positivism” *Notre Dame Law Review* 75 (2000) 1597-1611.
- “Natural Law: The Classical Tradition”, in Jules Coleman and Scott Shapiro, *The Oxford Handbook of Jurisprudence and Philosophy of Law* (Oxford University Press, March 2002), 1-60.
- “Aquinas on *jus* and Hart on Rights: A Response”, *Review of Politics* 64 (2002) 407-10
- “Law and What I Truly Should Decide”, *American Journal of Jurisprudence* 48 (2003) 107-130
- “Natural Law & the Re-making of Boundaries”, in Allen Buchanan & Margaret Moore (eds.), *States, Nations, and Boundaries: The Ethics of Making Boundaries* (Cambridge University Press, 2003), 171-178
- “Per un’etica dell’eguaglianza nel diritto alla vita: Un commento a Peter Singer” in Rosangela Barcaro & Paolo Becchi (eds.), *Questioni Mortali: L’Attuale Dibattito sulla Morte Cerebrale e il Problema dei Trapianti* (Edizioni Scientifiche Italiane, Naples, 2004), 127-39
- “Helping Enact Unjust Laws without Complicity in Injustice”, *American Journal of Jurisprudence* 49 (2004/5) 11-42
- “‘The Thing I am’: Personal Identity in Aquinas and Shakespeare”, *Social Philosophy & Policy* 22 (2005) 250-282; also in Ellen Frankel Paul, Fred. D. Miller & Jeffrey Paul (eds.), *Personal Identity* (Cambridge & New York, Cambridge U.P, 2005), 250-282.
- “On ‘Public Reason’”, in *O Racji Pulicznej Ius et Lex*, Warsaw, 2005, 7-30 (Polish trans.), 33-56 (English orig.).
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=955815
- “Philosophy of Law” [in Chinese], in Ouyang Kang (ed.), *The Map of Contemporary British & American Philosophy* (ISBN 7-01-005001) (Beijing, 2005), 390-413
- “Restricting Legalised Abortion is not Intrinsically Unjust”, in Helen Watt (ed.), *Cooperation, Complicity & Conscience: Proceedings of an International Conference on 'Problems in healthcare, science, law and public policy* (London: Linacre Centre, 2005), 209-45
- “A Vote Decisive for ... a *More Restrictive Law*”, in Helen Watt (ed.), *Cooperation, Complicity & Conscience: Proceedings of an International Conference on 'Problems in healthcare, science, law and public policy* (London: Linacre Centre, 2005), 269-95
- “Self-referential (or Performative) Inconsistency: Its Significance for Truth” *Proceedings of the Catholic Philosophical Association* 78 (2005) 13-21
- “Foundations of Practical Reason Revisited”, *American Journal of Jurisprudence* 50 (2005) 109-132; trans. Carlos I. Massini Correias, “revisando los fundamentos

- de la razon practica” in *Persona y Derecho* 64 (2011) 15-42; trans. Elton Somensi de Oliviera, “Revisitando os fundamentos da razão practica, in Anderson Vichinkeski Teixeira and Elton Somensi de Oliviera, *Correntes Contemporâneas do Pensamento Juridico* (Tamboré, Brazil: Manole, 2010, 201-229
- “Aquinas’ Moral, Political and Legal Philosophy”, *Stanford Encyclopedia of Philosophy* (2005) (revised 2011) (17,000 words):
<http://plato.stanford.edu/entries/aquinas-moral-political/>
- “Religion and State: Some Main Issues and Sources”, *American Journal of Jurisprudence* 51 (2006) 107-130;
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=943420
- “Natural Law Theories of Law”, *Stanford Encyclopedia of Philosophy* (2007) (revised 2011) (11,500 words): <http://plato.stanford.edu/entries/natural-law-theories/>
- “Grounds of Law & Legal Theory: A Response”, *Legal Theory* 13 (2008) 315-344, also SSRN http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1094691
- “The Mental Capacity Act 2005: Some Ethical and Legal Issues”, in Helen Watt (ed.), *Incapacity & Care: Proceedings of the Linacre Centre Conference 2007* (London: Linacre Centre, 2009) 95-105
- “On Hart’s Ways: Law as Reason and as Fact” *American Journal of Jurisprudence* 52 (2007) 25-53; http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1100170
- “Universality, Personal and Social Identity, and Law”, keynote address (25 pp.), proceedings of (Third) Congresso Sul-Americano de Filosofia do Direito and (Sixth) Colóquio Sul-Americano de Realismo Jurídico, Porto Alegre, Brazil, 4 Oct 2007. http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1094277
- “Endorsing Discrimination between Faiths: A Case of Extreme Speech?”, in Ivan Hare and James Weinstein (eds.), *Extreme Speech and Democracy*: (Oxford University Press 2009) 430-441. SSRN: <http://ssrn.com/abstract=1101522>
 trans. Cristobal Orrego, “Apoyar la discriminacion entre credos religiosos: ¿un caso de leguaje extremo?” in Angela Aparisi Miralles and M^a Cruz Díaz Terán, *Pluralismo cultural y Democracia* (Navarra: Editorial Aranzadi, 2009) 227-43
- “Marriage: A Basic and Exigent Good”, *The Monist* 91 (2008) 396-414. SSRN: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1392288
- “Reason, Revelation, Universality and Particularity in Ethics”, *American Journal of Jurisprudence* 53 (2008) 23-48; also in Hayden Ramsay (ed.), *Truth & Faith in Ethics* (Exeter: Imprint Academic, 2011), 222-250; SSRN: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1392288
- “Why Religious Liberty is a Special, Important and Limited Right,” keynote address at Witherspoon Institute and Templeton Foundation Conference on Religious Liberty, Princeton University, 30 October 2008. SSRN: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1392278
- “Review Essay: [Anscombe’s *Essays*]”, *National Catholic Bioethics Quarterly* 9 (2009) 199-207. SSRN: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1392217
- “Telling the Truth about God and Man in a Pluralist Society: Economy or Explication?” in Christopher Wolfe (ed.), *The Naked Public Square Reconsidered: Religion and Politics in the Twenty-First Century* (Wilmington, DE: ISI Books, 2009) (July 2009), 103-115 & 195-200.
- “Discriminating between Religions: Some Thoughts on Reading Greenawalt’s *Religion and the Constitution: Establishment & Fairness*,” *Constitutional Commentary* 25 (2009) 265-271.
- “H.L.A. Hart: A Twentieth-Century Oxford Political Philosopher,” *American Journal of Jurisprudence* 54 (2009) 161-85; abridged in Catherine H. Zuckert (ed.), *Political Philosophy in the Twentieth Century: Authors and Arguments*

- (Cambridge University Press, 2011), 170-84
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1477276
- “Does Free Exercise of Religion Deserve Constitutional Mention?” *American Journal of Jurisprudence* 54 (2009) 41-66
- “Law as Idea, Ideal and Duty: A Comment on Simmonds, *Law as a Moral Idea*” *Jurisprudence* 1 (2010) 247-53
- “Exceptionalism and Exceptionless Moral Norms in *Measure for Measure*” *Journal of Law, Philosophy & Culture* 5/1 (2010 [=2011]) 103-10
- “The Other F-Word” *Public Discourse* October 20th, 2010, www.thepublicdiscourse.com/2010/10/1849/
- “Natural Law Theory: Its Past and Its Present”, *Routledge Companion to Philosophy of Law* (ed. Andrei Marmor) (Routledge, May 2012), 16-30; also in *American Journal of Jurisprudence* 57 (2012) 81-101
- “Equality and Differences,” *American Journal of Jurisprudence* 56 (2011) 17-44; also *Oxford Legal Studies Research Paper* 72/2012; [Notre Dame Legal Studies Research Paper 12-82](http://www.nd.edu/~dleroy/Notre_Dame_Legal_Studies_Research_Paper_12-82.html) <http://ssrn.com/abstract=2180410>
- “Coexisting normative orders? Yes, but No”, *American J. Jurisprudence* 57 (2012) 111-117
- “What is Philosophy of Law?” *Rivista di Filosofia de Diritto* 1 (2012) 67-78.
- “Response” [to eight papers] *Villanova Law Rev.* 57 (2012) 925-55
- “The Priority of Persons Revisited” *American Journal of Jurisprudence* 58 (2013) 45-62
- “Capacity, harm and experience in the life of persons as equals” *Journal of Medical Ethics* 39 (2013) 281-283
- “Reflections and Responses” [to 27 essays] in John Keown and Robert P. George, *Reason, Morality, and Law: the Philosophy of John Finnis* (Oxford: Oxford University Press, 2013) 459-584
- “How Persistent are Hart’s ‘Persistent Questions’?”, in Duarte d’Almeida, Luis and James Edwards and Andrea Dolcetti (eds.), *Reading HLA Hart’s The Concept of Law* (Oxford and Portland, Oregon: Hart Publishing, 2013) 227-236
- “A Response to Harel, Hope, and Schwartz”, *Jerusalem Review of Legal Studies* 8 (2013) 147-66; also in [Notre Dame Legal Studies Paper No. 1444](http://www.nd.edu/~dleroy/Notre_Dame_Legal_Studies_Paper_No_1444.html) (SSRN)
- “Rethinking Shakespeare” in Mark Sayers and Aladin Rahemtula (eds.), *Jurisprudence as Practical Reason: A Celebration of The Collected Essays of John Finnis* (Brisbane: Supreme Court Library, 2013) 115-22
- “Ley natural y derechos naturales 30 años después” in Juan B. Etchevery (ed.), *Ley, Moral y Razón* (Mexico: Universidad Nacional Autonoma de México, 2013) 3-10 (trans. Pilar Zambrano)
- “Law as Fact and as Reason for Action: A Response to Robert Alexy on Law’s ‘Ideal Dimension’,” *American Journal of Jurisprudence* 59/1 (2014) 85-109; <http://ssrn.com/abstract=2428733>
- “Authority, Legitimacy and Obligation in *Law's Empire* (and *Justice for Hedgehogs*)” <http://ssrn.com/abstract=2431419>
- “What is Philosophy of Law?”, *American Journal of Jurisprudence* 59/2 (2014) 133-42
- “The Profound Injustice of Judge Posner on Marriage”, *Public Discourse*, October 9, 2014, <http://www.thepublicdiscourse.com/2014/10/13896/>
- “Freedom, Benefit and Understanding: Reflections on Laurence Claus’s Critique of Authority”, *San Diego Law Review* 52 (2014) 893-920; <http://ssrn.com/abstract=2526490>
- “[The Implications of Extending Marriage Benefits to Same-Sex Couples](http://www.thepublicdiscourse.com/2015/02/14522/)” (with Gerard V. Bradley and Daniel Philpott), *Public Discourse*, February 22, 2015, <http://www.thepublicdiscourse.com/2015/02/14522/>

- “Natural Law and the Unity and Truth of Sex Ethics” (with Robert P. George), *Public Discourse*, March 17, 2015, <http://www.thepublicdiscourse.com/2015/03/14635/>
- Dio, l'uomo, il mondo e la società in Tommaso d'Aquino* (Vatican City: Libreria Editrice Vaticana, 2015) 27-57 (preface by John Haldane 13-24)
- “Grounding Human Rights in Natural Law” *American Journal of Jurisprudence* 60/2 (2015) 199-233; also in Daniel Philpott and Ryan Anderson (eds.), *A Liberalism Safe for Catholicism?* (Notre Dame: University of Notre Dame Press, 2017), 194- 233
- “Subsidiarity’s Roots and History: Some Observations”, *American Journal of Jurisprudence* 61/1 (2016) 133-41
- “Judicial Law-Making and the ‘Living’ Instrumentalisation of the ECHR” in NJ Barber, Richard Ekins and Paul Yowell (eds), *Lord Sumption and the Limits of the Law* (Oxford: Hart Publishing, 2016), 73-120
- “Equality and Religious Liberty: Oppressing Conscientious Diversity in England”, in Timothy Shah. Thomas Farr and Jack Friedmann (eds), *Religious Freedom and Gay Rights: Emerging Conflicts in the United States and Europe* (New York: Oxford University Press, 2016), 21-40.
- “On Anscombe’s ‘Royal Road’ to True Belief”, *American Catholic Philosophical Quarterly* 90/2 (2016) 347-68; also published as “Body, Soul and Information: on Anscombe’s ‘Royal Road’ to True Belief”, in Luke Gormally, David Jones and Roger Teichman (eds.), *The Moral Philosophy of Elizabeth Anscombe* (St Andrews Studies in Philosophy: Imprint Academic, 2016) 263-88.
- “Absolute Rights: Some Problems Illustrated”, *American Journal of Jurisprudence* 61/2 (2016) 195-215
- “Aquinas and Natural Law Jurisprudence”, in Robert P. George and George Duke (eds.), *Cambridge Companion to Natural Law Jurisprudence* (New York: Oxford University Press, 2017), 1- 56
- “Truth and Complexity: Notes on Music and Liberalism”, *American Journal of Jurisprudence* 62/1 (2017) 119-124
- “On Moyn’s *Christian Human Rights* (2015)”, *King’s Law Journal* 28/1 (2017) 12-20
- “Zur Natur des Rechts” in Martin Borowski, Stanley L. Paulsen and Jan-Reinhard Sieckmann (eds.), *Rechtsphilosophie und Grundrechtstheorie: Robert Alexys System* (Tubingen: Mohr Siebeck, 2017), 31-52
- “Germain Grisez, Christian Philosopher”, *Public Discourse* 7 February 2018 <http://www.thepublicdiscourse.com/2018/02/21015/>

Legal papers

- "Constitutional Law", annual contributions to *Annual Survey of Commonwealth Law* for 1967-1975 (Butterworth and Oxford University Press, 1968-1977)
- "Reason and Passion: the constitutional dialectic of free speech and obscenity" 116 U Pa L Rev 222-243 (1967)
- "Blackstone's Theoretical Intentions" 12 *Natural Law Forum* 163-83 (1967)
- "Separation of Powers in the Australian Constitution" (1968) 3 *Adel. L R.* 159-77
- "Three Schemes of Regulation", Noonan (ed.), *The Morality of Abortion: legal and historical perspectives* (Harvard UP, 1970); also published as "Abortion and Legal Rationality" (1970) 3 *Adelaide L Rev* 431-67
- "The Abortion Act: What has Changed?" [1971] *Crim L Rev* 3-12
- "Revolutions and Continuity of Law", Simpson (ed), *Oxford Essays in Jurisprudence: Second Series* (Oxford UP, 1971) 44-76
- "Some Professorial Fallacies about Rights" (1972) 4 *Adelaide L Rev* 377-88
- "The Responsibilities of the United Kingdom Parliament and Government under the Australian constitution" (1983) 9 *Adelaide L Rev* 91-107

- "Power to enforce treaties in Australia -- the High Court goes centralist?" (1983) 3 Oxford J Leg St 126-30
- "Reforming the Expanded External Affairs Power", in Report of the External Affairs Subcommittee to the Standing Committee of the Australian Constitutional Convention (September 1984), 43-51
- "On 'The Critical Legal Studies Movement'" 30 Am J Juris 21-42 (1985); also in Bell and Eekelaar (eds), *Oxford Essays in Jurisprudence: Third Series* (Oxford UP, 1987) 145-65
- "*Bland*: Crossing the Rubicon?" 109 Law Quarterly Rev 329-337 (1993)
- "'Living Will' Legislation" in Luke Gormally (ed.), *Euthanasia, Clinical Practice and the Law* (Linacre Centre for Health Care Ethics, London, 1994) 167-176
- "Intention in Tort Law" in David Owen (ed.), *Philosophical Foundations of Tort Law* (Oxford U.P., 1995) 229-248
- "The Fairy Tale's Moral" Law Quarterly Review 115 (1999) 170-175.
- "Nationality, Alienage and Constitutional Principle" Law Quarterly Review 123 (July 2007) 417-45; http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1101495
- "Common Law Constraints: Whose Common Good Counts?" (5,300 words), Cambridge Centre for Public Law Conference, January 2008; http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1100628; cited and discussed with approval in the majority judgments in the House of Lords in *Bancoult (No. 2)* [2008] UKHL 61
- "The Lords' Eerie Swansong: A Note on *R (Purdy) v Director of Public Prosecutions*": http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1477281
- "Directly Discriminatory Decisions: A Missed Opportunity" Law Quarterly Review 126 (2010) 491-6
- "Invoking the Principle of Legality against the Rule of Law" in Richard Ekins (ed.), *Modern Challenges to the Rule of Law* (Wellington, LexisNexis, 2011) 129-42; also in *New Zealand Law Review* [2010] 601-616 (April 2011).
- "A British 'Convention Right' to Assistance in Suicide?", *Law Quarterly Review* 131 (2015) 1-8
- "Patriation and Patrimony: The Path to the Charter" [Coxford Lecture], *Canadian Journal of Law and Jurisprudence* 28/1 (2015) 1 – 25
- "Judicial Power: Past, Present and Future", Gray's Inn Hall, 20 October 2015, <http://judicialpowerproject.org.uk/page/2/?s=finnis> (15,000 words) SSRN
- "Judicial Law-Making and the 'Living' Instrumentalisation of the ECHR" in NJ Barber, Richard Ekins and Paul Yowell (eds), *Lord Sumption and the Limits of the Law* (Oxford: Hart Publishing, 2016), 73-120
- "Equality and Religious Liberty: Oppressing Conscientious Diversity in England", in Timothy Shah, Thomas Farr and Jack Friedmann (eds), *Religious Freedom and Gay Rights: Emerging Conflicts in the United States and Europe* (New York: Oxford University Press, 2016), 21-40.
- "Absolute Rights: Some Problems Illustrated", *American Journal of Jurisprudence* 61/2 (2016) 195-215
- "Terminating UK Treaty-based Rights", <http://judicialpowerproject.org.uk/john-finnis-terminating-treaty-based-uk-rights/> (3,500 words)
- "Terminating Treaty-based UK Rights: A Supplementary Note" <http://judicialpowerproject.org.uk/john-finnis-terminating-treaty-based-uk-rights-a-supplementary-note/> (3,500 words)
- "'Intent of Parliament': Unsoundly Constructed" <http://judicialpowerproject.org.uk/john-finnis-intent-of-parliament-unsoundly-constructed/> (400 words)
- "*Brexit* and the Balance of Our Constitution" (The Thomas More Lecture for 2016, Lincoln's Inn, 1 December 2016) <http://judicialpowerproject.org.uk/john-finnis-brexit-and-the-balance-of-our-constitution/> 9,500 words.

- “Two Too Many?” (November 2016) <http://judicialpowerproject.org.uk/john-finnis-two-too-many-2/>
- “The *Miller* Majority: Reliant on European Perspectives and Counsel’s Failings”, 25 January 2017, <http://judicialpowerproject.org.uk/john-finnis-the-miller-majority-reliant-on-european-perspectives-and-counsels-failings/>
- Judicial Power and the Balance of Our Constitution: Two Lectures by John Finnis* (London: Policy Exchange, 2018), including “Judicial Power: Past, Present and Future” (26-61), “Rejoinder [to Comments]” (111-32), “*Brexit* and the Balance of Our Constitution” (134-56), “Postscript” (157-64)

Theological papers

- "Natural Law and Unnatural Acts" *Heythrop J* 11 (1970) 365-87
- "The Value of the Human Person" *Twentieth Century [Australia]* 27 (1972) 126-37
- Chapters 18-21 (with Germain Grisez) of *The Teaching of Christ*, ed Lawler, Wuerl and Lawler (OSV, Huntingdon, Indiana, 1976)
- "Catholic Social Teaching: *Populorum Progressio* and After" *Church Alert* (SODEPAX Newsletter) 19 (1978) 2-9; also in Schall (ed), *Liberation Theology in Latin America* (Ignatius Press, San Francisco, 1982)
- "Conscience, Infallibility and Contraception" *The Month* 239 (1978) 410-417; also in *Int Rev Nat Fam Planning* 4 (1980) 128-40; also in Santamaria and Billings (eds), *Human Love and Human Life* (Polding Press, Melbourne, 1979)
- "Catholic Faith and the World Order: Reflections on E.R. Norman" *Clergy Rev* 64 (1979) 309-18
- "Reflections on an Essay in Christian Ethics" *Clergy Rev* 65 (1980) 51-57 ("Authority in Morals"), 87-93 ("Morals and Method")
- "The Fundamental Themes of *Laborem Exercens*", in *Proc Fifth Convention* (1982) of Fellowship of Catholic Scholars (Northeast Books, Scranton, 1983) 19-31
- "IVF and the Catholic Tradition" *The Month* 246 (1984) 55-58
- "Practical Reasoning, Human Goods and the End of Man" *Proc Am Cath Phil Ass* 58 (1984) 23-36; also in *New Blackfriars* 66 (1985) 438-51
- "Morality and the Ministry of Defence" (rev) *The Tablet*, 3 August 1985, 804-5
- "Personal Integrity, Sexual Morality and Responsible Parenthood" *Anthropos* [now *Anthropotes*] 1985/1, 43-55; reprinted in Janet E. Smith (ed.), *Why Humanae Vitae was Right: A Reader* (Ignatius Press, San Francisco, 1993) 173-191
- "The Laws of God, the Laws of Man and Reverence for Human Life", Hittinger (ed), *Linking the Human Life Issues* (Regnery Books, Chicago, 1986) 59-98
- "The claim of absolutes", *The Tablet* 241 (1987) 364-6
- "Faith and Morals': A Note" *The Month* 21/2 (1988) 563-7
- "The Act of the Person", *Persona Verità e Morale*, atti del Congresso Internazionale di Teologia Morale, Rome 1986 (Città Nuova Editrice, Rome, 1987) 159-75
- "'Every Marital Act Ought to be Open to New Life': Toward a Clearer Understanding" (with Germain Grisez, Joseph Boyle and William E. May) *The Thomist* 52 (1988) 365-426; Italian trans in *Anthropotes* 1988/1, 73-122; also in Grisez, Boyle, Finnis and May, *The Teaching of Humanae Vitae: a Defense* (Ignatius Press, San Francisco, 1988)
- "The Consistent Ethic: a Philosophical Critique", Fuechtmann (ed), *Consistent Ethic of Life* (Sheed & Ward, Kansas, 1988) 140-81
- "Absolute Moral Norms: Their Ground, Force and Permanence" *Anthropotes* 1988/2, 287-303
- "Nuclear Deterrence, Christian Conscience, and the End of Christendom" *New Oxford Rev* [Berkeley, California] July-August 1988, 6-16
- "Nuclear Deterrence and Christian Vocation" *New Blackfriars* 70 (1989) 380-87

- "Aristotle, Aquinas and moral absolutes" *Catholica: International Quarterly Selection* no. 12 (1990) 7-15; "Aristóteles, Santo Tomás y los Absolutos Morales" (trans. Carlos I Massini-Correas), *Persona y Derecho* 28 (1993) 9-26
- "On Creation and Ethics" *Anthropotes* 1989/2, 197-206
- "Incoherence and Consequentialism (or Proportionalism) – A Rejoinder" (Joseph Boyle, Germain Grisez and J. Finnis), *American Cath. Phil. Q.* 64 (1990) 271-277
- "Conscience in the Letter to the Duke of Norfolk" in Ian Ker and Alan G. Hill (eds.), *Newman after a Hundred Years* (Oxford U.P. 1990) 401-418
- "Autour de la question de la fin et des moyens" *Catholica* no.21 (1990) 53-61
- "Object and intention in moral judgments according to St Thomas Aquinas" *Catholica: International Quarterly Selection*, Spring 1991, 3-8
- "The Natural Moral Law and Faith", in Russell E. Smith (ed.), *The Twenty-fifth Anniversary of Vatican II: A Look Back and a Look Ahead*, Proceedings of the Ninth Bishops' Workshop, Dallas, Texas (Pope John Center, Braintree, Massachusetts, 1990), 223-238
- "A propos de la 'valeur intrinsèque de la vie humaine'" *Catholica* no.28 (1991) 15-21
- "On the Grace of Humility: A New Theological Reflection" *The Allen Review* no.7 (1992) 4-7
- "*Historical Consciousness*" and *Theological Foundations*, Etienne Gilson Lecture No. 15, Pontifical Institute of Mediaeval Studies, Toronto, 1992 (33 pp.)
- "Reason, Relativism and Christian Ethics" *Anthropotes* 1993/2, 211-230
- "Theology and the Four Principles: A Roman Catholic View I" (John Finnis and Anthony Fisher OP) in Raanan Gillon (ed.), *Principles of Health Care Ethics* (John Wiley, Chichester, 1994) 31-44
- "Negative moral precepts protect the dignity of the human person" (with Germain Grisez), *L'Osservatore Romano*, English ed. 23 February 1994
- "Beyond the Encyclical", *The Tablet* 8 January 1994, reprinted in John Wilkins (ed.), *Understanding Veritatis Splendor* (SPCK, London, 1994) 69-76
- "Indissolubility, Divorce and Holy Communion" (with Germain Grisez and William E. May), *New Blackfriars* 75 (June 1994) 321-330; "Lettre ouverte ... au sujet de l'admission à la communion eucharistique des divorcés 'remariés'" *Catholica* no. 44 (1994) 59-70
- "Unjust Laws in a Democratic Society: Some Philosophical and Theological Reflections" *Notre Dame Law Review* 71 (1996) 595-604.
- "Natural Law – Positive Law" in A.Lopez Trujillo, I.Herranz and E.Sgreccia (eds.) *'Evangelium Vitae' and Law: Acta Symposii Internationalis in Civitate Vaticana celebrati 23-25 maii 1996* (Vatican, Libreria Editrice Vaticana 1997) pp.199-209.
- "The Catholic Church and public policy debates in Western liberal societies: the basis and limits of intellectual engagement" in Luke Gormally (ed.) *Issues for a Catholic Bioethic* (London, The Linacre Centre 1999) pp. 261-273.
- "'Direct' and 'Indirect': A Reply to Critics of Our Action Theory" (with Germain Grisez and Joseph Boyle), *The Thomist* 65 (2001) 1-44
- "Secularism, Morality and Politics", *L'Osservatore Romano*, English ed. 29 January 2003, p. 9
- "Saint Thomas More and the Crisis in Faith and Morals", *The Priest* 7/1 (2003) 10-15, 29-30
- "Nature and Natural Law in Contemporary Philosophical and Theological Debates: Some Observations" in Juan de Dios Vial Correa and Elio Sgreccia (eds.), *The Nature & Dignity of the Human Person as the Foundation of the Right to Life: Proceedings of the Eighth Assembly of the Pontifical Academy for Life* (Libreria Editrice Vaticana, 2003) pp, 81-109
- Humanae Vitae: A New Translation with Notes* (London, CTS, 2008)

- “Debate over the Interpretation of *Dignitas personae*’s Teaching on Embryo Adoption”
National Catholic Bioethics Quarterly 9 (2009) 475-8
- “Social Virtues and the Common Good”, in the *Truth about God, and Its Relevance for a Good Life in Society: Proceedings of the XI Plenary Session of the Pontifical Academy of St Thomas Aquinas, 17-19 June 2011* (Vatican City, 2012) 96-106
- “Grounds and Preparations for the Main Thesis of *Veritatis Splendor*”, *Studia Philosophiae Christianae* [Warsaw] 51/2 (2015) 7-26
- “Towards Vatican II’s Centenary: Your Next 50 Years” *Ave Maria Law Review* 14 (2016) 1-18
- “On Realizing the Last Things in Shakespeare” in Elizabeth C. Shaw (ed.), *Eschatology* (Proceedings of the Fellowship of Catholic Scholars 17th Annual Convention) (2016), 33-74
- “The Misuse of *Amoris Laetitia* to Support Errors against the Catholic Faith” (with Germain Grisez), <http://www.twotlj.org/OW-MisuseAL.pdf> (December 2016) <https://www.firstthings.com/web-exclusives/2016/12/an-open-letter-to-pope-francis> (17,000 words)

Historical papers (with Patrick H. Martin)

- “The Identity of ‘Anthony Rivers’,” *26 Recusant History* (2002) 39-74
- “Tyrwhitt of Kettleby, Part I: Goddard Tyrwhitt, Martyr, 1580”, *Recusant History* 26 (2002) 301-313
- “Tyrwhitt of Kettleby, Part II: Robert Tyrwhitt, a Main Benefactor of John Gerard SJ, 1599-1605”, *Recusant History* 27 (2003)
- “Thomas Thorpe, ‘W.S’, and the Catholic Intelligencers,” *Elizabethan Literary Renaissance* (2003) 1-43
- “Shakespeare’s Intercession for *Love’s Martyr*”, *Times Literary Supplement*, no. 5220, April 18, 2003, 12-14
- “*Caesar*, Succession, and the Chastisement of Rulers”, *Notre Dame Law Review* 78 (2003) 1045-1074
- “An Oxford Play Festival in 1582”, *Notes & Queries* 50 (2003) 391-4
- “Benedicam Dominum: Ben Jonson’s Strange 1605 Inscription”, *Times Literary Supplement*, November 4, 2005,
- “The Secret Sharers: ‘Anthony Rivers’ and the Appellant Controversy, 1601-2”, *Huntingdon Library Quarterly* 69/2 (2006) 195-238