



Decision-Making Law: Normative Rationality or Evolutive Rationality? (Paperback)

By -

Sussex Academic Press, United Kingdom, 2018. Paperback. Condition: New. Language: English . Brand New Book. Theoretical studies and experimental research in the fields of psychology and cognitive neurosciences have demonstrated the role of unpredictability and uncertainty in decisions that individuals make in everyday life. The process of decision-making in the real world does not correspond to any formal model, even when it occurs in ideal conditions (e.g. after lengthy reflection or on the basis of available and pertinent information), but rather is conditioned by distorted representation, generated by a host of chaotic and fluctuating factors, making an optimal responses highly unlikely. Research has shown that our brain does not use normative models of reasoning, but rather a sort of evolutive rationality, an ongoing process since the beginning of the species to be adaptively more effective. In addition, subjective and inter-individual factors also act on the decision: the willingness to take on the task; its risk assessment; the courage and personality of the decision-maker; his or her decision-making styles; the fear of possible future consequences; and more. Asymmetries between models of rational choice and the concrete behavior of people are evident also in the field of law, such as canon law...



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