

Contents

<i>Preface</i>	<i>page</i> ix
<i>Abbreviations</i>	xiii
Part One Customary Law in Perspective	
1 Anthropology: Custom in Preiterate Societies	3
2 Culture: The Western Legal Tradition of Positivism	16
3 History: The Common Law and Custom	27
4 Economics, Sociobiology, and Psychology: The Human Impulse of Custom	42
Part Two Custom in Domestic Legal Systems	
5 Family Law	57
6 Property	68
7 Contracts	80
8 Torts	91
9 Constitutional Law	101
Part Three Custom in International Law	
10 Private International Law: International Commercial Usage	117
11 Public International Law: Custom Among Nations	135
Conclusion: How and Why Custom Endures	168
<i>Notes</i>	183
<i>Index</i>	257