

Le ragioni della diffidenza, il senso della fiducia

FRANCESCO FERRARO

The Reasons for Mistrust and the Meaning of Trust

Abstract: Greco's most recent book focuses on the role that trust plays in the law and in modern legal culture, with the meta-theoretical and prescriptive purpose of suggesting that legal theorists change their cultural perspective by examining the fiduciary elements presupposed by legal systems and assuming the prevalence of trustworthiness and benign dispositions. In Greco's view, unlike horizontal and vertical trust, coercion and sanctions are not essential to the law. However, legal sanctions are not merely a sign of distrust of humans' benevolent affections, but also an instrument of predictability in circumstances of epistemic unreliability and conflicting motivations.

Keywords: Trust, Legal sanctions, Coercion, Social norms, Machiavellianism.

notizie di POLITEIA, XXXVIII, 147, 2022. ISSN 1128-2401 pp. 131-137