

## **ONTOLOGIA, POLARITÀ, *RECHTSFREIERAUM*. ARTHUR KAUFMANN FU UN PATERNALISTA O UN LIBERALISTA?**

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**Abstract.** Paternalism and Liberalism are the typical terms in the field of Criminal Law. Within the scenario of the relationships between law and Morality, and taking the ideas of Kaufmannian *Rechtsfreieraum* and *Polarität* into serious account, the present paper raises the question of how and if the *Rechtsfreieraum* might be considered as the Criminal law way of being within a free as well as pluralist society like ours.

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