

# Cambridge Elements =

Elements in Ethics
edited by
Ben Eggleston
University of Kansas
Dale E. Miller
Old Dominion University, Virginia

## CONTRACTARIANISM

Michael Moehler Virginia Tech





## **CAMBRIDGE**UNIVERSITY PRESS

University Printing House, Cambridge CB2 8BS, United Kingdom One Liberty Plaza, 20th Floor, New York, NY 10006, USA 477 Williamstown Road, Port Melbourne, VIC 3207, Australia 314–321, 3rd Floor, Plot 3, Splendor Forum, Jasola District Centre, New Delhi – 110025, India

79 Anson Road, #06-04/06, Singapore 079906

Cambridge University Press is part of the University of Cambridge.

It furthers the University's mission by disseminating knowledge in the pursuit of education, learning, and research at the highest international levels of excellence.

www.cambridge.org
Information on this title: www.cambridge.org/9781108713313
DOI: 10.1017/9781108634090

© Michael Moehler 2020

This publication is in copyright. Subject to statutory exception and to the provisions of relevant collective licensing agreements, no reproduction of any part may take place without the written permission of Cambridge University Press.

First published 2020

A catalogue record for this publication is available from the British Library.

ISBN 978-1-108-71331-3 Paperback ISSN 2516-4031 (online) ISSN 2516-4023 (print)

Cambridge University Press has no responsibility for the persistence or accuracy of URLs for external or third-party internet websites referred to in this publication and does not guarantee that any content on such websites is, or will remain, accurate or appropriate.



#### Contractarianism

#### **Elements in Ethics**

DOI: 10.1017/9781108634090 First published online: February 2020

> Michael Moehler Virginia Tech

Author for correspondence: Michael Moehler, moehler@vt.edu

Abstract: This Element provides a systematic defense of moral contractarianism as a distinct approach to the social contract. It elucidates, in comparison to moral conventionalism and moral contractualism, the distinct features of moral contractarianism, its scope, and conceptual and practical challenges that concern the relationship between morality and self-interest, the problems of assurance and compliance, rule-following, counterfactualism, and the nexus between morals and politics. It argues that, if appropriately conceived, moral contractarianism is conceptually coherent, empirically sound, and practically relevant, and has much to offer to contemporary moral philosophy.

**Keywords:** assurance, compliance, multilevel social contract theory, multistage social contract theory, self-interest

© Michael Moehler 2020

ISBNs: 9781108713313 (PB), 9781108634090 (OC) ISSNs: 2516-4031 (online), ISSN 2516-4023 (print)



### **Contents**

1	Introduction		1
	1.1	Contractarian Moral Theory	1
	1.2	Core Features of Moral Contractarianism	7
	1.3	Core Challenges for Moral Contractarianism	12
2	The State of Nature and Social Moral Order		19
	2.1	Rational Choice Theory and Moral Philosophy	19
	2.2	The State of Nature and Assurance	23
	2.3	The Social Contract and Compliance	28
3	Moral Principles and Decisions		32
	3.1	Bargaining Theory and Morality	32
	3.2	The Rationale for Rule-Following	35
	3.3	Moral Original Positions	39
4	A Reconciliation of Contractarian Moral Theory		45
	4.1	Moral Diversity and Multilevel Theory	45
	4.2	Moral Agency, Autonomy, and Compliance	52
	4.3	Contractarianism and Moral Philosophy	57
Bibliography			65