

Georgia State Politics The Constitutional Foundation

Constitutions and Political Theory Research Handbook on the Politics of Constitutional Law Constitutional Democracy Politics, Democracy, and the Supreme Court The Law and Politics of Unconstitutional Constitutional Amendments in Asia The Politics of Constitutional Change in Industrial Nations The Constitutional and Political History of the United States: 1850-1854. Compromise of 1850-Kansas-Nebraska bill. 1885 Politics, the Constitution and the Supreme Court Politics Constitutional Politics Constitutionalism and Democracy Constitutional Rights and Powers of the People Constitutionalization of Politics in Comparative Perspective The Constitution and the Flag: The flag salute cases The Constitutional yearbook and politician's guide The Science of Politics The Wharton school annals of political science Politics an Introduction to the Study of Comparative Constitutional Law The Saturday Review of Politics, Literature, Science and Art Political Science and Comparative Constitutional Law Jan-Erik Lane Mark Tushnet Walter F. Murphy Arthur Selwyn Miller Rehan Abeyratne Richard Simeon Hermann Von Holst William Watrous Crane Sotirios A. Barber Jon Elster Wayne D. Moore Paweł Laidler Michael Kent Curtis Sheldon Amos Pennsylvania univ, Wharton sch. of finance and econ William W. Crane John William Burgess

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jan erik lane begins by examining the origins and history of constitutionalism the doctrine that the state must be regulated by means of a set of institutions that guarantee citizen rights and procedural accountability he then examines the structure of the state in order to identify the essential elements that constitutional institutions regulate lane asks why constitutions exist and how they matter for society finally he seeks out the requirements for a fair and democratic constitution by referring to three key concepts in political theory justice equality and the rule of law the book also offers a comparative survey of formal constitutional arrangements in different countries and an analysis of how constitutions develop in practice through the implementation of constitutional and administrative law in a country s courts

constitutional law is a semi autonomous discipline where texts and doctrines are completely and complexly intertwined with the political systems within which constitutional law is found this timely research handbook develops the idea that understanding constitutional law means understanding constitutional politics as well using both comparative and political analysis this forward looking reference work deals with the politics of constitutional law around the world delivering global treatment of the politics of constitutional law across issues regions and legal systems the chapters are meticulously organised around foundations structures rights and futures providing a well rounded overview of the topic and noting the key recent developments in the field the distinction between law and politics is of course a contested one and the selection of prominent established and emerging scholars and contributors to this handbook implicitly offer varying perspectives on it offering an innovative critical approach to an array of key concepts and topics this book will be a key resource for both legal scholars and political science scholars students with interests in law and politics constitutions legal theory and public policy will also find this a beneficial companion

publisher description

miller proposes that we focus our energies on the question of how the constitution is to function in an era of rapid and fundamental social change he introduces this provocative collection of essays with the observation that american constitutional theory has arrived at a dead end largely because it has been perceived as constitutional law rather than a form of political theory he puts this view into sharp perspective by looking at what are in effect three constitutions the political the economic and the emergent corporate instrument he analyzes important issues that confront the supreme court policymakers and theorists such as the expansion of government control the court as a political mechanism the power of corporations politics and the first amendment the challenge of nuclear weapons and questions relating to social justice including equal protection and the right to employment

this book explains how the idea and practice of uca are shaped by and inform constitutional politics through various social and political actors and

in both formal and informal amendment processes across asia this is the first book length study of the law and politics of unconstitutional constitutional amendments in asia comprising ten case studies from across the continent and four broader theoretical chapters the volume provides an interdisciplinary comparative perspective on the rising phenomenon of unconstitutional constitutional amendments uca across a range of political legal and institutional contexts the volume breaks new ground by venturing beyond the courts to consider uca not only as a judicial doctrine but also as a significant feature of political and intellectual discourse the book will be a valuable reference for law and political science researchers as well as for policymakers and ngos working in related fields offering broad coverage of jurisdictions in east asia southeast asia and south asia it will be useful to scholars and practitioners within asia as well as to those seeking to better understand the law and politics of the region

during the last two decades serious attempts to alter basic constitutional structures have taken place in many industrial nations even in those often thought to have highly stable political institutions in some cases such as belgium and spain far reaching constitutional changes have been put in place in others advocates of reform have achieved only partial victories or have been entirely frustrated in all cases controversy over the constitution has been intense involving basic conceptions of legitimacy representation sovereignty and the purposes of the state constitutional politics often reveals much about political life of modern societies that is obscured in day to day events the results of constitutional changes can significantly affect the distribution of power the ability to manage conflict and the outcomes of policy debates this book explores the dynamics of constitutional politics through case studies of spain belgium canada the united kingdom the united states west germany and eastern europe including poland prepared by leading students of these countries other chapters draw out the more general patterns of constitutional politics highlighting the pressures which lead to change and the formidable obstacles confronting them

what does it mean to have a constitution scholars and students associated with walter murphy at princeton university have long asked this question in their exploration of constitutional politics and judicial behavior these scholars concerned with the making maintenance and deliberate change of the constitution have made unique and significant contributions to our understanding of american constitutional law by going against the norm of court centered and litigation minded research beginning in the late 1970s this new wave of academics explored questions ranging from the nature of creating the u s constitution to the philosophy behind amending it in this collection sotirios a barber and robert p george bring together fourteen essays by members of this princeton group some of the most distinguished scholars in the field these works consider the meaning of having a constitution the implications of particular choices in the design of constitutions and the meaning of judicial supremacy in the interpretation of the constitution the overarching ambition of this collection is to awaken a constitutionalist consciousness in its readers to view

themselves as potential makers and changers of constitutions as opposed to mere subjects of existing arrangements in addition to the editors the contributors are walter f murphy john e finn christopher l eisgruber james e fleming jeffrey k tulis suzette hemberger stephen macedo sanford levinson h n hirsch wayne d moore keith e whittington and mark e brandon

the eleven essays in this volume supplemented by an editorial introduction centre around three overlapping problems first why would a society want to limit its own sovereign power by imposing constitutional constraints on democratic decision making second what are the contributions of democracy and constitutions to efficient government third what are the relations among democracy constitutionalism and private property this comprehensive discussion of the problems inherent in constitutional democracy will be of interest to students in a variety of social sciences it illuminates particularly the current efforts of many countries especially in latin america to establish stable democratic regimes

american constitutionalism rests on premises of popular sovereignty but serious questions remain about how the people and their rights and powers fit into the constitutional design in a book that will radically reorient thinking about the constitution and its place in the polity wayne moore moves away from an exclusive focus on courts and judges and considers the following queries who is included among the people how are the people politically configured how may the people act and how do the people relate to government and other representative structures going beyond though not excluding relevant discussions of specific constitutional texts such as the preamble articles v and vii and the ninth tenth and fourteenth amendments moore examines historical material from the antebellum period such as the opinions of u s supreme court justices in the notorious dred scott case and significantly different perspectives from the writings and speeches of frederick douglass he also looks at influential thinking from the founding period and examines precedents set during prominent controversies involving the establishment of a national bank regulations of the economy and efforts to limit sexual and reproductive choices the penultimate chapter explores issues raised by claims of state interpretive autonomy and the conclusion models various dimensions of the constitutional order as a whole the book offers fresh insights into central problems of constitutional history theory and law originally published in 1996 the princeton legacy library uses the latest print on demand technology to again make available previously out of print books from the distinguished backlist of princeton university press these editions preserve the original texts of these important books while presenting them in durable paperback and hardcover editions the goal of the princeton legacy library is to vastly increase access to the rich scholarly heritage found in the thousands of books published by princeton university press since its founding in 1905

scholars from political science and law examine the latest research on the constitutionalization of politics in comparative perspective the scope

includes both inter country and intra country perspectives institutional and systemic analyses common and civil law systems focusing on historical and contemporary case studies there are chapters limited to a concrete legal and political system analyzing the tools and processes guarding constitutionalization of politics in such countries as the united states germany france italy poland finland and bulgaria as well as studies offering comparative analysis of various institutions representing different countries and different legal and political systems taken together this book uncovers a wide variety of legal and political cultures systems of governments and forms of territorial organization once uncovered this approach makes it easier to determine repetitive patterns which may be observed in constitutional review and constitutional interpretation or significant differences occurring in the models of constitutionalization of politics around the world constitutionalization of politics in comparative perspective tackles important debates among academics interested in the theoretical and practical aspects of constitutions and constitutionalism and will appeal to social scientists including sociologists philosophers security studies and international relations experts but also cultural studies scholars the publication is a result of a research project constitutionalization of politics as an element of checks and balances system in comparative perspective funded by the polish national science center ncn 2018 31 b hs5 02637

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excerpt from politics an introduction to the study of comparative constitutional law the structure and development of the state as an organism for the concentration and distribution of the political power of the nation form the subject matter of analytical politics or of politics as a science while the determination of what the state should do falls within the sphere of practical politics or of politics as an art analytical politics or politics as a science concerns itself with the construction of governments with their instrumentalities for carrying out the will and using the force of communities or nations and with reference to a particular government at a particular period it may point out in what person or department the preponderance of power lies or how power is distributed in short it treats of the mechanism of government illustrated by its development it may be properly termed the science of government political motives and aims on the other hand represent merely the various states of mind and views of conduct actuating those whether few or many who aid in determining the will of the nation and pertain properly to the art of government about the publisher forgotten books publishes hundreds of thousands of rare and classic books find more at forgottenbooks.com this book is a reproduction of an important historical work forgotten books uses state of the art technology to digitally reconstruct the work preserving the original format whilst repairing imperfections present in the aged copy in rare cases an imperfection in the original such as a blemish or missing page may be replicated in our edition we do however repair the vast majority of imperfections successfully any imperfections that remain are intentionally left to preserve the state of such historical works

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