

Andrs Gil Dominguez Neoconstitucionalismo Y Derechos Colectivos

Lecciones de Derecho constitucional. Teoría de la Constitución y Organización del Estado. Tomo I Economic Systems and Human Rights Derecho penal constitucional. Las garantías El proceso con derechos humanos. Derecho penal de la traición a la patria La justicia constitucional Inter-American Judicial Constitutionalism Diálogo Transjudicial entre Direitos Humanos e Direitos Fundamentais Estudios en homenaje a Marcia Muñoz de Alba Medrano Neoconstitucionalismo y derechos colectivos Escritos sobre neoconstitucionalismo Alfonso Santiago Francesco Vigliarolo Amando Aquino Britos Calvinho, Gustavo Amando Aquino Britos Pablo Dermisaki Peredo Manuel Eduardo González Mera Carlos Wagner Dias Ferreira András Gil Domínguez András Gil Domínguez

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en esta obra se comparten algunas de las ideas fundamentales del derecho constitucional argentino a partir de las clases que imparte el profesor alfonso santiago para los alumnos de grado y posgrado en la universidad austral en este primer tomo se estudia el concepto y los fines del derecho constitucional y de la constitución se abordan los distintos principios y técnicas constitucionales los fundamentos filosóficos históricos y normativos de la disciplina jurídica y su relación con otras ciencias asimismo se analizan las distintas fuentes del derecho constitucional argentino y las dos notas fundamentales que caracterizan a la constitución nacional y que la diferencian de cualquier otra norma su origen en el poder constituyente y su carácter supremo lo que exige como contrapartida el establecimiento de un sistema de control de constitucionalidad el libro presenta una propuesta innovadora para el estudio del derecho constitucional desde la óptica de una teoría constitucional del personalismo solidario que concibe a la persona humana como principio y fin de todo el ordenamiento jurídico

economic systems driven by monetary interests have enabled individuals international institutions and governments to prioritize financial gain and budget constraints over people this has placed global dominance above human rights this edited volume tackles the relationship between human rights and economic systems providing new ways to help countries prioritize human rights in their economies it includes contributions from scholars actively involved with the unesco chair in economic systems and human rights founded at the national university of la plata these contributors specialize in a range of topics within different disciplines including economics sociology history geography law and philosophy providing historical insights into past and present conditions the contributors explore the best ways to reform modern economic systems to ensure they promote human rights the first half of the book includes theoretical proposals and underlying themes while the second half offers concrete models and practices for use in today's dominant economic systems unique contributions within chapters include frameworks readers can use to apply socioeconomic theory at both national and international levels the book examines structural problems such as socio environmental crises increased rates of inequality and gaps between the economy and society it discusses the transformation of dominant socio economic theory as it relates to financial systems productive labor markets social participation and the relationship between the economy society and the environment chapters directly address the loss of the ontological function in economies and propose new approaches to existing economic systems drawing on scholars such as adam smith who is well known for his idea of the invisible hand the resulting book presents a modern approach to national and international well being built around human rights readers will learn about the socioeconomic models and practices that best promote economic socialization and how this relates to global values shared across economies

se trata de una obra que van a disfrutar abogadas y abogados en cuyas páginas van a encontrar las claves para reafirmar el estado de derecho y el modo de hacer las cosas en materia penal pero también espero que el libro llegue a las manos de los estudiantes en quienes depositamos las esperanzas que sean mejores que nosotros que logren concretar aquellas cosas que nosotros no supimos o no fuimos capaces de hacer la publicación de un libro siempre es una noticia para festejar los libros nos hacen mejores personas pero particularmente las enseñanzas de este libro nos hacen mejores como sociedad mario alberto juliano

el hombre del siglo xxi es realmente el centro y fin del ordenamiento jurídico ocupa el lugar de privilegio que merece en el sistema sociopolítico tiene a su alcance los medios necesarios para efectivizar sus derechos cuál es el modelo de enjuiciamiento que debe reconocer y adoptar la democracia para que los derechos humanos sean respetados en plenitud esta obra hace meditar al lector acerca de estos y muchos otros interrogantes al tiempo que alienta la factibilidad de construir un sistema de justicia respetuoso de los derechos humanos y los valores democráticos el autor propone una visión diferente y sistemática atendiendo la evolución política social filosófica jurídica y tecnológica de las últimas décadas con el objetivo de revisar y relacionar diversos conceptos el derecho procesal es conectado con otras disciplinas jurídicas y otras ramas del saber humano rompiendo los moldes clásicos para dar cabida a los aportes provenientes del derecho internacional humanitario en este contexto se destaca al proceso como una garantía humana garantía de garantías que surge de la dignidad de la propia persona y que constituye un método pacífico de debate donde confluyen el sistema y el caso concreto erigiéndose a la vez como uno de los límites al poder el proceso con derechos humanos en definitiva nos invita a reflexionar sobre el hombre y el problema de la efectivización de una muy preciada pertenencia sus derechos esta obra hace meditar al lector acerca de estos y muchos otros interrogantes al tiempo que alienta la factibilidad de construir un sistema de justicia respetuoso de los derechos humanos y los valores democráticos el autor propone una visión diferente y sistemática atendiendo la evolución política social filosófica jurídica y tecnológica de las últimas décadas con el objetivo de revisar y relacionar diversos conceptos el derecho procesal es conectado con otras disciplinas jurídicas y otras ramas del saber humano rompiendo los moldes clásicos para dar cabida a los aportes provenientes del derecho internacional humanitario en este contexto se destaca al proceso como una garantía humana garantía de garantías que surge de la dignidad de la propia persona y que constituye un método pacífico de debate donde confluyen el sistema y el caso concreto erigiéndose a la vez como uno de los límites al poder el proceso con derechos humanos en definitiva nos invita a reflexionar sobre el hombre y el problema de la efectivización de una muy preciada pertenencia sus derechos

el autor aborda la relación entre el derecho constitucional y el penal a partir del concepto de traición a la patria toma el delito de enriquecimiento ilícito como un atentado contra el sistema democrático y estructura una categoría jurídica que define como la teoría del traidor a la patria que la diferencia con la llamada teoría del derecho penal del enemigo parte del análisis de democracia estado de derecho las garantías constitucionales del ciudadano como las prerrogativas del funcionario público y su situación ante la sociedad y el ordenamiento jurídico vigente toma la constitución como premisa y la llamada teoría de la imputación objetiva del derecho penal para analizar tal problemática desde allí cuestiona una instrumentación estatal de tipo infraconstitucional que no se compadece con los mandatos de nuestro máximo texto legal y que restringen los derechos del hombre como el que se le veda la participación y control de la cosa pública propone alternativas para superar el déficit que encuentra entre la constitución y la práctica institucional

o estudo que se consagra neste livro rompe por meio da teoria do diálogo transjudicial com os paradigmas hierárquico e territorial por muitos apontado na relação entre o direito nacional e o direito internacional a partir da construção de um sistema político de proteção judicial entre os direitos humanos e os direitos fundamentais a forma como os tribunais argumentam em suas decisões segue uma matriz dialética de ideias em que uma decisão incorpora diferencia ou alarga sentidos e premissas decisórias de outros precedentes estrangeiros esvaziando qualquer relevância do escalonamento hierárquico de normas com o reconhecimento de uma política rede sistêmica de direitos humanos e direitos fundamentais uma decisão do tribunal europeu de direitos humanos pode dialogar com algum juiz ou tribunal nacional do regime interamericano sem que haja necessidade de se valer de procedimentos de internalização do direito estrangeiro na ordem jurídica interna e mais do que isso as cortes nacionais podem reinterpretar o direito interno interpretado pelos tribunais internacionais ainda que a eles não estejam vinculados e ao mesmo tempo as cortes internacionais ficam autorizadas a conferir nova interpretação o exegese dada pelos tribunais nacionais aos direitos humanos previstos em tratados ou convenções internacionais esse diálogo horizontaliza o liame entre juízes e tribunais de qualquer ordem jurídica que enfrentam questões relativas a direitos humanos e direitos fundamentais

a study of how a constitution serves as a philosophical reflection of social values while the book provides a historical treatment of the evolution of constitutions its focus is on the philosophical development of the post 1945 german constitution

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