

Constitutional Language

AN INTERPRETATION OF
JUDICIAL DECISION

John Brigham



Constitutional Language An Interpretation Of Judicial Decision Contributions In Political Science

AW Chickering



Constitutional Language An Interpretation Of Judicial Decision Contributions In Political Science:

The Birth of Judicial Politics in France Alec Stone Sweet, 1992 The French Constitutional Council a quasi judicial body created at the dawn of the Fifth Republic functioned in relative obscurity for almost two decades until its emergence in the 1980s as a pivotal actor in the French policymaking process Alec Stone focuses on how this once docile institution through its practice of constitutional review has become a meaningfully autonomous actor in the French political system After examining the formal prohibition against judicial review in France Stone illustrates how politicians and the Council have collaborated over the course of the last decade often unintentionally and in the service of contradictory agendas to significantly enhance Council s power While the Council came to function as a third house of Parliament the legislative work of the government and Parliament was meaningfully juridicized Through a discussion of broad theoretical issues Stone then expands the scope of his analysis to the politics of constitutional review in Germany Spain and Austria **Library of**

Congress Catalogs Library of Congress, 1980 **Monographic Series** Library of Congress, **The Comparative Turn in Canadian Political Science** Linda White, Richard Simeon, Robert Vipond, Jennifer Wallner, 2009-01-01 Over the past decade the study of Canadian politics has changed profoundly The introspective insular and largely atheoretical style that informed Canadian political science for most of the postwar period has given way to a deeper engagement with and integration into the global field of comparative politics This volume is the first sustained attempt to describe analyze and assess the comparative turn in Canadian political science Canada s engagement with comparative politics is examined with a focus on three central questions In what ways and how successfully have Canadian scholars contributed to the study of comparative politics How does study of the Canadian case advance the comparative discipline Finally can Canadian practice and policy be reproduced in other countries Columbia Law Review , 1978 **Books in Series** , 1985 Vols for 1980 issued in three parts Series Authors and Titles **Law and Legal Culture in Comparative Perspective** Günther

Doeker-Mach, Klaus A. Ziegert, 2004 Comparative legal studies are at last commanding the thoughts of contemporary jurists Alice ES Tay Drawing on an impressive ancestry in comparative law the 22 contributions in this volume by authors from Asia Australia and Europe go further in their complex conception of law and culture They look at the new principles and concepts of a transnational global law in new multiple contexts and in diverse juxtapositions with new institutions and authorities In an unplanned but cohesive pattern the individual contributions together open a fresh vision of the use and value of comparative legal studies for the assessment of the function and limitations of the law of a global society *The Constitution of the United States* , 1987 *Language and Legal Judgments* Stanisław Goźdz-Roszkowski, 2024-02-06 Integrating research methods from linguistics with contemporary legal argumentation theory this book highlights the complexities of legal justification by focusing on the role of value laden language in argument construction and use The combination of linguistic analysis and the pragma dialectic approach to legal argumentation yields a new way of perceiving and understanding the

phenomenon of evaluation one that offers theoretical and practical gains Analyzing a vast corpus of judicial opinions from the US Supreme Court and Poland s Constitutional Tribunal the book paints a clear picture of complex linguistic choices made by judges to assess and support arguments in the justifications of their decisions The book will be of interest to scholars in Law Linguistics and Rhetoric as well as to judges and practicing lawyers engaged in the art of argumentation Law, Legal Culture and Politics in the Twenty First Century Günther Doeker-Mach,Klaus A. Ziegert,2004 This is a collection of essays on general and specific topics of comparative private and comparative public law by distinguished legal scholars from every part of the world in honour to the work of Alice Ehr Soon Tay The essays demonstrate the changing approach to common law in legal culture and present a body of texts on comparative law problems arching from Asia to Europe to Australia The volume furthermore indicates that there is no area where comparative law has proved more dominant and useful than in regard to human rights and comparative constitutional analysis Finally this book is an outstanding cross cultural contribution to comparative private law and comparative constitutional law in terms of understanding legal culture and law It will be invaluable to all those who practise teach or judge law Articles by Kim Santow Saul Fridman W M C Gummow J A Jolowicz Hiroshi Matsuo Ivan Shearer Christopher Birch Tom Campbell Roland Drago Jennifer Hill Michael Kirby Karin Lemercier Aleksander Peczenik Robert S Summers Albert H Y Chen Jianfu Chen Edward McWhinney Eric Smithburn Klaus A Ziegert Margaret Allars Han Depei Guenther Doeker Mach Hoang Van Hao Tommy Koh Adam Lopatka Gabriel A Moens Cao Duc Thai Wang Gungwu Peter Wesley Smith Murray Gleeson Julia Horne List of Publications of Alice Erh Soon Tay **Bowker's Law Books and Serials in Print** ,1995 **Subject Catalog** Library of Congress,1979 **The Oxford Handbook of Portuguese Politics** Jorge M. Fernandes,Pedro Magalhães,António Costa Pinto,2022 The Oxford Handbook of Portuguese Politics brings together the best scholars in the field offering an unrivalled coverage of the politics of the country over the past 50 years The eight sections examine historical background institutions policymaking European integration and defence amongst others **Current Publications in Legal and Related Fields** ,1978 **Popular Sovereignty and the Crisis of German Constitutional Law** Peter C. Caldwell,1997 A path breaking critical analysis of the meaning and interpretation of the German constitution in the Weimar years 1919 1933 *The Law and Critical Discourse Studies* Le Cheng,David Machin,2023-10-24 This book provides a range of highly accessible approaches from Discourse Studies for analyzing legal language in legislation documents proceedings and in news media reporting In this insightful volume scholars from both Law and Linguistics come together to provide a range of approaches from Discourse Studies for analyzing legal language in legislation documents and proceedings and in news media reporting The book begins with tackling exactly why such approaches are hugely helpful and valuable for understanding the nature of legal language and how it is used The chapters written in an accessible manner show how discourse analysis can be used to throw light on the ideas and values which can be buried in legal language The book provides a valuable resource for researchers wishing to carry out their own research or for

use in teaching The Law and Critical Discourse Studies will be a key resource for academics researchers and advanced students of law language and linguistics discourse studies sociology and media and cultural studies This book was originally published as a special issue of the journal Critical Discourse Studies **Readings on the Development of the**

AMERICAN CONSTITUTION O. Lawrence Burnette, Jr.,2011-01-13 This compilation is an effort historically to trace the systematic and ordered changes in Constitutional thinking by judicious selection of the key operative phrases and concepts imbedded in hundreds of cases of varying importance more clearly to illustrate the evolutionary process by which the Constitution has come to have its current form and meaning The effort has been to extract from the hundreds of case decisions and dissents those immutable words and phrases which capture the essence of the points at issue in the Justice's own words just as they wrote them in the white heat of judicial argument Moreover the effort has been to trace the chain of precedents for cases and concepts more clearly to show how the jigs and jogs of decisions have altered the Constitution as applied Whether or not agreed to being the subject of strong controversy between the members of the Court itself that process is one of organic evolutionary growth reflecting the changing times concepts legal theory and political ideas in the American experience In a larger perspective the Constitution has been the greatest American export to a world grappling with the desire to emulate the American experience of liberty under law The volume will be of interest to students of the subject as well as the legal profession it is the product of a lifetime spent in the study and teaching of the Great Document

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