

*THE CONSTITUTION  
RECONSIDERED*

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1938

# Constitution Reconsidered

**Michael Foley**



## Constitution Reconsidered:

**China's Quest for a Modern Constitutional Polity** Michael To, China's fast rise in recent decades has surprised and bewildered many. As the world's second largest economy and with one fifth of the world's population, China's future has tremendous implications for the rest of the world. The world needs a peaceful and responsible China. This requires China to develop a political system with a constitutional reform matching the aspirations of her people and her role in the world. This volume documents China's social, political and cultural transformations in the past one hundred and fifty years as they are experienced in China by the Chinese. The insights derived from this volume are the result of a deep bi-cultural understanding of both East and West. By sharing these insights, this book hopes to shed light on China's future possibilities. The Silence of Constitutions (Routledge Revivals) Michael Foley, 2013-01-11. First published in 1989, Michael's Foley's book deals with the abeyances present in both written and unwritten constitutions, arguing that these gaps in the explicitness of a constitution and the various ways they are preserved provide the means by which constitutional conflict is continually postponed. Abeyances are valuable therefore not in spite of their obscurity but because of it. Creating the Constitution Thornton Anderson, 2011-09-30. Creating the Constitution presents a different interpretation of the Convention and the First Congress, derived largely from a close reading of Farrand's Records and the Annals of Congress. Among its special features are a critical perspective on the Framers, an examination of Court Whig influence on the Federalists, the identification of a third group, the state Federalists, between the nationalists and states' rightsers, and a view of the First Congress as distorting the aims of the Convention. **The United States Constitution (Revisited)** J. Jackson Owensby, 2011-02. The Bill of Rights and Beyond, 1791-1991 Commission on the Bicentennial of the United States Constitution, 1991. Discusses the twenty-six amendments to the United States Constitution, how each amendment was added, the people responsible, such as George Mason, James Madison, and Carrie Chapman Catt, and also provides for classroom learning activities. **The Politics of the British Constitution** Michael Foley, 1999. The Politics of the British Constitution provides the first major assessment of the properties, dynamics, and implications of the new area of political exchange. **Constitutions of Nations** Amos Jenkins Peaslee, 1950. **The Constitutional Jurisprudence of the Federal Republic of Germany** Donald P. Kommers, Russell A. Miller, 2012-11-09. The third edition of this renowned English language guide to German constitutional law has been fully updated and significantly expanded to incorporate previously omitted topics and recent decisions of the German Federal Constitutional Court. *Constitutional Cultures* Ulrike Bock, Katrin Dirksen, Silke Hensel, 2013-01-14. Written constitutions are an important attribute of nation states and have become a global phenomenon over the past 200 years. The process began with the revolutions in the Atlantic World, from where it spread to other regions. The present volume looks into the complex of constitutions, the fundamental values conveyed by the constitutional texts, the building and functioning of new constitutional bodies, and their symbolic representation. All the authors work on the assumption that in order to fully understand the

constitutional order and its history it is necessary in addition to studying the legal text to analyse its special forms of implementation and legitimisation Therefore culture is seen as an important component of constitutional history The volume brings together historians from Argentina France Germany Great Britain Spain and the United States all are specialised in constitutional history and political culture in the 19th century Their contributions include case studies on the colonial European powers as well as their colonies or ex colonies in the Americas A special aim of the volume is to show the connectedness of the constitutional processes that took place in these regions during the late 18th and the 19th centuries By connecting two vibrant research areas this volume makes an important contribution to studies on political culture and the history of the Atlantic World The book targets a broad academic readership especially in the fields of cultural studies history and political science and contributes to an internationalisation of the academic debate on the concept of constitutional culture

*Materials for the Study of Federal Government* Dorothy Louise Campbell Culver Tompkins, 1948 *White Party, White Government* Joe R. Feagin, 2012-04-23 *White Party* *White Government* examines the centuries old impact of systemic racism on the U S political system The text assesses the development by elite and other whites of a racialized capitalistic system grounded early in slavery and land theft and its intertwining with a distinctive political system whose fundamentals were laid down in the founding decades From these years through the Civil War and Reconstruction to the 1920s the 1930s Roosevelt era the 1960s Johnson era through to the Ronald Reagan George H W Bush and Barack Obama presidencies Feagin exploring the effects of ongoing demographic changes on the present and future of the U S political system

**Revisions and Dissents** Paul Gottfried, 2017-04-15 Paul Gottfried s critical engagement with political correctness is well known The essays in *Revisions and Dissents* focus on a range of topics in European intellectual and political history social theory and the history of modern political movements With subjects as varied as Robert Nisbet Whig history the European Union election of 2014 and Donald Trump the essays are tied together by their strenuous confrontation with historians and journalists whose claims about the past no longer receive critical scrutiny According to Gottfried successful writers on historical topics take advantage of political orthodoxy and or widespread ignorance to present questionable platitudes as self evident historical judgments New research ceases to be of importance in determining accepted interpretations What remains decisive Gottfried maintains is whether the favored view fits the political and emotional needs of what he calls verbalizing elites In this highly politicized age Gottfried argues it is necessary to re examine these prevalent interpretations of the past He does so in this engaging volume which will appeal to general readers interested in political and intellectual history

*The Constitutional Convention and the Formation of the Union* Winton U. Solberg, 1990 This book contains James Madison s notes on the debates which provide a first hand view of the drafting of the nation s fundamental charter An introduction by Solberg places the origins of the Constitution in the broader historical perspective of the development of political theory and constitutional practice in Western civilization The book also links the formation of the Constitution to the

events of the American Revolution from the Stamp Act Crisis to the Bill of Rights Solberg provides background on the ratification of the Constitution biographical sketches of each participant in the Philadelphia Convention and population figures on which representation was to be based Back cover      *The Original Meaning of the Fourteenth Amendment* Randy E. Barnett,Evan D. Bernick,2021-11-02 A renowned constitutional scholar and a rising star provide a balanced and definitive analysis of the origins and original meaning of the Fourteenth Amendment Adopted in 1868 the Fourteenth Amendment profoundly changed the Constitution giving the federal judiciary and Congress new powers to protect the fundamental rights of individuals from being violated by the states Yet according to Randy Barnett and Evan Bernick the Supreme Court has long misunderstood or ignored the original meaning of the amendment s key clauses covering the privileges and immunities of citizenship due process of law and the equal protection of the laws Barnett and Bernick contend that the Fourteenth Amendment was the culmination of decades of debates about the meaning of the antebellum Constitution Antislavery advocates advanced arguments informed by natural rights the Declaration of Independence and the common law They also utilized what is today called public meaning originalism Although their arguments lost in the courts the Republican Party was formed to advance an antislavery political agenda eventually bringing about abolition Then when abolition alone proved insufficient to thwart Southern repression and provide for civil equality the Fourteenth Amendment was enacted It went beyond abolition to enshrine in the Constitution the concept of Republican citizenship and granted Congress power to protect fundamental rights and ensure equality before the law Finally Congress used its powers to pass Reconstruction era civil rights laws that tell us much about the original scope of the amendment With evenhanded attention to primary sources *The Original Meaning of the Fourteenth Amendment* shows how the principles of the Declaration eventually came to modify the Constitution and proposes workable doctrines for implementing the key provisions of Section 1 of the Fourteenth Amendment

**Alexander Hamilton and the Growth of the New Nation** John C. Miller,2023-01-06 Probably no American statesman displayed more constructive imagination than did Alexander Hamilton Prodigal of ideas bursting with plans for diversifying the economy and obsessed by a determination to make the United States a powerful nation under a centralized government he left an imprint upon this country that time has not effaced *Alexander Hamilton and the Growth of the New Nation* is the premier biography of Alexander Hamilton written by one of the foremost scholars of early American history Hamilton s career was at times contradictory born in John Adams s words the bastard brat of a Scotch peddler he rose to high social political and military position in the newly born country He dreaded divisiveness yet his strategies and actions aggravated political sectionalism Miller weaves together the complex facets of Hamilton s life to make a vivid absorbing biography

**Keeping the Republic** Dennis Hale,Marc Landy,2024-04-04 *Keeping the Republic* is an eloquent defense of the American constitutional order and a response to its critics including those who are estranged from the very idea of a fixed constitution in which the living are governed by the dead Dennis Hale and Marc Landy take seriously the criticisms of the

United States Constitution Before mounting their argument they present an intellectual history of the key critics including Thomas Paine William Lloyd Garrison Henry David Thoreau Woodrow Wilson Robert Dahl Sanford Levinson and the authors of The 1619 Project Why they ask if the constitutional order is so well designed do so many American citizens have a negative view of the American political order To address that question they examine the most crucial episodes in American political development from the Founding to the present Hale and Landy frame their defense of the Constitution by understanding America in terms of modernity where small republics are no longer possible and there is a need to protect the citizens of a massive modern state while still preserving liberty The Constitution makes large popular government possible by placing effective limits on the exercise of power The Constitution forces the people to be governed by the dead both to pay the debt we owe to those who came before us and to preserve society for generations yet unborn The central argument of Keeping the Republic is that the Constitution provides for a free government because it places effective limits on the exercise of power an essential ingredient of any good government even one that aims to be a popular government That the people should rule is a given among republicans that the people can do anything they want is a proposition that no one could accept with their eyes wide open Thus the limits that the Constitution places on American political life are not a problem but a solution to a problem Hale and Landy offer both a survey of American anti constitutionalism and a powerful argument for maintaining the constitutional order of the nation s Framers      **Power and Policy in Quest of Law** Myres S. McDougal,W.M. Reisman,2024-09-02      Digest of the Laws, Decisions and Enactments of the R.W. Grand Lodge of the United States, I.O.O.F., from Its Organization to and Including the Year 1870 Independent Order of Odd Fellows. Grand Lodge of the United States,1871      **Digest of the Laws, Decisions and Enactments of the R. W. Grand Lodge** John White,2022-12-05 Reprint of the original first published in 1871      The Supreme Court in and of the Stream of Power Kermit L. Hall,2000 First Published in 2001 Routledge is an imprint of Taylor Francis an informa company

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