

**CONSTITUTIONAL
OPTIONS
FOR A
DEMOCRATIC
SOUTH AFRICA
A
COMPARATIVE
PERSPECTIVE**

Ziyad Motala

Constitutional Options For A Democratic South Africa A Comparative Perspective

PT Brinkman



Constitutional Options For A Democratic South Africa A Comparative Perspective:

Constitutional Options for a Democratic South Africa Ziyad Motala, 1994 He contends that the constitutions and state practices employed thus far by African states have not facilitated political and socioeconomic development and recommends different constitutional and state options for South Africa Comparative Constitutionalism and Good Governance in the Commonwealth John Hatchard, Muna Ndulo, Peter Slinn, 2004-07-08 The central role that good effective and capable governance plays in the economic and social development of a country is now widely recognised Using the Commonwealth countries of eastern and southern Africa this book analyses some of the key constitutional issues in the process of developing strengthening and consolidating the capacity of states to ensure the good governance of their peoples Utilising comparative material the book seeks to draw lessons both positive and negative about the problems of constitutionalism in the region and in doing so critically addresses the legal issues involved in seeking to make constitutions work in practice *Legal Visions of the 21st Century* Antony Anghie, Garry Sturgess, 1998-10-29 Wouter de Vos **Exodus From Empire** Terrence E. Paupp, 2006-11-20 This book lays out a comprehensive vision for a new world order based on cooperation between the developing world and leading Left countries in Latin America Arguing that the ravages of corporate capitalism are unsustainable Terrence E Paupp presents an energetic critique of the problems of empire and looks ahead to a global countermovement against the IMF and US hegemony *Modern Constitutional Law: The states and the federal government* Chester James Antieau, 1997 Human Rights and Dynamic Humanism Winston P. Nagan, John A.C. Cartner, Robert J. Munro, 2016-11-07 This book emphasizes a forgotten aspect of human rights i e to establish that human rights captures its meaning from human activism and advocacy It explores factors which drive the advocacy of human rights integrating religious values reflected in human rights law The book explores human rights activism in the history of ideas and the contributions of Celtic culture It develops the framework for understanding the human rights struggle and the advocacy functions which drive it exploring the critical role of emotion in the form of sentiment either positive or negative that promotes or prevents human rights violations The negative sentiment chapter explores the major forms of human rights violations Positive sentiment explores the role of affect empathy and human solidarity in the promotion of the culture of human rights Further chapters explore affect gender and sexual orientation human rights and socio economic justice human rights and revolution transitional justice indigenous human rights nuclear weapons and intellectual property Confronting the Challenges and Prospects in the Creation of a Union of African States in the 21st Century E. Ike Udogu, 2010-02-19 Confronting the Challenges and Prospects in the Creation of a Union of African States in the 21st Century frames the discourse around the important issue of African unification against the backdrop of the region s political and economic marginalization Arguably the richest continent in the world in terms of its abundant untapped natural resources and human capital it still lags behind the other regions of the world developmentally Undeniably Africa is at the crossroads in this

millennium within the context of the powerful events and effects of the New Globalization One of the central issues that academics and political actors interested in African development must tackle immediately is how to make the region politically and economically relevant in global affairs These objectives could be attained through continental amalgamation Accordingly this book debates and suggests inter alia strategies that might advance Africa's unification effort in order to provide the politico economic clout needed to spur continental development Further it argues that such a Union of African States is critical for promoting the good political life for all Africans

Encyclopedia of Human Rights David P Forsythe, 2009-08-27 Winner of the 2010 Dartmouth Medal this major five volume encyclopedia offers comprehensive coverage of all aspects of human rights theory practice law and history The set will provide situation profiles and full coverage of the development of the movement historical cases of abuse the key figures major organizations and a range of other issues in economics government religion and journalism that touch on human rights theory and practice In addition to providing original analytical articles covering standard subjects such as the right to health and health care Amnesty International the Balkan wars and former President of Ireland Mary Robinson it offers innovative coverage of such subjects as the Internet intellectual property rights the American civil rights movement globalization and Brazil in historical context Focusing primarily on developments since 1945 it offers an unrivaled reference source for students and researchers even human rights experts are likely to find much original material and keen insights in many of the entries

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Comparative Constitution Making David Landau, Hanna Lerner, 2019 Recent years have witnessed an explosion of new research on constitution making Comparative Constitution Making provides an up to date overview of this rapidly expanding field

Temple international and comparative law journal, 1997

International Comparative Perspectives on Religion and Education Charl C. Wolhuter, Corene de Wet, 2014-05-31 This book scrutinises religion in education in ten countries It reveals much about the tension between religion and education in secular countries and the blending between religion and education in religious countries such as Iran and Malaysia as well as secular countries such as the Netherlands It also shows the important role the church currently plays in education in developing countries such as Tanzania

The Post-apartheid Constitutions Penelope Andrews, Stephen Ellmann, 2001 In a book which offers a unique range of perspectives on the development of South Africa's Interim and final Constitutions scholars practising lawyers members of the judiciary and the Human Rights Commission and political leaders illuminate the many issues of process substance and context presented by the Constitutions

Essays on process make clear the challenges and the triumphs of South Africa's constitutional rebirth. The authors examine such questions as the extent of popular involvement in South Africa's exercise in constitution writing, the impact of political force, human transformation and reasoned persuasion on the agreements that were reached and the Constitutional Court's extraordinary role in assessing the negotiators' efforts. Contributions on the substance of the Constitution address both its human rights provisions and issues of governmental structure and institutional context. The articles on rights attest to the breadth of the new rights protections with essays on free speech, socio-economic rights and their application to private actors, women's rights, traditional authority, cultural rights and the rights of non-citizens. Chapters on structure and context reflect how important the institutions through which a government operates are to the actual implementation of the Constitution's aspirations. These wide-ranging pieces look at three of the newly created structures of South African government: the federal aspects of the Constitution, the Constitutional Court and the Human Rights Commission, and at the process of change in the criminal justice system, a particularly important institution carried over from an old order.

Interracial Justice Eric K. Yamamoto, 2000-12. The United States in the twenty-first century will be a nation of so-called minorities. Shifts in the composition of the American populace necessitate a radical change in the ways we as a nation think about race, relations, identity and racial justice. Once dominated by black-white relations, discussions of race are increasingly informed by an awareness of strife among non-white racial groups. While white influence remains important in non-white racial conflict, the time has come for acknowledgment of ways communities of color sometimes clash and their struggles to heal the resulting wounds and forge strong alliances. Melding race, history, legal theory, theology, social psychology and anecdotes, Eric K. Yamamoto offers a fresh look at race and responsibility. He tells tales of explosive conflicts and halting conciliatory efforts between African Americans and Korean and Vietnamese immigrant shop owners in Los Angeles and New Orleans. He also paints a fascinating picture of South Africa's controversial Truth and Reconciliation Commission as well as a pathbreaking Asian American apology to Native Hawaiians for complicity in their oppression. An incisive and original work by a highly respected scholar, *Interracial Justice* greatly advances our understanding of conflict and healing through justice in multiracial America.

The International Journal of African Historical Studies, 1996 *Michigan Journal of International Law*, 1995
Journal of international law and practice, 1992 *Review of Constitutional Studies*, 1996 *Constitutionalism and Political Reconstruction* Saïd Amir Arjomand, 2007-08-31. The themes of nation building, post-colonial modernization and constitution making, post-communist return to the rule of law and constitutional reconstruction, the global expansion of judicial power and judicial activism by the constitutional courts are usually studied by different specialists with somewhat narrow foci. This book is a unique and ambitious interdisciplinary attempt at the integration of these related fields and offers a timely theoretical synthesis of the most important global constitutional trends in the last half century. These essays by prominent authorities on different subjects and geographical areas offer a comprehensive comparative view of the most

important constitutional developments of two eras bringing together the transplantation of the constitutional pattern of the nation state and the current wave of globalization of constitutionalism and the rule of law Contributors are S A Arjomand Nathan J Brown Ruth Gavison Julian Go Keyvan Tabari Heinz Klug Jill Cottrell Yash Ghai L szl S lyom Jacek Kurczewski Anders Fogelklou Gra yna Sk pska Dieter Grimm Kim Lane Scheppele Ruth Rubio Mar n and Dicle Kogacio lu

Electoral Systems and Democratization in Southern Africa Andrew Reynolds, 1999-01-28 The design of electoral systems and executive types is increasingly being recognized the key lever of constitutional engineering to be applied in the interests of political accommodation and stability in ethnically divided societies In this groundbreaking comparative study of democratic design in Southern Africa Andrew Reynolds finds that the decisions about how to constitute representative parliaments have wide ranging effects on the type of parties and party system that develops the nature of executive legislative relations and the inclusiveness of both majority and minority interests in the process of governance While electoral system design is the primary focus of the book the related constitutional issues of whether to choose a presidential or parliamentary system and whether to entrench consensual consociational or majoritarian government are also discussed Analysing the experiences of Malawi Namibia South Africa Zambia and Zimbabwe the author presents a host of revealing conclusions that help shed light on the success or failure of democratic design in other fledgling democracies in both Africa and beyond

Constitutional Change and Constitutionalism in Africa , 2025-05-16 The new generation of African constitutions crafted in the 1990s marked the beginning of a trend that promised a radical transformation of the continent s governance landscape This movement aimed to eliminate the risks of coups and political instability that had plagued Africa since the 1960s by embedding democracy and constitutionalism However the wave of constitutional reforms post 1990s seems to have sparked a contagious fever of making unmaking and remaking constitutions The nature and frequency of these changes threaten to undermine the progress made in entrenching a culture of constitutionalism good governance and respect for the rule of law It is therefore no surprise that there is almost universal agreement that Africa is now facing a profound crisis of democracy and constitutionalism Constitutional Change and Constitutionalism in Africa examines the nature and extent of these changes which have been occurring more frequently and sometimes more arbitrarily than anticipated Among the main questions investigated are the constitution making process and the roles of various internal actors such as the legislature executive and judiciary as well as external actors like the African Union and Regional Economic Communities in the different processes of constitutional change Ultimately the discussions aim to explore how the processes of constitutional change whether inevitable and unavoidable or contrived can be conducted in a manner that does not undermine or threaten the efforts to entrench democracy constitutionalism good governance and respect for the rule of law on the African continent

Constitutional Options For A Democratic South Africa A Comparative Perspective Book Review: Unveiling the Power of Words

In a world driven by information and connectivity, the energy of words has become more evident than ever. They have the capability to inspire, provoke, and ignite change. Such may be the essence of the book **Constitutional Options For A Democratic South Africa A Comparative Perspective**, a literary masterpiece that delves deep into the significance of words and their impact on our lives. Written by a renowned author, this captivating work takes readers on a transformative journey, unraveling the secrets and potential behind every word. In this review, we shall explore the book's key themes, examine its writing style, and analyze its overall effect on readers.

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