



# Constitutions in a Nonconstitutional World

Arab Basic Laws and the Prospects  
for Accountable Government

Nathan J. Brown

# Constitutions In A Nonconstitutional World

**Zachary Elkins, Tom Ginsburg, James  
Melton**



## **Constitutions In A Nonconstitutional World:**

**Constitutions in a Nonconstitutional World** Nathan J. Brown, Professor of Political Science and International Affairs and Director Institute for Middle East Studies Nathan J Brown, 2002-01-01 Uses the Arab experience to explain the appeal of constitutional documents to authoritarian political regimes *Constitutions in Authoritarian Regimes* Tom Ginsburg, Alberto Simpser, 2014 This volume explores the form and function of constitutions in countries without the fully articulated institutions of limited government **Unconstitutional Constitutional Amendments** Yaniv Roznai, 2017 Can constitutional amendments be unconstitutional Using theoretical and comparative approaches Roznai establishes the nature and scope of constitutional amendment powers by focusing on substantive limitations looking at their prevalence in practice and the conceptual coherence of the very idea of limitations to constitutional amendment powers **The Endurance of National Constitutions** Zachary Elkins, Tom Ginsburg, James Melton, 2009-10-19 Based on original historical data this book shows that key changes in design can extend constitutional life **Social and Political Foundations of Constitutions** Denis J. Galligan, Mila Versteeg, 2013-10-14 This volume analyses the social and political forces that influence constitutions and the process of constitution making It combines theoretical perspectives on the social and political foundations of constitutions with a range of detailed case studies from nineteen countries In the first part leading scholars analyse and develop a range of theoretical perspectives including constitutions as coordination devices mission statements contracts products of domestic power play transnational documents and as reflection of the will of the people In the second part these theories are examined through in depth case studies of the social and political foundations of constitutions in countries such as Egypt Nigeria Japan Romania Bulgaria New Zealand Israel Argentina and others The result is a multidimensional study of constitutions as social phenomena and their interaction with other social phenomena *From Words to Worlds* Beau Breslin, 2009-01-26 In the 225 years since the United States Constitution was first drafted no single book has addressed the key questions of what constitutions are designed to do how they are structured and why they matter In *From Words to Worlds* constitutional scholar Beau Breslin corrects this glaring oversight singling out the essential functions that a modern written constitution must incorporate in order to serve as a nation's fundamental law Breslin lays out and explains the basic functions of a modern constitution including creating a new citizenry structuring the institutions of government regulating conflict between layers and branches of government and limiting the power of the sovereign He also discusses the theoretical concepts behind the fundamentals of written constitutions and examines in depth some of the most important constitutional charters from around the world In assaying how states put structural ideas into practice Breslin asks probing questions about why and if constitutions matter Solidly argued and engagingly written this comparative study in constitutional thought demonstrates clearly the key components that a state's foundational document must address Breslin draws a critically important distinction between constitutional texts and constitutional practice **Constitution Writing, Religion and**

**Democracy** Asli Ümmühan Bali, Hanna Lerner, 2017-02-02 This book explores the challenge of crafting a democratic constitution under conditions of deep disagreement over a state's religious or secular identity      **Constituents Before Assembly** Todd A. Eisenstadt, A. Carl LeVan, Tofiq Maboudi, 2017-07-03 When building democracy through new constitutions the level of participation matters more than the content of the constitution itself This book examines this theory

Democracy Under God Dawood Ahmed, Muhammad Zubair Abbasi, 2023-03-02 Empirically analyzes Islam and human rights in constitutions of Muslim majority states and theorizes why some adopted Islam in their constitutions      *Law and Revolution* Nimer Sultany, 2017 What is the effect of revolutions on legal systems What role do constitutions play in legitimating regimes How do constitutions and revolutions converge or clash Taking the Arab Spring as its case study this book explores the role of law and constitutions during societal upheavals and critically evaluates the different trajectories they could follow in a revolutionary setting The book urges a rethinking of major categories in political legal and constitutional theory in light of the Arab Spring The book is a novel and comprehensive examination of the constitutional order that preceded and followed the Arab Spring in Egypt Tunisia Libya Morocco Jordan Algeria Oman and Bahrain It also provides the first thorough discussion of the trials of former regime officials in Egypt and Tunisia Drawing on a wide range of primary sources including an in depth analysis of recent court rulings in several Arab countries the book illustrates the contradictory roles of law and constitutions The book also contrasts the Arab Spring with other revolutionary situations and demonstrates how the Arab Spring provides a laboratory for examining scholarly ideas about revolutions legitimacy legality continuity popular sovereignty and constituent power      Comparative Constitutional Law and Politics Mila Versteeg, Leo Spitz Distinguished Service Professor of International Law Tom Ginsburg, Tom Ginsburg, David Landau, Mason Ladd Professor and Associate Dean for International Programs David Landau, 2025 Comparative Constitutional Law and Politics Analysis Cases Materials is the first interdisciplinary casebook for the field offering students an innovative and truly global approach to comparative constitutional law It integrates state of the art literature and caselaw from constitutional law with insights from social science Each chapter is organized around a key concept beginning with a bird's eye view of the topic which introduces the current state of scholarly and legislative debates and encourages thoughtful engagement

*Constitutionalism and the Rule of Law* Maurice Adams, Anne Meuwese, Ernst Hirsch Ballin, 2017-02-02 An exploration of how rule of law and constitutional ideals inform and are informed by political realities      *Constitutionalism in Islamic Countries: Between Upheaval and Continuity* Rainer Grote, Tilmann J. Röder, 2012-02-16 Constitutionalism in Islamic Countries Between Upheaval and Continuity offers a comprehensive analysis of the issues associated with the theory and practice of constitutionalism in Islamic countries This collection of essays is written by leading constitutional and comparative law scholars and constitutional practitioners and essays provide readers with an overview of the constitutional developments in countries in the Islamic world an understanding of the potential and actual impact of Islam and Sharia on

the notion of modern constitutionalism and insight into the ways in which Western ideals may be reconciled with Islamic tradition

**Constitutions and Religion** Susanna Mancini, 2020-11-27 *Constitutions and Religion* is the first major reference work in the emerging field of comparative constitutional law and religion. It offers a nuanced array of perspectives on various models for the treatment of religion in domestic and supranational legal orders.

**Populism and Civil Society** Andrew Arato, Jean L. Cohen, 2022 From the co-authors of the classic *Civil Society and Political Theory*, *Populism and Civil Society* offers an empirically informed systematic theoretical analysis of the political challenges posed by contemporary populism to constitutional democracies. *Populism and Civil Society* provides a political assessment and critical theory of the significance of what is now a global phenomenon: the growing populist challenge to constitutional democracy. Andrew Arato and Jean L. Cohen examine the challenge it presents in terms of its four main organizational forms: socio-political movement, political party, government, and regime. They focus in particular on the tense relationship of populism to democracy and of populism to constitutionalism. Without presupposing the authoritarian logic of the phenomenon in the definition, the book demonstrates it through the reconstruction of the main elements used by advocates to identify populism. To be sure, the authoritarian logic of populism is not realized in every instance of it, and the book analyses why this is so. Across modern history, many populist governments have in fact been hybrid regimes blending authoritarian elements and residual democratic forms. Populism on its own, however, is a form of abusive or instrumental constitutionalism that typically relies on the alleged permanence of the quasi-revolutionary constituent power. The book concludes by outlining a non- and anti-populist project of democratization and social justice, distinguishing between the popular and the populist and offering a program that is nourished by the plurality of democracies and which rescues some of left populism's more benevolent host ideologies.

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**Liberal Thought in the Eastern Mediterranean** Christoph Schumann, 2008 This volume analyzes a century of intellectual debates, political ideologies, and literary media in order to track the emergence, spread, and decline of liberal thought as a response to both authoritarian rule and Westernization in the Eastern Mediterranean.

**The Middle East in Transition** Nils A. Butenschøn, Roel Meijer, The violent transitions that have dominated developments since the Arab Uprisings demonstrate deep-seated divisions in the conceptions of state authority and citizen rights and responsibilities. Analysing the Middle East through the lens of the citizenship approach, this book argues that the current diversity of crisis in

the region can be ascribed primarily to the crisis in the relations between state and citizen. The volume includes theoretical discussions and case studies and covers both Arab and non Arab countries.

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