

The background of the book cover is a photograph of a large, polished floor reflecting the lower legs and feet of a crowd of people. In the bottom left corner, there are several American flags, some on poles and others lying flat on the floor.

CONSTITUTIONAL RIGHTS

MYTHS AND REALITIES

CHRISTOPHER E. SMITH

Constitutional Rights Myths And Realities

Saul Cornell



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Globalizing Human Rights Charles Anthony Smith, 2016-04-08 This collection presents a comprehensive engagement of issues of human rights in an increasingly globalized world As the role of the rule of law has moved beyond the confines of the state and beyond the interactions of states how and when law protects human rights has become a central issue of concern These essays shed light on both the immediate and the long term future of a variety of issues located at the intersection of globalized law and the protection of the rights of individuals Here both top down mechanisms and bottom up mechanisms for the fulfilment of human rights are artfully explained This volume presents frontiers of research in human rights in both substance and approach using a variety of methodologies to engage issues ranging from national court compliance norm diffusion and the role of the judiciary in fulfilling human rights to human trafficking same sex marriage and judicial institution building through non governmental organizations This book was published as a special issue of the Journal of Human Rights

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The Limits and Legitimacy of Referendums Richard Albert, Richard Stacey, 2022 The possibility of democracy enhancing uses and anti democratic abuses of referendums reveals a paradox mechanisms of democracy can be exploited to do violence to the basic principles of democracy The Limits and Legitimacy of Referendums seeks to identify standards we might use to assess the democratic legitimacy of a referendum when we cannot rely on the norms of traditional liberal democracy This innovative book explores how referendums manage the tension between liberalism and democracy and whether this device holds promise for reconciling these two commitments A range of scholars from around the world expose how referendums may be abused on one hand to achieve short term political or even personal gains and how on the other they may aspire to reflect the best traditions of deliberative innovative democracy enhancing popular decision making Structured around three big questions this book seeks to identify what makes a referendum legitimate First why have referendums on issues of fundamental political importance become so frequent around the world Second who are or who should be the people that make decisions about a political community's future And third are referendums an effective and reliable mechanism of popular sovereignty or democratic choice These essays written for scholars public lawyers political actors and citizens bring together diverse perspectives on referendums constitutionalism liberalism and democracy in ways that challenge the conventional wisdom prompt new answers to enduring questions and urge reconsideration of how we evaluate the legitimacy of referendums

Law & Criminal Justice Christopher E. Smith, Madhavi Michael McCall, Cynthia Perez McCluskey, 2005 Law changes as new developments affect society The dawn of a new century provides a marking point for the evaluation of

trends in law and policy This book examines emerging issues that will shape society's rules and legal processes in the twenty first century By identifying developments affecting technology demography and politics the authors evaluate impacts on law and criminal justice Many of the issues discussed including the expanding Latino population new technologies for investigations weapons and executions health crises in prisons DNA testing and the war on terrorism will have profound effects on the fates of individuals drawn into the justice system

Encyclopedia of Law Enforcement Larry E

Sullivan,2005 Vols 1 and 2 cover U S law enforcement Vol 3 contains articles on individual foreign nations together with topical articles on international law enforcement

Gender Issues in Society: Myths, Reality and Responsibility Mr. Jantu

Das, *Constitutional Law and Regionalism* Vito Breda,2018-09-28 This topical book analyses the practice of negotiating constitutional demands by regional and dispersed national minorities in eight multinational systems It considers the practices of cooperation and litigation between minority groups and central institutions in Australia Britain Canada New Zealand Italy Spain and the U S and includes an evaluation of the implications of the recent Catalan Puerto Rican and Scottish referenda Ultimately the author shows that a flexible constitution combined with a versatile constitutional jurisprudence tends to foster institutional cooperation and the recognition of the pluralistic nature of modern states

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Myth & Reality of Electronic

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The West Versus the Rest and The Myth of Western Exceptionalism Imad A. Moosa,2023-02-28 In this book the author attempts to debunk some myths about Western exceptionalism and to evaluate critically the characteristics that make the West superior to the Rest The author suggests that the West does not represent a homogenous group of countries and that the most common characteristic of the core Western countries is imperialism The author goes on to provide a detailed critique of the proclaimed characteristics of Western countries including democracy human rights judicial independence transparency the rule of law and exclusive contribution to science and technology A critique is presented of the views expressed by Samuel Huntington Francis Fukuyama and Niall Ferguson arguing that they do not recognize the historical fact that civilizations rise and fall It is argued that the Western economic system which is based on neoliberalism has adverse consequences for democracy morality and peace as well as inequality poverty and homelessness Written in a simple but powerful language this book is a must read for those interested in international relations and anyone interested in current affairs

A Right to Bear Arms? Jennifer Tucker,Barton C. Hacker,Margaret Vining,2019-08-20 This collection of essays explores the way history itself has become a contested element within the national legal debate about firearms The debate over the Second Amendment has unveiled new and useful information about the history of guns and their possession and meaning in the United States of America History itself has become contested ground in the debate about firearms and in the interpretation of the Second Amendment to the Constitution of the United States Specifically this collection of essays gives special attention to the important and often overlooked dimension of the applications of history in the law These essays illustrate the complexity of the firearms debate the relation between law and behavior and the role that historical knowledge plays in contemporary debates over law and policy Wide ranging and stimulating The Right to Bear Arms is bound to captivate both historians and casual readers alike

Human Rights in Cross-Cultural Perspectives Abdullahi Ahmed An-Na'im,2010-08-03 Human rights violations are perpetrated in all parts of the world and the universal reaction to such atrocities is overwhelmingly one of horror and sadness Yet as Abdullahi Ahmed An Na im and his contributors attest our viewpoint is clouded and biased by the expectations native to our own culture How do other cultures view human rights issues Can an analysis of these issues through multiple viewpoints both cross cultural and indigenous help us reinterpret and reconstruct prevailing theories of human rights

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