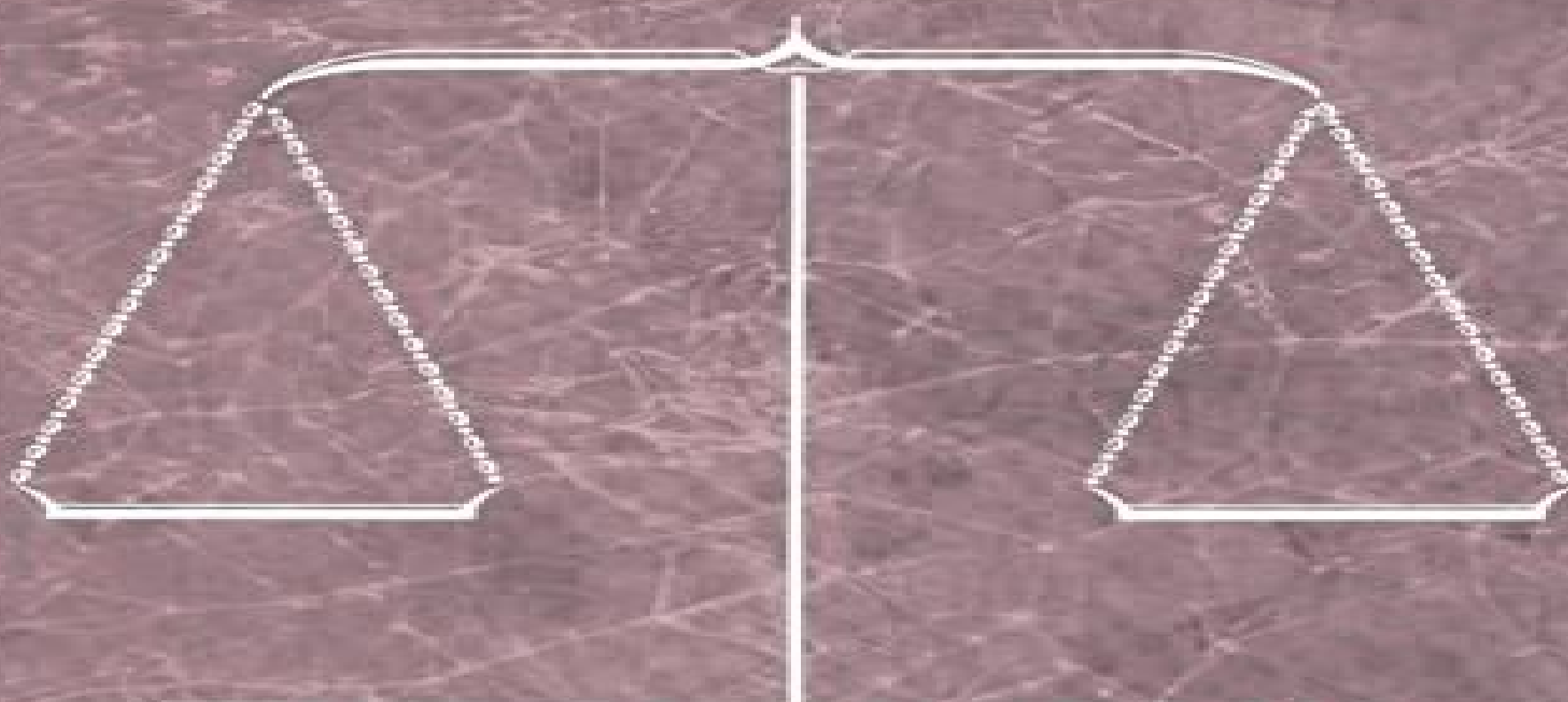


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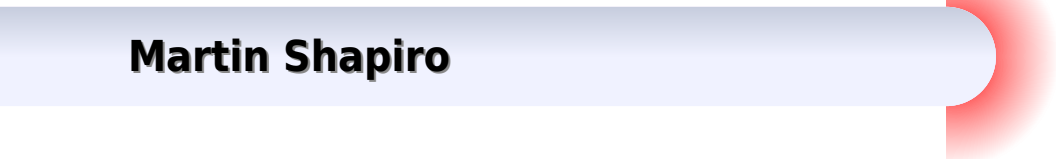
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Politics, Judicial Review, and the Russian Constitutional Court C. Thorson, 2012-02-07 Analysis of why politicians are driven to create an independent judicial institution with the authority to overrule their decisions It focuses on a country with no tradition of independent judicial review Russia History does not support an independent judiciary here yet a potentially powerful constitutional court has existed for 20 years

The Oxford Handbook of Law and Politics Keith E. Whittington, R. Daniel Kelemen, Gregory A. Caldeira, 2010-06-11 The study of law and politics is one of the foundation stones of the discipline of political science and it has been one of the most productive areas of cross fertilization between the various subfields of political science and between political science and other cognate disciplines This Handbook provides a comprehensive survey of the field of law and politics in all its diversity ranging from such traditional subjects as theories of jurisprudence constitutionalism judicial politics and law and society to such re emerging subjects as comparative judicial politics international law and democratization The Oxford Handbook of Law and Politics gathers together leading scholars in the field to assess key literatures shaping the discipline today and to help set the direction of research in the decade ahead

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national bodies the contributors here aim to debunk the myth that judges are merely *la bouche de la loi* and analyze similarities in policy making of the judiciaries from one nation to the next The European Court's Political Power Karen Alter, 2010-06-17 Karen Alter's work on the European Court of Justice heralded a new level of sophistication in the political analysis of the controversial institution through its combination of legal understanding and active engagement with theoretical questions The European Court's Political Power assembles the most important of Alter's articles written over a fourteen year span adding an original new introduction and conclusion taking an overview of the Court's development and current concerns Together the articles provide insight into the historical and political contours of the ECJ's influence on European politics explaining how and why the same institution can have such a varying impact across time and issue area The book starts with the European Coal and Steel Community where the ECJ was largely unable to facilitate greater member state respect for ECSC rules Alter then shows how legal actors orchestrated an activist transformation of the European legal system with the critical aid of jurist advocacy movements and via the co-optation national courts The transformation of the European legal system wrested from member states control over the meaning of European law but the ECJ continues to have differential influence across issue area Alter explains that different influence of the ECJ comes from the varied extent to which sub and supra national actors turn to the ECJ to achieve political objectives Looking beyond the European experience the book includes four chapters that put the ECJ into a comparative perspective examining the extent to which the ECJ experience is unique or a harbinger of the future role international courts may play in international and comparative politics

The Supreme Court in American Politics Howard Gillman, Cornell W. Clayton, 1999 For decades political scientists studying the Court have adopted behavioral approaches and focused on the relatively narrow question of how the justices' policy preferences influence their voting behavior This emphasis has illuminated important aspects of Supreme Court politics but it has also left unaddressed many other important questions about this unique and fascinating institution Drawing on the new institutionalism in the social sciences the distinguished contributors to this volume attempt to fill this gap by exploring a variety of topics including the Court's institutional development and its relationship to broader political contexts such as party regimes electoral systems social movements social change legal precedents political identities and historically evolving economic structures The book's initial chapters examine the nature of the Court's distinctive norms as well as the development of its institutional powers and practice A second section relates the development of Supreme Court politics to the historical development of other political institutions and social movements Concluding chapters explore how its decision making in particular areas of law or periods of time is influenced by and influences its socio-political milieu These contributions offer provocative insights regarding the Court's role in maintaining or disrupting political and economic structures as well as social structures and identities tied to ideology class race gender and sexual orientation The Supreme Court in American Politics shows how we can develop an enriched understanding of this institution and open up exciting new

areas of research by placing it in the broader context of politics in the United States The Politics of Constitutional Review in Germany Georg Vanberg, 2004-12-06 Constitutional courts have emerged as central institutions in many advanced democracies This book investigates the sources and the limits of judicial authority focusing on the central role of public support for judicial independence The empirical sections of the book illustrate the theoretical argument in an in depth study of the German Federal Constitutional Court including statistical analysis of judicial decisions case studies and interviews with judges and legislators The book s major finding is that the interests of governing majorities prevailing public opinion and the transparency of the political environment exert a powerful influence on judicial decisions Judges are influenced not only by jurisprudential considerations and their policy preferences but also by strategic concerns By highlighting this dimension of constitutional review the book challenges the contention that high court justices are largely unconstrained actors as well as the notion that constitutional courts lack democratic legitimacy *Judicial Power and National Politics, Second Edition* Patricia J. Woods, 2017-02-21 In *Judicial Power and National Politics* Second Edition Patricia J Woods returns to an issue that has only grown in relevance since the first edition s publication in 2008 the religious secular conflict in Israel The first edition focused on the role that courts and justices play in deeply charged political battles In the last quarter of the twentieth century social groups turned to the judicial arm of the state in an effort to force the state to change its laws and policies on religious personal status law or family law Through an extensive case study of the interactions of the women s movement with the High Court of Justice Woods argues that the most important determining factor explaining when why and how national courts enter into the world of divisive politics is found in the intellectual or judicial communities with whom justices live work and think about the law The interaction among members of this community over time culminates in new legal norms This second edition takes into account what has happened in the past decade with public debate over religion and the state moving away from the court and into the realm of popular politics on the Knesset floor in the media in shopping malls and on the streets Included for the first time is the dataset for the author s national survey of women s movement volunteers

The Union and the World: The Political Economy of a Common European Foreign Policy Alan Cafruny, Patrick Peters, 2023-08-21 During the last decade Europe has been transformed both politically and commercially The establishment of a genuinely single marketplace in the context of an expanding membership has enabled the European Union greatly to enhance its role on the world stage In the areas of trade and commercial policy the Union increasingly speaks with one voice As a result of the Maastricht Treaty on Economic and Political Union of 1993 a process has been set in motion whereby the embryonic mechanisms of a common foreign policy European Political Cooperation or EPC are gradually evolving into a more comprehensive Common Foreign and Security Policy CFSP The contributors to this volume describe and evaluate the nature and extent to which the European Union plays an independent role in international affairs This pioneering work makes an important contribution to the literature on the European Union since the chapters present a comprehensive picture of the

Union's foreign economic policies and actions its foreign security policy and the supranational nature of much Union decision making The book is significant not only because of its dual focus on economics as well as politics but also because it comprehensively covers the broad range of Union policies in both the economic and political spheres The intended level of readership is undergraduate courses on the EU and on European politics upper level undergraduate courses in International Relations and graduate survey courses on the EU The book is sufficiently comprehensive and instructive to achieve a wide readership especially in North America and the UK

The Max Planck Handbooks in European Public Law Armin von Bogdandy, Peter M. Huber, Christoph Grabenwarter, 2023 The fourth volume of the Max Planck Handbooks in European Public Law series compares European constitutional jurisdiction in the perspective of the European legal space It examines the structures of the organization the appointment of judges the procedures and the methods of argumentation and interpretation their impact on state and society their legitimacy or their role in the division of powers and thus completes the picture following the country reports in Volume III This comparative perspective is supplemented by an examination that illustrates the relationship to the ECJ the ECtHR and the Venice Commission as well as their constitutional function Finally the volume is devoted to the challenges currently facing constitutional jurisdiction in the European Legal Space The historical political and theoretical foundations as well as the basic doctrinal features of constitutional jurisdiction are presented in such a way that the discussion about its role and further development in this legal space is sustainably stimulated

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Judicial Independence in Transitional Democracies Nauman Reayat, Rhona K. M. Smith, Moohyung Cho, 2024-12-31 This book presents interdisciplinary and comparative analyses of judicial independence in transitional democracies across Asia Latin America Eastern Europe the Middle East and Africa Although judicial empowerment and independence in transitional democracies have gained both academic and real world prominence in recent decades an ongoing debate persists regarding the nature scope and determinants of judicial independence in transitional settings Some transitional democracies successfully develop democracy and the rule of law with the sustained growth of judicial independence whereas others grapple with substantial challenges and move more towards authoritarianism This book examines factors that drive de jure and de facto judicial independence in transitional democracies and evaluates their relationship In doing so it identifies challenges and opportunities associated with developing judicial independence in transitional democracies At the intersection of political science and law the work will be a valuable resource for academics researchers and policymakers in constitutional law constitutional politics and

human rights law **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 *Canada's Courts* McCormick, Peter, 1994-01-01 A unique discussion of the judicial system in Canada this is the first book on the court system to be written from a social science rather than a legal perspective McCormick analyzes which courts and judges are most often cited and discusses party capability theory in a Canadian context He offers new data on the courts including statistics on the Supreme Court caseload the success rates on appeals from provincial courts of appeal to the Supreme Court and success rates by litigant category in provincial and appeal court decisions Written in accessible language and offering data that have never before been published Canada's Courts will be of particular interest to legal professionals and those in related fields of the social sciences *Researching Public Law in Common Law Systems* Paul Daly, Joe Tomlinson, 2023-09-06 This original book fills a significant gap in legal literature by providing an exploration of research methodologies in public law a field of research in which research methods are becoming increasingly prominent and sophisticated Featuring thoughtful chapters written by leading scholars in the field this book provides a thorough explanation of the key features characteristics and challenges of distinct methodological approaches to public law research **Politicized Justice in Emerging Democracies** Maria Popova, 2012-01-31 This book proposes a strategic pressure theory that argues that in emerging democracies political competition eggs on rather than restrains power hungry politicians **Central European Constitutional Courts in the Face of EU Membership** Allan F. Tatham, 2013-03-27 *Central European Constitutional Courts in the Face of EU Membership* explores the enduring German legal influence on other systems of constitutional justice concentrating on the impact of the Federal Constitutional Court's approach to EU integration on its counterparts in Hungary and Poland Such a model aims to protect Germany's constitutional identity or essential core of sovereignty the contents of which are not susceptible to transfer or limitation in the face of the requirements of the Union's constitutional legal order The influence of this model on the two Central European courts has encouraged them to take an active part in negotiating the new multilayered judicial construct of Europe Tatham thus firmly places the Hungarian and Polish constitutional courts within the overall context of the continuing

dialogue between national courts and the Court of Justice in the evolution of the European constitutional space

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In a global driven by information and connectivity, the power of words has be much more evident than ever. They have the capability to inspire, provoke, and ignite change. Such may be the essence of the book **Courts A Comparative And Political Analysis**, a literary masterpiece that delves deep into the significance of words and their impact on our lives. Compiled 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 is key themes, examine its writing style, and analyze its overall impact on readers.

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