

The Politics Of Constitutional Reform In North America Coping With New Challenges

The Politics of Court Reform
American Indian Constitutional Reform and the Rebuilding of Native Nations
Participatory Constitutional Change
A Century of Controversy
Stretching the Constitution
Constitutional Reform in California
Constitutional Reform of National Legislatures
Engineering Constitutional Change
Broken Trust
House of Commons - Political and Constitutional Reform Committee: The Government's Lobbying Bill - Volume I: HC 601-I
The Politics of Constitutional Reform in North America
Constitutional Change in Singapore
Constitutional Reform in the United Kingdom
Law and Politics of the Taiwan Sunflower and Hong Kong Umbrella Movements
In Defense of the United States Constitution
House of Commons - Political and Constitutional Reform Committee: House of Lords Reform: What Next? - HC 251
Constitutional Change and Transformation in Latin America
The Politics of Judicial Independence in the UK's Changing Constitution
Nine Lives?
Icelandic Constitutional Reform
Constitutional Reform as a Remedy for Political Disenchantment in Australia
Redesigning the State
A More Perfect Constitution
Post-War Statebuilding and Constitutional Reform
The Politics of the British Constitution
And No One Cheered
Caribbean Constitutional Reform
Constitutional Reform
Reinventing Britain
The Progressives' Century
House of Commons - Political and

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

Constitutional Reform Committee: The Impact of Queen's and Prince's Consent on the Legislative Process - HC 784
Repairing British Politics
Constitutional Change and Democracy in Indonesia
House of Commons - Political and Constitutional Reform Committee: Parliament's Role in Conflict Decisions: A Way Forward - HC 892
Perfecting Parliament
Crossing Borders: Constitutional Development and Internationalisation
Our Undemocratic Constitution
Constitutional Reform and Effective Government
House of Commons - Political and Constitutional Reform Committee: Parliament's Role in Conflict Decisions: an Update - HC 649
Constitutional Reform

The Politics of Court Reform

Rarely do acts of civil disobedience come in such grand fashion as Taiwan's Sunflower Movement and Hong Kong's Umbrella Movement. The two protests came in regions and jurisdictions that many have underestimated as regards furthering notions of political speech, democratisation, and testing the limits of authority. This book breaks down these two movements and explores their complex legal and political significance. The collection brings together some of Asia's, and especially Taiwan and Hong Kong's, most prolific writers, many of whom are internationally recognised experts in their respective fields, to address the legal and political significance of both movements, including the complex questions they posed as regards democracy, rule of law,

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

authority, and freedom of speech. Given that occupational type protests have become a prominent method for protesters to make their cases to both citizens and governments, exploring the legalities of these significant protests and establishing best practices will be important to future movements, wherever they may transpire. With this in mind, the book does not stop at implications for Taiwan and Hong Kong, but talks about its subject matter from a comparative, international perspective.

American Indian Constitutional Reform and the Rebuilding of Native Nations

The Political and Constitutional Reform Committee publishes its own draft parliamentary resolution setting out the process that should be followed to consult Parliament on conflict decisions, to serve as an interim step towards putting Parliament's role in war making decisions on a legal footing. The Committee has repeatedly called on Government to make progress on the Foreign Secretary's commitment in 2011 to "enshrine in law for the future the necessity of consulting Parliament on military action". The key points of the report are as follows: (1) The debate in the House of Commons on 29 August 2013 regarding Syria and the use of chemical weapons highlighted the important role Parliament plays in conflict decisions; (2) The Government needs to make a clear statement of how it intends to honour the Foreign Secretary's commitment of 2011, and give a specific Minister responsibility for making progress on this.; (3) A parliamentary resolution

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

would serve as a useful interim step towards enshrining Parliament's role in law, by embedding the current convention and clarifying some of the ambiguities that exist under current arrangements.

Participatory Constitutional Change

The Committee supports the aims of increasing transparency in lobbying and effectively and fairly regulating third-party campaigning, but finds that the Government's bill is seriously flawed, because of inadequate consultation and a lack of pre-legislative scrutiny. Moreover, the definition of "consultant lobbying" is so narrow that not only would it exclude in-house lobbyists, which was the Government's intention, but it would also exclude the vast majority of third-party lobbyists and particularly the larger organisations. Many companies undertake lobbying as part of a wider communications and public relations business, and they spend very little of their time meeting directly with Ministers and Permanent Secretaries, meaning they could argue they were exempt from registering. The register should be expanded to include in-house lobbyists, and to cover the provision of advice on lobbying, as well as direct contact with Ministers and Permanent Secretaries. Special Advisers and Senior Civil Servants should be included in the list of people with whom contact counts as lobbying. Part 2 of the Bill, on non-party campaigning, and particularly the definition of spending "for electoral purposes" is confusing. The Committee urges the Government temporarily to withdraw the Bill and support a motion in the House

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

to set up a special committee to carry out pre-legislative scrutiny, using the text of the existing Bill as a draft. The special committee should be charged with producing an improved Bill within six months.

A Century of Controversy

Japan is a vibrant democracy, but its citizens have neither been given nor have they taken responsibility for authoring their own constitution. In 1889 the Emperor Meiji, supported by a group of oligarchs, bestowed an autocratic constitution upon his subjects. Then, in 1947, the U.S. occupation forces imposed a democratic constitution on the defeated citizens of postwar Japan. While this document has been the persistent object of intense debate, it has never been amended. But public opinion has shifted in favor of revision. Both the ruling Liberal Democratic Party (LDP) and the main opposition party, the Democratic Party of Japan (DPJ), are preparing constitutional drafts, and Japan is in the midst of one of the most consequential tests of its democratic institutions. Although the contemporary revision debate encompasses a number of weighty issues, including the role of the emperor and basic rights of citizens, one passage in particular continues to cast a shadow over the entire enterprise: Article Nine, the famous "peace clause" renouncing the possession and use of force for settling international disputes. Long the primary target of revisionist fervor, Article Nine was at the center of the first serious revision debate in the 1950s and controversies arising from its application again helped to ignite the contemporary revision

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

movement after the Gulf War in 1991. Seen variously as an impediment to national autonomy, national muscularity, and national honesty, Article Nine has been continuously reinterpreted as the domestic and international political landscapes have shifted. This study examines why Article Nine has survived without amendment for so long, why it has returned to the political agenda with such force in recent years, and how debate over its revision will affect Japanese domestic politics and foreign policy. This is the nineteenth publication in Policy Studies, a peer-reviewed East-West Center Washington series that presents scholarly analysis of key contemporary domestic and international political, economic, and strategic issues affecting Asia in a policy relevant manner.

Stretching the Constitution

Despite the importance of second chambers to the success of constitutional democracies around the world, today many fundamental questions about bicameralism remain understudied and undertheorized. What makes bicameral reform so difficult? Why choose bicameralism over unicameralism? What are the constitutional values of bicameralism? This innovative book addresses these questions and many more from comparative, doctrinal, empirical, historical and theoretical perspectives.

Constitutional Reform in California

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

Sebastián explores the experience of statebuilding and constitution making after violent conflict, using the failed reform of Dayton in Bosnia and Herzegovina as a case study to reflect upon the fundamental questions of post-war statebuilding, reform and the role of local and external actors.

Constitutional Reform of National Legislatures

In October 1999, some fifteen academic experts and government practitioners from Germany and North America gathered for two days at the University of Augsburg to discuss the topic of "Constitutional Reform and Constitutional Jurisprudence in Canada and the United States." The present volume documents the results of that conference, a collaborative effort of the Department of Political Science, University of Erlangen-Nuremberg, and the Institute for Canadian Studies, University of Augsburg. In organizing this workshop, we were guided by two basic sets of ideas and assumptions: First, all "established" democracies are regularly confronted with the need to adjust their constitutional order to changes in their environment lest democratic stability be transformed into rigidity; in many western nations, including Canada and the United States, developments such as the crisis of the Keynesian welfare-state or the emergence of increasingly heterogeneous, postmodern societies have ushered in an era of heightened, yet not always successful constitutional reform activity. Secondly, however, there is no unique path towards, or model of, an

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

"optimal" constitutional order, however defined; rather, constitutional reform processes, their underlying normative principles and their outcomes are strongly path and context dependent. Therefore, the participants of the workshop and authors of this volume were asked to examine the specific preconditions, context, nature and impact of recent constitutional reform processes in the United States and Canada.

Engineering Constitutional Change

This book explains why contemporary liberal democracies are based on historical templates rather than revolutionary reforms; why the transition in Europe occurred during a relatively short period in the nineteenth century; why politically and economically powerful men and women voluntarily supported such reforms; how interests, ideas, and pre-existing institutions affected the reforms adopted; and why the countries that liberalized their political systems also produced the Industrial Revolution. The analysis is organized in three parts. The first part develops new rational choice models of (1) governance, (2) the balance of authority between parliaments and kings, (3) constitutional exchange, and (4) suffrage reform. The second part provides historical overviews and detailed constitutional histories of six important countries. The third part provides additional evidence in support of the theory, summarizes the results, contrasts the approach taken in this book with that of other scholars, and discusses methodological issues.

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

Broken Trust

House of Lords reform is a large and thorny issue on which it has proved very difficult to get political consensus. This inquiry focused on the incremental changes that could possibly be achieved outside the wider reforms that are doubtless required. Creating the power to remove Peers who have actually broken the law of the land and to remove persistent non-attendees will enjoy widespread support and would indicate that the unelected chamber was not opposed to sensible reform. Establishing a consensus about the principles that should determine the relative numerical strengths of the different party groups in the House of Lords, and for codifying such principles, is probably the most contentious of all the issues considered, but it is also the most crucial to any further progress. The Government and political parties in the Lords need to set out their positions on this matter and to engage in dialogue that will establish a consensus before the next General Election, so that both Houses can act upon an agreed reform

House of Commons - Political and Constitutional Reform Committee: The Government's Lobbying Bill - Volume I: HC 601-I

Constitutional reform is a topic of perennial academic debate, perhaps now more than ever amid sharp polarization in the electorate and government. At once a cogent, new contribution to the scholarly

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

literature and appropriate for American politics and government students, this book mounts a provocative, nonideological defense of the US Constitution, directly engaging proposals for reform and providing a rare systematic argument for continuity: Our politics may be broken but our system is not. Writing from an international perspective with an array of fascinating data, the author draws on theory, law, and history to defend the republican order under political stress and intellectual challenge.

The Politics of Constitutional Reform in North America

Since 1975, when the U.S. government adopted a policy of self-determination for American Indian nations, a large number of the 562 federally recognized nations have seized the opportunity to govern themselves and determine their own economic, political, and cultural futures. As a first and crucial step in this process, many nations are revising constitutions originally developed by the U.S. government to create governmental structures more attuned to native people's unique cultural and political values. These new constitutions and the governing institutions they create are fostering greater governmental stability and accountability, increasing citizen support of government, and providing a firmer foundation for economic and political development. This book brings together for the first time the writings of tribal reform leaders, academics, and legal practitioners to offer a comprehensive overview of American Indian nations'

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

constitutional reform processes and the rebuilding of native nations. The book is organized in three sections. The first part investigates the historical, cultural, economic, and political motivations behind American Indian nations' recent reform efforts. The second part examines the most significant areas of reform, including criteria for tribal membership/citizenship and the reform of governmental institutions. The book concludes with a discussion of how American Indian nations are navigating the process of reform, including overcoming the politics of reform, maximizing citizen participation, and developing short-term and long-term programs of civic education.

Constitutional Change in Singapore

Constitutional Reform in the United Kingdom

State constitutions don't get the attention they deserve. They are important historical documents, and they have considerable influence on state and local government. Alabama's constitution is, according to the scholars and journalists who know it well, one of the longest (more than 315,000 words) and worst.

Law and Politics of the Taiwan Sunflower and Hong Kong Umbrella Movements

For years the public has become increasingly

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

disillusioned and cynical about its governmental institutions. In the face of alarming problems-most notably the \$400 billion budget deficit-the government seems deadlocked, reduced to partisan posturing and bickering, with the president and Congress blaming each other for failure. And neither party can be held accountable. The public tendency is to blame individual leaders- or politicians as a class-but an insistent and growing number of experienced statesmen and political scientists believe that much of the difficulty can be traced to the governmental structure itself, designed in the eighteenth century and essentially unchanged since then. Is that inherited constitutional system adequate to meet the challenges of the twenty-first century, or has the time come for fundamental change? Should we adopt an electoral system that encourages unified control of the presidency, the Senate and the House? Lengthen terms of office? Limit congressional terms? Abolish or modify the electoral college? Introduce a mechanism for calling special elections? Permit legislators to hold executive offices? Redistribute the balance of powers within the governmental system? In this revised edition of his highly acclaimed 1986 volume, James Sundquist reviews the origins and rationale of the constitutional structure and the current debate about whether reform is needed, then raises practical questions about what changes might work best if a consensus should emerge that the national government is too prone to stalemate to meet its responsibilities. Analyzing the main proposals advanced to adapt the Constitution to current conditions, he attempts to separate the workable ideas from the unworkable, the effective from the

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

ineffective, the possibly feasible from the wholly infeasible, and finally arrives at a set of recommendations of his own.

In Defense of the United States Constitution

A landmark work on how the Progressive Era redefined the playing field for conservatives and liberals alike. During the 1912 presidential campaign, Progressivism emerged as an alternative to what was then considered an outmoded system of government. A century later, a new generation of conservatives criticizes Progressivism as having abandoned America's founding values and miring the government in institutional gridlock. In this paradigm-shifting book, renowned contributors examine a broad range of issues, including Progressives' interpretation of the Constitution, their expansion and redistribution of individual rights, and reforms meant to shift power from political parties to ordinary citizens.

House of Commons - Political and Constitutional Reform Committee: House of Lords Reform: What Next? - HC 251

This collection documents, analyses, and reflects on the Icelandic constitutional reform between 2009 and 2017. It offers a unique insight into this process by providing first-hand accounts of its different stages and core issues. Its 12 substantive chapters are written by the main actors in the reform, including the Chair of the Constitutional Council that drafted the

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

2011 Proposal for a New Constitution. Part I opens with an address by the President of the Republic and positions the constitutional reform in its full complexity and longer-term perspective, going beyond the frequent portrayal of that process in international discussion as being solely a result of the 2008 financial crisis. Part II offers a nuanced and contextualised reflection on Iceland's innovative approach to consultation and drafting involving lay participants, including its twenty-first-century digital take on 'the people,' which attracted international attention as 'crowdsourcing.' Part III analyses the main constitutional amendment proposals, and focuses on natural resources and environmental protection, which lie at the heart of Iceland's identity. The final part reflects on the reform's wider significance and includes an interview with the current Prime Minister, who is now taking the reform forward. The volume provides a basis for reflection on a groundbreaking constitutional reform in a democratic context. This long and complex process has challenged and transformed the ways in which constitutional change can be approached, and the collection is an invitation to discuss further the practical and theoretical dimensions of Iceland's experience and their far-reaching implications.

Constitutional Change and Transformation in Latin America

This work on the British constitution assesses the properties, dynamics and implications of political exchange. It investigates the methods employed to

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

mobilise and resist the pressure for constitutional change, how political agendas are formed, and reviews different political motivations.

The Politics of Judicial Independence in the UK's Changing Constitution

Levinson argues that too many of our Constitution's provisions promote either unjust or ineffective government. Under the existing blueprint, we can neither rid ourselves of incompetent presidents nor assure continuity of government following catastrophic attacks. Less important, perhaps, but certainly problematic, is the appointment of Supreme Court judges for life. Adding insult to injury, the United States Constitution is the most difficult to amend or update of any constitution currently existing in the world today. Democratic debate leaves few stones unturned, but we tend to take our basic constitutional structures for granted. Levinson boldly challenges the American people to undertake a long overdue public discussion on how they might best reform this most hallowed document and construct a constitution adequate to our democratic values. "Admirably gutsy and unfashionable." --Michael Kinsley, *The New York Times* "Bold, bracingly unromantic, and filled with illuminating insights. He accomplishes an unlikely feat, which is to make a really serious argument for a new constitutional convention, one that is founded squarely on democratic ideals." --Cass R. Sunstein, *The New Republic* "Everyone who cares about how our government works should read this thoughtful book."

Nine Lives?

Further Government response to HC 923, session 2010-12 (ISBN 9780215559586). Earlier response published as HC 1477, session 2010-12 (ISBN 9780215561473)

Icelandic Constitutional Reform

The central argument of this book explores the disillusionment that Australians feel with regard to the way politics is conducted. The book explores causes of that disillusionment, and argues that because these are ultimately traceable to defects in the constitution, it is only through constitutional reform that government can be improved. This book argues that the current approach to constitutional debate suffers from the flaw of being anti-theoretical, in the sense that it is not grounded in any set of values, and is afflicted by a tendency to consider practical objections to reform before considering the moral case for it. This book argues that instead of accepting the constitution as it is, it is time we began to discuss how it ought to be, taking human dignity as the fundamental value upon which a constitution should be based. It then puts the case for change in a number of areas, including reform of the electoral system, enhanced parliamentary scrutiny of the executive, the inclusion in the constitution of a full bill of rights, the abolition of the federal system, realisation of the rights of Indigenous people,

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

codification of constitutional conventions either in conjunction with or separately from an Australian republic, reform of the rules of standing in constitutional matters and, finally, the need to improve civics education. This book is designed to be provocative in the way that it directly challenges current academic orthodoxy. This book also outlines a proposed draft new constitution. This book will be of interest to anyone who is concerned about how Australia is governed and why it has been so difficult to achieve constitutional reform.

Constitutional Reform as a Remedy for Political Disenchantment in Australia

"First [originally] published in Great Britain in 2007 by Politico's Publishing "--Title page verso.

Redesigning the State

A More Perfect Constitution

"This is the first book to be written on Caribbean constitutional theory. In the continuing discourse and emergent project of constitutional reform in the Commonwealth Caribbean, it examines the origins of the Independence Constitutions across the Commonwealth Caribbean and traces the region's constitutional development from the time of the emancipation of slavery through to independence. At its core is the premise that constitutional reform must necessarily result in a redefining of West Indian

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

political identity. The theme throughout the book is the fact that the written constitutions of the Caribbean all have their origin in the British Parliament and the unwritten English constitution that has evolved over centuries. The existing constitutions were all the result of the collaborative efforts of the region's political elite and British officials, with no participation from the West Indian people. The Crown is still claimed and the Judicial Committee of the Privy Council remains the final appellate court. In the result, political independence has simply meant that the countries of the Commonwealth Caribbean are independent subjects of the Crown rather than colonial subjects. The book begins with the process of lawful devolution of sovereignty and the origins of the sovereign states of the Commonwealth Caribbean and proceeds to address the theoretical issues of founding and amendability as well as such pressing issues about the relationship between a prime minister and a head of state in a parliamentary republic and electoral reform. An entire chapter is devoted to the Bill of Rights and addresses the fundamental rights and freedoms preserved in Caribbean Bills of Rights as well as the controversial and paradoxical Savings Clauses, which in and of themselves might justify the rewriting of the fundamental rights provisions of Commonwealth Caribbean Constitutions. Caribbean Constitutional Reform offers a philosophical justification for the establishment of a Caribbean Supreme Court based on the idea of sovereignty and the right of a people to define themselves. This work makes the first definitive step to addressing these critical issues in Caribbean constitutional theory and sets the stage for a new constitutional discourse

shaped by a Caribbean court of final appeal. "

Post-War Statebuilding and Constitutional Reform

This is the story of how democracy became entrenched in the world's largest Muslim-majority country. Indonesia was threatened by a possibility of deadlock over a new constitution and by violence between Islamic and secular groups. It managed to overcome these divisions by adopting an unconventional, gradual course of constitutional amendment that made consensus possible. The Indonesians also adopted political institutions that preserved their political pluralism and provided incentives for politicians to behave moderately. As a result, Indonesia has managed to hold multiple elections and to transfer power peacefully.

The Politics of the British Constitution

A More Perfect Constitution presents creative and dynamic proposals from one of the most visionary and fertile political minds of our time to reinvigorate our Constitution and American governance at a time when such change is urgently needed, given the growing dysfunction and unfairness of our political system . Combining idealism and pragmatism, and with full respect for the original document, Larry Sabato's thought-provoking ideas range from the length of the president's term in office and the number and terms of Supreme Court justices to the vagaries of the antiquated Electoral College, and a

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

compelling call for universal national service—all laced through with the history behind each proposal and the potential impact on the lives of ordinary people. Aware that such changes won't happen easily, but that the original Framers fully expected the Constitution to be regularly revised, Sabato urges us to engage in the debate and discussion his ideas will surely engender. During a presidential election year, no book is more relevant or significant than this.

And No One Cheered

How far did the European Union (EU) referendum result of 23 June 2016 really justify and necessitate the policies executed in response to it? What are the implications of that vote and its prolonged aftermath for the United Kingdom (UK) constitution? What other challenges does our political system face? This book seeks to answer these questions. It considers from a constitutional perspective the way in which the decision to leave the EU was taken and then implemented, discussing in particular the role of Parliament. It includes a close analysis of the referendum legislation, and relevant Commons debates. Adapting methods from applied history, the author considers the wider implications of Brexit by assessing a series of proposals for constitutional reform produced in the UK since 1900. He addresses features of the UK system including referendums, representative democracy, Parliament, devolution, and the executive, from both an historic and contemporary point of view. The book assesses other issues that do not arise directly from Brexit but that

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

have constitutional implications and a global aspect to them. They include political applications of the Internet and climate change. Finally, the author makes a series of proposals for reforms that will help the democratic system of the UK to adapt to its changing environment.

Caribbean Constitutional Reform

The third edition of Constitutional Reform examines central government, Parliament, and the judiciary in Britain and proposes an agenda for reform. In addition to issues such as voting reform, reform of House of Lords and how citizens' rights might be better protected, the book considers the best methods through which such changes should be achieved and provides material for the international comparison of constitutions. While the book has been fully revised and updated to provide a retrospective analysis of the major constitutional reforms of Tony Blair's premiership, it is not limited to that government's agenda and includes material on previous government's reforms and Gordon Brown's reform agenda. The third edition includes two new chapters, one on the structure and possible future of the United Kingdom and the other on whether the United Kingdom should adopt a codified constitution. It retains the clarity and lucid writing style of previous editions and features an expanded bibliography enabling readers to follow up points of particular interest. The book provides detailed coverage of British constitutional reform in the early twenty-first century and while aimed primarily at students of

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

constitutional law, politics and government, it will also be of interest to the general reader.

Constitutional Reform

Over the past 30 years, Latin America has lived through an intense period of constitutional change. Some reforms have been limited in their design and impact, while others have been far-reaching transformations to basic structural features and fundamental rights. Scholars interested in the law and politics of constitutional change in Latin America are turning increasingly to comparative methodologies to expose the nature and scope of these changes, to uncover the motivations of political actors, to theorise how better to execute the procedures of constitutional reform, and to assess whether there should be any limitations on the power of constitutional amendment. In this collection, leading and emerging voices in Latin American constitutionalism explore the complexity of the vast topography of constitutional developments, experiments and perspectives in the region. This volume offers a deep understanding of modern constitutional change in Latin America and evaluates its implications for constitutionalism, democracy, human rights and the rule of law.

Reinventing Britain

This volume provides a holistic presentation of the reality of constitutional change in 18 countries (the 15 old EU member states, Canada, Switzerland and the

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

USA). The essays offer analysis on formal and informal constitutional amendment bringing forth the overall picture of the parallel paths constitutional change follows, in correlation to what the constitution means and how constitutional law works. To capture the patterns of constitutional change, multi-faceted parameters are explored such as the interrelations between form of government, party system, and constitutional amendment; the interplay between constitutional change and the system of constitutionality review; the role of the people, civil society, and experts in constitutional change; and the influence of international and European law and jurisprudence on constitutional reform and evolution. In the extensive final, comparative chapter, key features of each country's amendment procedures are epitomized and the mechanisms of constitutional change are explained on the basis of introducing five distinct models of constitutional change. The concept of constitutional rigidity is re-approached and broken down to a set of factual and institutional rigidities. The classification of countries within models, in accordance with the way in which operative amending mechanisms connect, leads to a succinct portrayal of different modes of constitutional change engineering. This book will prove to be an invaluable tool for approaching constitutional revision either for theoretical or for practical purposes and will be of particular interest to students and scholars of constitutional, comparative and public law.

The Progressives' Century

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

This new account of constitutional reform in the UK offers a detailed discussion of all the significant changes that have developed following the elections of 1997 and 2001. Issues discussed include the recent devolution of power in Scotland and elections of Assemblies in Wales and Northern Ireland; reform of the House of Lords and the system of hereditary peers; the influence of the Human Rights Act; changes to electoral systems and party funding; and the significance of the European dimension on the British Constitution. Written in a straightforward and accessible style, the text is well referenced to aid further research and offers an extensive bibliography and list of official publications. It is essential reading for all those studying constitutional law and reform as part of their law or politics degree programmes.

House of Commons - Political and Constitutional Reform Committee: The Impact of Queen's and Prince's Consent on the Legislative Process - HC 784

This book is dedicated to Joachim Jens Hesse, a scholar whose multi-faceted work may be characterised as an attempt at "crossing borders" in several respects. These primarily include fostering interdisciplinary cooperation between law, economics and social sciences, analysing public sector developments in an international and intercultural perspective as well as bridging the "gap" between academia and practical politics. Therefore, the volume deals with a subject that covers these features in an exemplary manner: the

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

interrelationship between nation-state constitutions and their international environments. In this context, ongoing processes of transnationalisation have not only contributed to blurring the formerly clear-cut boundaries between these two domains, but also provoked a growing interest in and demand for comparative, interdisciplinary and applied research on constitutional developments.

Repairing British Politics

Constitutional Change and Democracy in Indonesia

Once a ceremonial position modelled after the constitutional monarchy in the United Kingdom, the office of the President of Singapore was transformed from an appointed to an elected one in 1991. As the head of state, but not the head of government, the elected President was to have additional discretionary powers involving the spending of financial reserves, appointment of high-ranking public servants, and certain ministerial powers to detain without trial. In 2016, a constitutional commission was convened to consider further reforms to the office and the elections process. This book explores Singapore's presidency, assessing how well it has functioned, discussing the rationales for an elected presidency, and evaluating the constitutional commission's recommendations for reforms, including the need for minority representation in the office. In doing so, the book provides important reflections on how the

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

constitutional reform process raises crucial questions about the rule of law and the practice of constitutionalism in Singapore.

House of Commons - Political and Constitutional Reform Committee: Parliament's Role in Conflict Decisions: A Way Forward - HC 892

Various and roundly perceived as gridlocked, incompetent, irresponsible, and corrupt, American government commands less respect and trust today than perhaps at any time in the nation's history. But the dysfunction in government that we like so little, along with the policy disasters it engenders, is in fact a product of that deep and persistent distrust, Stephen M. Griffin contends in *Broken Trust*, an accessible work of constitutional theory and history with profound implications for our troubled political system. Undertaken with a deep concern about the way our government is performing, *Broken Trust* makes use of the debate over dysfunctional government to uncover significant flaws in the conventional wisdom as to how the Constitution works. Indeed, although Americans strongly believe that our government is dysfunctional, they are just as firmly convinced that the Constitution still works well. Griffin questions this conviction by examining how recent policy disasters—such as the 9/11 terrorist attacks, the response to Hurricane Katrina, and the 2008 financial crisis—are linked to our constitutional system. This leads him to pose the question of whether the government institutions we have

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

inherited from the eighteenth century are poor fits for contemporary times. Griffin argues that understanding the decline of trust in government requires investigating the historical circumstances of the last several decades as well as the constitutional experience of the states. In particular, he examines "hybrid democracy," the form of constitutionalism prevailing in California and other western states that combines Madisonian-style representative government with direct democracy. Hybrid democracy offers valuable lessons relevant to our contemporary difficulties with dysfunctional government at the national level. These lessons underpin the agenda for reform that Griffin then proposes, emphasizing democratic innovations aimed at producing both more effective government and greater trust in our political institutions. Building on a better understanding of the sources and consequences of government dysfunction, his book holds genuine hope, as well as practical possibilities, for the repair of our broken political and constitutional system.

Perfecting Parliament

The constitutional crisis of 2009, sparked by the 'expenses scandal', led rapidly to the questioning of our entire political order. This book presents a major new constitutional analysis of the way we are governed. At the heart of the crisis lay an absence of accountability at the core of government. Repairing British Politics presents some key arguments for constitutional reform focused around a draft written

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

Constitution underpinned by a new principle of constitutional supremacy. This would replace parliamentary sovereignty, which makes accountability more difficult. A written Constitution is not merely desirable; it is a constitutional necessity if Britain is to have true representative democracy. It would change our lives for the better by defining the over-arching values which we consider inviolable. The result would be a more rational, humane and inclusive society based on greater citizen involvement. Without a clear focus, constitutional reform will not happen. The approach taken here is therefore essentially practical and designed to provide a focal point around which a wider debate might be centred. Written in an easily accessible style and including a Glossary of Essential Terms *Repairing British Politics* is intended as much for the intelligent general reader as for those professionally interested in law and politics. Part 1 sets out a number of arguments in favour of a written Constitution, as well as the most common objections. Part 2 presents a working draft in the form of one possible model for a Constitution. Observations and explanatory notes are attached to each section of this draft Constitution. This model Constitution is intended as the first stage in a public debate, designed to provoke further discussion about the content and method of legislating into law a written Constitution. Part 3 contains the draft of the Act of Parliament that would be needed to introduce any form of constitutional change. We are currently facing a crisis of trust in British politics. Whichever party forms the government the questions raised in *Repairing British Politics* will not go away.

Crossing Borders: Constitutional Development and Internationalisation

The report discusses the impact of Queen's and Prince's Consent on the legislative process. It notes that Consent is a matter of parliamentary procedure and could be abolished by means of addresses to the Crown, followed by a resolution of each House. If the House authorities decide that Consent is needed for a Private Member's Bill, the Government should as a matter of course seek Consent to remove any suggestion that the Government is using the Consent process as a form of veto on Bills it does not support. When the Queen or the Prince of Wales grant their Consent to Bills, they do so on the advice of the Government but the process of Consent is complex and arcane and its existence undoubtedly fuels speculation that the monarchy has an undue influence on the legislative process. Consent serves as a reminder that Parliament has three elements and its existence could be regarded simply as a matter of courtesy between the three parts of Parliament. The Committee says the process should be simplified and recommends that Consent should no longer be signified personally by a Privy Counsellor; that the requirement for Consent is published as soon as the Bill is printed; and that Consent be signified at Third Reading in both Houses, in all instances. The latter change would make it more difficult for the Government ever to use the process of Consent as a way of curtailing debate on Private Members' Bills it did not like.

Our Undemocratic Constitution

Judicial independence is generally understood as requiring that judges must be insulated from political life. The central claim of this work is that far from standing apart from the political realm, judicial independence is a product of it. It is defined and protected through interactions between judges and politicians. In short, judicial independence is a political achievement. This is the main conclusion of a three-year research project on the major changes introduced by the Constitutional Reform Act 2005, and the consequences for judicial independence and accountability. The authors interviewed over 150 judges, politicians, civil servants and practitioners to understand the day-to-day processes of negotiation and interaction between politicians and judges. They conclude that the greatest threat to judicial independence in future may lie not from politicians actively seeking to undermine the courts, but rather from their increasing disengagement from the justice system and the judiciary.

Constitutional Reform and Effective Government

This book examines the current debate about constitutional reform. Included in this new edition is a chapter on the Labour Government's plans to reform the system of government.

House of Commons - Political and Constitutional Reform Committee:

Parliament's Role in Conflict Decisions: an Update - HC 649

Offers an analysis of the politics of court reform through a focused review of Indonesia's complex court system.

Constitutional Reform

This book explores the recent trend of enhancing the role of the people in constitutional change. It traces the reasons underlying this tendency, the new ways in which it takes form, the possibilities of success and failure of such ventures as well as the risks and benefits it carries. To do so, it examines the theoretical aspects of public participation in constitutional decision-making, offers an analysis of the benefits gained and the problems encountered in countries with long-standing experience in the practice of constitutional referendums, discusses the recent innovative constitution-making processes employed in Iceland and Ireland in the post financial crisis context and probes the use of public participation in the EU context. New modes of deliberation are juxtaposed to traditional direct-democratic processes, while the reasons behind this re-emergence of public involvement narratives are discussed from the aspect of comparative constitutional design. The synthetic chapter offers an overview of the emerging normative and comparative issues and provides a holistic approach of the role of the people in constitutional change in an attempt to answer when, where and how this role may be

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

successfully enhanced. The work consists of material specifically written for this volume, and authored by prominent constitutional scholars and experts in public participation and deliberative processes.

Download File PDF The Politics Of Constitutional Reform In North America Coping With New Challenges

[ROMANCE](#) [ACTION & ADVENTURE](#) [MYSTERY & THRILLER](#) [BIOGRAPHIES & HISTORY](#) [CHILDREN'S](#) [YOUNG ADULT](#) [FANTASY](#) [HISTORICAL FICTION](#) [HORROR](#) [LITERARY FICTION](#) [NON-FICTION](#) [SCIENCE FICTION](#)