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EXTREME SPEECH AND DEMOCRACY

Edited by Ivan Hare and James Weinstein

Extreme Speech And Democracy Extreme Speech And Democracy

Patrick Noack



Extreme Speech And Democracy Extreme Speech And Democracy:

Extreme Speech and Democracy Ivan Hare, James Weinstein, 2010-11-18 A commitment to free speech is a fundamental precept of all liberal democracies. However, democracies can differ significantly when addressing the constitutionality of laws regulating certain kinds of speech. In the United States, for instance, the commitment to free speech under the First Amendment has been held by the Supreme Court to protect the public expression of the most noxious racist ideology and hence to render unconstitutional even narrow restrictions on hate speech. In contrast, governments have been accorded considerable leeway to restrict racist and other extreme expression in almost every other democracy, including Canada, the United Kingdom, and other European countries. This book considers the legal responses of various liberal democracies towards hate speech and other forms of extreme expression and examines the following questions: What accounts for the marked differences in attitude towards the constitutionality of hate speech regulation? Does hate speech regulation violate the core free speech principle constitutive of democracy? Has the traditional US position on extreme expression justifiably not found favour elsewhere? Do values such as the commitment to equality or dignity legitimately override the right to free speech in some circumstances? With contributions from experts in a range of disciplines, this book offers an in-depth examination of the tensions that arise between democracy's promises.

Extreme Speech and Democracy, 2009 This title considers the constitutionality of hate speech regulation and examines how liberal democracies have adopted fundamental differences in the way they respond to racist or extreme expressions.

Sedition and the Advocacy of Violence Sarah Sorial, 2013-03-01 This book employs the theoretical framework of speech act theory to analyse current legislative frameworks and cases pertaining to sedition or the advocacy of violence and the issue of freedom of speech. An analysis of the relation between speech and action offers a promising way of clarifying confusion over the contested status of speech which advocates violence as a political strategy. This account reflects an understanding of philosophical issues about both the nature of freedom and speech and how these issues can be applied to concrete legal problems. This approach will shed new light on the problems of the sedition laws and how they might be remedied by providing a conceptual account of the nature of speech and its relation to action. On the basis of J. L. Austin's account of verdictive and exercitive speech acts, it is argued that while all speech acts are conduct in a narrow sense, not all of them have the power to produce effects. This philosophical account will have legal consequences for how we classify speech acts deemed to be dangerous or to cause harm. It also suggests that because speech can evoke or constitute action or conduct in certain circumstances, modern versions of sedition laws might in principle be defensible but not in their current form. On the basis of this account, it is argued that the harms caused or constituted by speech can be located in the authority of the speaker. *Sedition and Violence Against the State: Free Speech and Counter Terrorism* will be of interest to students and scholars of philosophy of law and legal theory.

Sedition in Liberal Democracies Anushka Singh, 2018-02-16 Examining the relationship between sedition and liberal

democracies particularly in India this book looks at the biography of sedition laws its contradictory position against free speech and democratic ethics Recent sedition cases registered in India show that the law in its wide and diverse deployment was used against agitators in a community based pro reservation movement group of university students for their alleged anti national statements anti liquor activists and anti nuclear movement to name a few Set against its contemporary use this book has used sedition as a lens to probe the fate of political speech in liberal democracy The lived reality of the law of sedition in changing anthropological sites is juxtaposed with its positivist existence Anushka Singh uses a comparative framework keeping in focus the Indian experience backed by fieldwork in Haryana Maharashtra and Delhi and includes a comparative perspective from England the USA and Australia to contribute to debates on sedition within liberal democracies at large especially in the wake of the proliferation of counter terror legislations

Free Speech and Hate Speech in the United States Chris Demaske, 2020-10-07 Free Speech and Hate Speech in the United States explores the concept and treatment of hate speech in light of escalating social tensions in the global twenty first century proposing a shift in emphasis from the negative protection of individual rights toward a more positive support of social equality Drawing on Axel Honneth's theory of recognition the author develops a two tiered framework for free speech analysis that will promote a strategy for combating hate speech To illustrate how this framework might impact speech rights in the U S she looks specifically at hate speech in the context of symbolic speech disparaging speech internet speech and speech on college campuses Entering into an ongoing debate about the role of speech in society this book will be of key importance to First Amendment scholars and to scholars and students of communication studies media studies media law political science feminist studies American studies and history

The Freedom to Be Racist? Erik Bleich, 2011-09-01 We love freedom We hate racism But what do we do when these values collide In this wide ranging book Erik Bleich explores policies that the United States Britain France Germany and other liberal democracies have implemented when forced to choose between preserving freedom and combating racism Bleich's comparative historical approach reveals that while most countries have increased restrictions on racist speech groups and actions since the end of World War II this trend has resembled a slow creep more than a slippery slope Each country has struggled to achieve a balance between protecting freedom and reducing racism and the outcomes have been starkly different across time and place Building on these observations Bleich argues that we should pay close attention to the specific context and to the likely effects of any policy we implement and that any response should be proportionate to the level of harm the racism inflicts Ultimately the best way for societies to preserve freedom while fighting racism is through processes of public deliberation that involve citizens in decisions that impact the core values of liberal democracies

Redressing Everyday Discrimination Karla Portilla, 2016-04-14 This book examines the harm that everyday discrimination can cause and proposes ways in which it can be redressed Extreme forms of harmful expression such as incitement to hatred have been significantly addressed in law Everyday generalised prejudice negative stereotypes and

gross under representation of disadvantaged groups in mainstream media are however widely perceived as normal and their criticism is regularly trivialised In response this book draws on critical and feminist theory in order to forge a theoretical analysis of the harm created through everyday discrimination Arguing that anti discrimination law can and should be extended as a tool to offer protection against the harm inflicted the book goes on to consider both its limits and possibilities for redressing this discriminatory practice *Oxford Studies in Political Philosophy Volume 6* David Sobel, Peter Vallentyne, Steven Wall, 2020-02-05 This is the sixth volume of Oxford Studies in Political Philosophy Since its revival in the 1970s political philosophy has been a vibrant field in philosophy one that intersects with jurisprudence normative economics political theory in political science departments and just war theory OSPP aims to publish some of the best contemporary work in political philosophy and these closely related subfields This volume features eight papers that address a range of central topics and represent cutting edge work in the field *Combating Hate* Billie Murray, 2022-05-03 The United States has a hate problem In recent years hate speech has led not only to deep division in our politics but also to violence murder and even insurrection And yet established constitutional jurisprudence holds that all speech is protected as content neutral and that the proper democratic response to hateful expression is not regulation but more speech So how can ordinary citizens stand up to hate groups when the state will not In *Combating Hate* Billie Murray proposes an answer to this question As a participant in anti racist and anti fascist protests including demonstrations against the Ku Klux Klan neo Nazis and the Westboro Baptist Church Murray witnessed firsthand the limitations of the more speech approach as well as the combative tactics of anti fascist activists She argues that this latter group commonly known as antifa embodies a radically different strategy for combating hate one that explodes the myth of content neutrality and reveals hate speech to be a tactic of fascist organizing with very real highly anti democratic consequences Drawing on communication theory and this on the ground experience Murray presents a new strategy which she calls allied tactics rooted in the commitment to affirm support and even protect those who are the victims of hate speech Engaging and sophisticated *Combating Hate* contends that there are concrete ways to fight hate speech from the front lines Murray's urgent argument that we reconsider how to confront and fight this blight on American life is essential reading for the current era **Ethical Journalism in a Populist Age**, Stephen J. A. Ward, 2018-09-26 Fake news alternative facts and daily attacks on the media from the Trump White House are redefining the media's role for a new generation Mainstream media has traditionally allowed journalists two roles In order to remain ethical they must either be neutral observers reporting the facts or signal that they are biased interpreters espousing a partisan agenda In this provocative new work leading global media ethicist Stephen Ward suggests that journalism needs to embrace a third path and begin practicing a new kind of journalism democratically engaged journalism It is only by breaking free of dualistic ethical practices that the world's media will be able to address Trumpism a heady mix of populism authoritarian leadership narrow patriotism and moral tribalism Us versus Them Weaving in rich examples from daily

journalism this timely book will address practical questions such as how to cover a constant torrent of presidential tweets how fact checking plays a part in democratically engaged media and how journalists should respond to the pressure to be patriotic in their coverage of global issues such as immigration and the impact of Trump s America First foreign policy At issue is the need to construct a new journalism ethics for today s social context We need a new approach to journalism ethics not only to report on the Trump presidency but also for reporting in a digital global world The Tyranny of Silence Flemming Rose,2016-05-10 Journalists face constant intimidation Whether it takes the extreme form of beheadings death threats government censorship or simply political correctness it casts a shadow over their ability to tell a story When the Danish newspaper Jyllands Posten published the cartoons of the prophet Muhammad nine years ago Denmark found itself at the center of a global battle about the freedom of speech The paper s culture editor Flemming Rose defended the decision to print the 12 drawings and he quickly came to play a central part in the debate about the limitations to freedom of speech in the 21st century In *The Tyranny of Silence* Flemming Rose writes about the people and experiences that have influenced his understanding of the crisis including meetings with dissidents from the former Soviet Union and ex Muslims living in Europe He provides a personal account of an event that has shaped the debate about what it means to be a citizen in a democracy and how to coexist in a world that is increasingly multicultural multireligious and multiethnic *Religious Hatred and International Law* Jeroen Temperman,2016 This book conceptualizes the prohibition of advocacy of religious hatred from the perspectives of international and comparative law **Religious Offence and Human Rights** Lorenz Langer,2014-07-10 Should offence to religions be punishable by law or does freedom of expression extend even to blasphemy This book examines this question *The Oxford Handbook of Digital Ethics* Carissa Véliz,2024 This Handbook offers a lively authoritative up to date exploration of pressing ethical issues in our digital world An international team of philosophers give critical appraisals of research in the this fast growing field exploring novel approaches and arguments that will shape the agenda on digital ethics for years to come **Christianity, Sexuality and Citizenship in Africa** Adriaan van Klinken,Ebenezer Obadare,2020-06-04 This book explores the interconnections between Christianity sexuality and citizenship in sub Saharan Africa chronicling the ways in which citizenship in the region has undergone profound changes in recent decades as a result of growing interaction between Christianity and politics the impact of the HIV epidemic debates about women s reproductive rights and the growing visibility of lesbian gay bisexual and transgender LGBT communities Case studies examine the emergence of Christianity especially in its Pentecostal Charismatic forms as a public religion and how this emergence has meant that Christian actors beliefs and practices have increasingly come to manifest themselves in the public sphere The contributors assess how many political and religious leaders are invested in a popular ideology of the heterosexual family as the basis of nation building and how this defines narratives of nationhood and shapes notions of citizenship Additional case studies focus on the emergence of sexuality as a critical site of citizenship and nationhood in

postcolonial Africa and address the difficulties that LGBT communities face in claiming recognition from the state Offering case studies from across sub Saharan Africa and spanning several academic disciplines and critical perspectives this book will be of interest to researchers seeking to understand the complex intersections of religion sexuality politics and citizenship across the region This book was originally published as a special issue of Citizenship Studies

A Companion to State Power, Liberties and Rights Sharon Morley,Jo Turner,Karen Corteen,Paul Taylor,2017-02-15 Interest in the study of state power civil liberties human rights and state sponsored crime is growing and there is a need for a book which brings these topics together This book part of the Companions series provides succinct yet robust definitions and explanations of core concepts and themes in relation to state power liberties and human rights The entries are bound by their inter relatedness and relevance to the study of crime and harm and the volume draws upon established and emerging commentaries from other social and political disciplines Laid out in a user friendly A Z format it includes entries from expert contributors with clear direction to related entries and further reading The contributors critically engage with the topics in an accessible yet challenging way ensuring that the definitions go beyond a simple explanation of the word or theme It will be suitable for undergraduate and postgraduate students on a variety of courses such as Criminology Criminal Justice International Relations Politics Social Policy Policing Studies and Law as well as other researchers in these areas

The Right to Protection from Incitement to Hatred Mona Elbahtimy,2021-10-28 Against the backdrop of the new globalized hate speech dynamics the nature and scope of States obligations pursuant to international human rights law on prohibiting incitement to hatred have taken on increased importance and have become a controversial issue within multilateral human rights diplomacy Key questions being posed in the on going debates over how best to respond to the new wave of hatred include whether the international legal norm against incitement to hatred as it currently stands is suitable to address the contemporary challenges of this phenomenon Alternatively does it need to be developed further This book traces the journey of this norm in three analytical domains its emergence relevant supranational jurisprudence and the recent standard setting attempts within the UN The book argues that five internal features of the norm had a strong influence on its difficult path within international human rights law

The Rule of Law in Cyberspace Carlos Blanco de Moraes,Gilmar Ferreira Mendes,Thomas Vesting,2022-09-06 The rule of law in cyberspace currently faces serious challenges From the democratic system to the exercise of fundamental rights the Internet has raised a host of new issues for classic legal institutions This book provides a valuable contribution to the fields of international constitutional and administrative law scholarship as the three interact in cyberspace The respective chapters cover topics such as the notion of digital states and digital sovereignty jurisdiction over the Internet e government and artificial intelligence The authors are eminent scholars and international experts with a profound knowledge of these topics Particular attention is paid to the areas of digital democracy digital media and regulation of the digital world The approach employed is based on a comparative perspective from Germany the

Netherlands Italy Portugal and Brazil One particular focus is on how various legal systems are coping with increasing difficulties in the exercise of democracy with regard to disinformation and hate speech The roles of legislators the judicial system and public administrations are analysed in the light of the latest cases conflicts and technologies In addition to this comparative approach the book explores the evolution of rule of law in cyberspace and the upcoming new legal regimes in the European Union and Brazil Special care is taken to offer a critical review of both the literature and the latest legal solutions adopted and being considered regarding the regulation of cyberspace from a constitutional and administrative perspective Given its scope the book will be of interest to researchers and scholars in the field of digital law whose work involves constitutional problems in cyberspace and or practical problems concerning the regulation of social networks and online commerce

Routledge Handbook of Law and Religion Silvio Ferrari, 2015-03-05 The field of law and religion studies has undergone a profound transformation over the last thirty years looking beyond traditional relationships between State and religious communities to include rights of religious liberty and the role of religion in the public space This handbook features new specially commissioned papers by a range of eminent scholars that offer a comprehensive overview of the field of law and religion The book takes on an interdisciplinary approach drawing from anthropology sociology theology and political science in order to explore how laws and court decisions concerning religion contribute to the shape of the public space Key themes within the book include Religions symbols in the public space Religion and security Freedom of religion and cultural rights Defamation and hate speech Gender religion and law This advanced level reference work is essential reading for students researchers and scholars of law and religion as well as policy makers in the field

Rwanda Fast Forward Patrick Noack, 2012-07-31 The authors explore the outlook of Rwanda in the context of development of East Africa and Sub Saharan Africa They examine Rwanda s vision achievements and uncertainties in terms of national unity institutional leadership the spectre of industrial policy and economic development perceptions of civil society engagement etc

Extreme Speech And Democracy Extreme Speech And Democracy Book Review: Unveiling the Power of Words

In a world driven by information and connectivity, the ability of words has are more evident than ever. They have the capability to inspire, provoke, and ignite change. Such is the essence of the book **Extreme Speech And Democracy Extreme Speech And Democracy**, a literary masterpiece that delves deep in to the significance of words and their affect 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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