Democracy and (dis)trust in the experts

Democracy And Distrust Democracy And Distrust

Marcel A. Müller

Democracy And Distrust Democracy And Distrust:

Democracy and Distrust John Hart Ely, 1980 Until now legal experts have proposed two basic approaches to the Constitution The first interpretivism maintains that we should stick as closely as possible to what is explicit in the document itself The second predominant in recent academic theorizing argues that the courts should be guided by what they see as the fundamental values of American society Mr Ely demonstrates that both of these approaches are inherently incomplete and inadequate from publisher description Democracy and Distrust ,2010 Thucydides' Theory of International **Relations** Lowell S. Gustafson, 2000-06-01 Throughout history readers of Thucydides History of the Peloponnesian War have long sought to apply its lessons to the problems of their times In that tradition the authors of these essays explore Thucydides observations on the human condition in an effort to comprehend their modern world of more than 2 400 years later The nine contributors find that Thucydides is not only the descriptive historian he is commonly said to be but also a sophisticated theorist of international relations who emphasized the use of history to interpret the international conditions of his day and had a profound understanding of realism and pluralism of the relationship between internal and international politics and of the role of culture in world affairs Thucydides work remains worth reflecting on because it challenges the reader to understand the concept of greatness in leadership and to carefully observe what war can reveal about human affairs Reconsidering Thucydides thought in the post Cold War world in which the United States is the foremost military power the essayists find lessons in his writing that they maintain must be included in a modern understanding of greatness including the idea that sustained preeminence must incorporate virtue goodness and justice Thucydides they show was a savvy ancient who would today demand a fundamental reexamination of certain prevailing assumptions about the character of political life assumptions the source of which contemporary realists often erroneously attribute to Thucydides himself The confusion and disagreements about the proper interpretation of Thucydides work echo the deepest confusion and disagreements about the meaning of politics and the character of human existence An illuminating dialogue about the place of Thucydides in modern thought Thucydides Theory of International Relations therefore is an invitation to reunite the study of international relations with political philosophy in the broadest sense **Book Review** Andrew L. Kaufman, 1981 **Deference in International** Courts and Tribunals Lukasz Gruszczynski, Wouter Werner, 2014-10-09 International courts and tribunals are often asked to review decisions originally made by domestic decision makers This can often be a source of tension as the international courts and tribunals need to judge how far to defer to the original decisions of the national bodies As international courts and tribunals have proliferated different courts have applied differing levels of deference to those originial decisions which can lead to a fragmentation in international law International courts in such positions rely on two key doctrines the standard of review and the margin of appreciation The standard of review establishes the extent to which national decisions relating to factual legal or political issues arising in the case are re examined in the international court. The margin of appreciation is the

extent to which national legislative executive and judicial decision makers are allowed to reflect diversity in their interpretation of human rights obligations The book begins by providing an overview of the margin of appreciation and standard of review recognising that while the margin of appreciation explicitly acknowledges the existence of such deference the standard of review does not it is rather a procedural mechanism It looks in depth at how the public policy exception has been assessed by the European Court of Justice and the WTO dispute settlement bodies It examines how the European Court of Human Rights has taken an evidence based approach towards the margin of appreciation as well as how it has addressed issues of hate speech The Inter American system is also investigated and it is established how far deference is possible within that legal organisation Finally the book studies how a range of other international courts such as the International Criminal Court and the Law of the Sea Tribunal have approached these two core doctrines **Democracy and Distrust, a Theory** of Judicial Review, by John Hart Ely Archibald Cox,1981 Democracy and Distrust ,1982 The Rise of Modern **Judicial Review** Christopher Wolfe, 1994 This major history of judicial review revised to include the Rehnquist court shows how modern courts have used their power to create new rights with fateful political consequences Originally published by Rethinking Constitutional Law Earl M. Maltz,1994 Maltz reformulates the justification for originalist Basic Books review and refines originalist theory itself he argues that a pure originalist approach mandates excessive judicial intervention under the Constitution and he shows that most nonoriginalist theorists have failed to provide a sufficient functional justification for nonoriginalist intervention Democracy and Distrust ,1982 **Democracy and Distrust : John Hart Ely** ,2004 The Politics of Referendum Use in European Democracies Saskia Hollander, 2019-04-02 This book demonstrates that the generally assumed dichotomy between referendums and representative democracy does not do justice to the great diversity of referendum types and of how referendums are used in European democracies Although in all referendums citizens vote directly on issues rather than letting their political representatives do this for them some referendums are more direct than others Rather than reflecting the direct power of the People most referendums in EU countries are held by and serve the interests of the political elites most notably the executive The book shows that these interests rarely match the justifications given in the public debate Instead of being driven by the need to compensate for the deficiency of political parties decision makers use referendums primarily to protect the position of their party In unravelling the strategic role played by national referendums in decision making this book makes an unconventional contribution to the debateon the impact of referendums on democracy Trust, Democracy, and Multicultural Challenges Patti Tamara Lenard, 2015-11-04 Banning minarets by referendum in Switzerland publicly burning Korans in the United States prohibiting kirpans in public spaces in Canada these are all examples of the rising backlash against diversity that is spreading across multicultural societies Trust has always been precarious and never more so than as a result of increased immigration The number of religions races ethnicities and cultures living together in democratic communities and governed by shared

political institutions is rising The failure to construct public policy to cope with this diversity to ensure that trust can withstand the pressure that diversity can pose is a failure of democracy The threat to trust originates in the perception that the values and norms that should underpin a public culture are no longer truly shared Therefore societies must focus on building trust through a revitalized public culture In Trust Democracy and Multicultural Challenges Patti Tamara Lenard plots a course for this revitalization She argues that trust is at the center of effective democratic politics that increasing ethnocultural diversity as a result of immigration may generate distrust and therefore that democratic communities must work to generate the conditions under which trust between newcomers and native citizens can be built so that the quality of Electoral Politics in Crisis After the Great Recession Eva H. Önnudóttir, Agnar Freyr democracy is sustained Helgason, Ólafur Th. Harðarson, Hulda Thórisdóttir, 2021-09-06 This book examines to what extent politics in Iceland have been transformed in the aftermath of the 2008 financial crisis The book focuses on whether the short term sudden shock caused by the Great Recession has permanently transformed politics political behaviour and the Icelandic party system or whether its effect was primarily transitory These questions remain highly relevant to the wider field of political science as the book examines under what circumstances sudden shocks lead to permanent changes in a political system As such the book situates the post crisis Icelandic case both temporally and comparatively and evaluates to what extent the Iceland experience is reflective of broader patterns found in other Western democracies particularly those other countries that were also hard hit by the Great Recession e g Greece Ireland Portugal Spain and Italy This book will be of key interest to scholars and students of Nordic politics Icelandic politics and society electoral studies political parties and party systems representative democracy political behaviour and more broadly to European and comparative politics The Open Access version of this book available at www taylorfrancis com has been made available under a Creative Commons Attribution Non Commercial No Derivatives 4 0 license Distrust and Democracy Vivien Hart, 1978-07-20 Originally published in 1978 this book argues that the nature of political distrust is misunderstood The Supreme Court and Constitutional Theory, 1953-1993 Ronald Kahn, 1994 Combining theoretical sophistication with a fundamental comprehension of the political institutions of the USA this study aims to demystify the workings of the United States Supreme Court and its place in democracy Popular Government and the Supreme Court Lane V. Sunderland, 1996 With quiet eloquence Lane Sunderland argues that we must reclaim the fundamental principles of the Constitution if we are to restore democratic government to its proper role in American life For far too long he contends the popular will has been held in check by an overly powerful Supreme Court using non constitutional principles to make policy and promote its own political agendas His work shows why this has diminished American democracy and what we can do to revive it Sunderland presents a strong thoughtful challenge to the constitutional theories promoted by Ronald Dworkin Archibald Cox Richard Epstein Michael Perry John Hart Ely Robert Bork Philip Kurland Laurence Tribe Mark Tushnet and Catharine MacKinnon an enormously diverse group united by an apparent

belief in judicial supremacy Their theories he demonstrates undermine the democratic foundations of the Constitution and the power of the majority to resolve for itself important questions of justice Central to this enterprise is Sunderland s reconsideration of The Federalist as the first most reliable and most profound commentary on the Constitution The Federalist he states is crucial because it explains the underlying theory of the Constitution as a whole a theory that gives meaning to its particular provisions In addition Sunderland reexamines the Declaration of Independence and the work of Hobbes Locke and Montesquieu in order to better define the nature and limits of their influence on the Framers His reading of these works in conjunction with The Federalist shows just how far afield contemporary commentators have strayed Sunderland deliberately echoes and amplifies Madison's wisdom in Federalist No 10 that the object of the Constitution is to secure the public good and private rights and at the same time to preserve the spirit and form of popular government To attain that object he persuasively argues requires that the judiciary acknowledge and enforce the constitutional limitations upon its own powers In an era loudly proclaiming the return of popular government majority rule and the will of the people that argument is especially relevant and appealing **Trust** Piotr Sztompka,1999 Piotr Sztompka here presents a major work of social theory which gives a comprehensive theoretical account of trust as a fundamental component of human actions Professor Sztompka s detailed and systematic study takes account of the rich evolving research on trust and provides conceptual and typological clarifications and explications of the notion itself its meaning foundations and functions He offers an explanatory model of the emergence or decay of trust cultures and relates the theoretical to the historical by examining the collapse of communism in 1989 and the emergence of a post communist social order Piotr Sztompka illustrates and supports his claims with statistical data and his own impressive empirical study of trust carried out in Poland at the end of the nineties Trust A Sociological Theory is a conceptually creative and elegant work in which scholars and students of sociology political science and social philosophy will find much of interest Handbook on Political Trust Sonja Zmerli, Tom W.G. van der Meer, 2017-01-27 Political trust in government parliament or political parties has taken centre stage in political science for more than half a century reflecting ongoing concerns with the legitimacy and functioning of representative democracy To provide scholars students and policy makers with a tool to navigate through the complexity of causes and consequences of political trust this Handbook offers an excellent overview of the conceptual theoretical methodological and empirical state of the art complemented by accounts of regional particularities and authored by international experts in this field **Nussbaum and Law** Robin West, 2017-07-05 The essays collected in this volume reflect the profound impact of Martha Nussbaum s philosophical writings on law and legal scholarship The capabilities approach that she has largely authored has influenced the approach scholars take to the law of disabilities both in the United States and in Canada as well as to international human rights and to domestic private law s protections of vulnerable populations. Her analyses of the relationship between our emotions and our thought and action has triggered a re assessment of the legal regulation and recognition of emotion in

a range of fields most particularly in the field of criminal law and her writing on the nature of dignity has informed an understanding of the emerging civil rights of gay and lesbian citizens worldwide Our appreciation of the role of narrative in legal thought and discourse and the contributions of literature to law and legal culture have also been broadened and deepened by her contributions Taken together and including the introduction by the editor the essays collected in this volume demonstrate the far reaching impact of Nussbaum's philosophical oeuvre

Decoding **Democracy And Distrust Democracy And Distrust**: Revealing the Captivating Potential of Verbal Expression

In an era characterized by interconnectedness and an insatiable thirst for knowledge, the captivating potential of verbal expression has emerged as a formidable force. Its ability to evoke sentiments, stimulate introspection, and incite profound transformations is genuinely awe-inspiring. Within the pages of "Democracy And Distrust Democracy And Distrust," a mesmerizing literary creation penned by way of a celebrated wordsmith, readers set about an enlightening odyssey, unraveling the intricate significance of language and its enduring impact on our lives. In this appraisal, we shall explore the book is central themes, evaluate its distinctive writing style, and gauge its pervasive influence on the hearts and minds of its readership.

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