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Law and Politics The Politics Of Law The Oxford Handbook of Law and Politics Politics and International Law Courts, Law, and Politics in Comparative Perspective History, Politics, Law Constitutional Law and Politics The Politics of Islamic Law Studies in Law, Politics, and Society The Politics of Law and Order The Supreme Court and American Political Development Outer Space in Society, Politics and Law Politics and the Limits of Law Law and Politics Slavery, Law, and Politics Law, Politics, and Society Politics International Law Democratic Federalism The Politics of Law Distorting the Law Spacing Law and Politics Law and Reflexive Politics The Bible in American Law and Politics Legal Reasoning and Political Conflict Constructing Sovereignty Between Politics and Law International Organizations International Law and the Politics of History On Law, Politics, and Judicialization Crime & Politics Law's Allure Law, Politics, and Perception Law and Politics under the Abbasids Administrative Law in the Political System Laws of Politics Courts without Borders Studies in Law and Politics World Politics and International Law "Beyond the Law" Asian American Politics Courts, Law, and Politics in Comparative Perspective

Crime & Politics Apr 02 2021 Why has America experienced an explosion in crime rates since 1960? Why has the crime rate dropped in recent years? Though politicians are always ready both to take the credit for crime reduction and to exploit grisly headlines for short-term political gain, these questions remain among the most important-and most difficult to answer-in America today. In *Crime & Politics*, award-winning journalist Ted Gest gives readers the inside story of how crime policy is formulated inside the Washington beltway and state capitols, why we've had cycle after cycle of ineffective federal legislation, and where promising reforms might lead us in the future. Gest examines how politicians first made crime a national rather than a local issue, beginning with Lyndon Johnson's crime commission and the landmark anti-crime law of 1968 and continuing right up to such present-day measures as "three strikes" laws, mandatory sentencing, and community policing. Gest exposes a lack of consistent leadership, backroom partisan politics, and the rush to embrace simplistic solutions as the main causes for why Federal and state crime programs have failed to make our streets safe. But he also explores how the media aid and abet this trend by featuring lurid crimes that simultaneously frighten the public and encourage candidates to offer another round of quick-fix solutions. Drawing on extensive research and including interviews with Edwin Meese, Janet Reno, Joseph Biden, Ted Kennedy, and William Webster, *Crime & Politics* uncovers the real reasons why America continues to struggle with the crime problem and shows how we do a better job in the future.

Legal Reasoning and Political Conflict Sep 07 2021 In *Legal Reasoning and Political Conflict*, Cass R. Sunstein, one of America's best known commentators on our legal system, offers a bold, new thesis about how the law should work in America, arguing that the courts best enable people to live together, despite their diversity, by resolving particular cases without taking sides in broader, more abstract conflicts. Professor Sunstein closely analyzes the way the law can mediate disputes in a diverse society, examining how the law works in practical terms, and showing that, to arrive at workable, practical solutions, judges must avoid broad, abstract reasoning. He states that judges purposely limit the scope of their decisions to avoid reopening large-scale controversies, calling such actions incompletely theorized agreements. In identifying them as the core feature of legal reasoning, he takes issue with advocates of comprehensive theories and systemization, from Robert Bork to Jeremy Bentham, and Ronald Dworkin. Equally important, Sunstein goes on to argue that it is the living

practice of the nation's citizens that truly makes law. Legal reasoning can seem impenetrable, mysterious, baroque. *Legal Reasoning and Political Conflict* helps dissolve the mystery. Whether discussing abortion, homosexuality, or free speech, the meaning of the Constitution, or the spell cast by the Warren Court, Cass Sunstein writes with grace and power, offering a striking and original vision of the role of the law in a diverse society. In his flexible, practical approach to legal reasoning, he moves the debate over fundamental values and principles out of the courts and back to its rightful place in a democratic state: to the legislatures elected by the people. In this Second Edition, the author updates the previous edition bringing the book into the current mainstream of twenty-first century legal reasoning and judicial decision-making focusing on the many relevant contemporary issues and developments that occurred since its initial 1996 publication.

Politics and the Limits of Law Aug 19 2022 This book explores the emergence of the fundamental political concepts of medieval Jewish thought, arguing that alongside the well known theocratic elements of the Bible there exists a vital tradition that conceives of politics as a necessary and legitimate domain of worldly activity that preceded religious law in the ordering of society. Since the Enlightenment, the separation of religion and state has been a central theme in Western political history and thought, a separation that upholds the freedom of conscience of the individual. In medieval political thought, however, the doctrine of the separation of religion and state played a much different role. On the one hand, it served to maintain the integrity of religious law versus the monarch, whether canon law, Islamic law, or Jewish law. On the other hand, it upheld the autonomy of the monarch and the autonomy of human political agency against theocratic claims of divine sovereignty and clerical authority. Postulating the realm of secular politics leads the author to construct a theory of the precedence of politics over religious law in the organization of social life. He argues that the attempts of medieval philosophers to understand religion and the polity provide new perspectives on the viability of an accommodation between revelation and legislation, the holy and the profane, the divine and the temporal. The book shows that in spite of the long exile of the Jewish people, there is, unquestionably, a tradition of Jewish political discourse based on the canonical sources of Jewish law. In addition to providing a fresh analysis of Maimonides, it analyzes works of Nahmanides, Solomon ibn Adret, and Nissim Gerondi that are largely unknown to the English-speaking reader. Finally, it suggests that the historical corpus of Jewish political writing remains vital today, with much to contribute to the ongoing debates over church-state relations and theocratic societies.

Spacing Law and Politics Dec 11 2021 Examining the inherent spatiality of law, both theoretically and as social practice, this book presents a genealogical account of the emergence and the development of the juridical. In an analysis that stretches from ancient Greece, through late antiquity and early modern and modern Europe, and on to the contemporary courtroom, it considers legal and philosophical texts, artistic and literary works, as well as judicial practices, in order to elicit and document a series of critical moments in the history of juridical space. Offering a more nuanced understanding of law than that found in traditional philosophical, political or social accounts of legal history, Dahlberg forges a critical account of the intimate relations between law and politics that shows how juridical space is determined and conditioned in ways that are integral to the very functioning – and malfunctioning – of law.

Democratic Federalism Mar 14 2022 Introduction -- Part I. The institutions of democratic federalism -- Economic federalism -- Cooperative federalism -- Democratic federalism : the national legislature -- Democratic federalism : the safeguards -- Part II. Encouraging the federal conversation -- FIST : having the federal dialogue -- Fiscal policy in the federal union -- Regulation in the federal union -- Part III. On becoming federal -- The European Union : federal governance at the crossroads -- Mandela's federal democracy : a fragile compact -- Epilogue.

"Beyond the Law" Jun 24 2020

Constitutional Law and Politics Feb 22 2023 A topical and comprehensive look at the cases that have shaped our nation.

Law, Politics, and Society May 16 2022 This text studies the inextricable links between law, society,

and politics through an in-depth examination of the institutions for law-making in the United States, focusing on the function, structure, and participants in the process. The institutions-oriented approach focuses on contemporary coverage of the interrelationship between law and society, and includes discussion of controversial topics, such as the influence of race, class, sex, and corporate governance on the law. *Law, Politics, and Society* also looks at the theoretical and philosophical foundations of American law and provides comparative and international perspectives. Diversity is embedded into each chapter within the readings—drawn from a broad range of interdisciplinary sources such as sociology, history, and medicine—as well as in activities, which encourage discussion about law and race, national origin, sex, and class. In addition, excellent coverage of how the law has changed since September 11, 2001 helps students understand these complex relationships in a tangible way. *Popular Culture* features use a series of photographs to help students understand how law both informs and is informed by popular culture. *Law in Action* features apply the concepts of each chapter to an actual law in order to illustrate the central point and to help students better understand theoretical concepts. Pedagogy throughout the text includes active learning exercises, and marginal and bold definitions.

Law's Allure Mar 02 2021 *Law's Allure* explains how, when, and why America's reliance on legal rules and judicial decisions shapes, constrains, saves, and sometimes even kills politics.

Politics and International Law May 28 2023 Teaches how and why states make, break, and uphold international law using accessible explanations and contemporary international issues.

The Bible in American Law and Politics Oct 09 2021 While scholars increasingly recognize the importance of religion throughout American history, *The Bible in American Law and Politics* is the first reference book to focus on the key role that the Bible has played in American public life. In considering revolting from Great Britain, Americans contemplated whether this was consistent with scripture. Americans subsequently sought to apply Biblical passages to such issues as slavery, women's rights, national alcoholic prohibition, issues of war and peace, and the like. American presidents continue to take their oath on the Bible. Some of America's greatest speeches, for example, Lincoln's Second Inaugural and William Jennings Bryan's Cross of Gold speech, have been grounded on Biblical texts or analogies. Today, Americans continue to cite the Bible for positions as diverse as LGBTQ rights, abortion, immigration, welfare, health care, and other contemporary issues. By providing essays on key speeches, books, documents, legal decisions, and other writings throughout American history that have sought to buttress arguments through citations to Scriptures or to Biblical figures, John Vile provides an indispensable guide for scholars and students in religion, American history, law, and political science to understand how Americans throughout its history have interpreted and applied the Bible to legal and political issues.

On Law, Politics, and Judicialization May 04 2021 Across the globe, the domain of the litigator and the judge has radically expanded, making it increasingly difficult for those who study comparative and international politics, public policy and regulation, or the evolution of new modes of governance to avoid encountering a great deal of law and courts. In *On Law, Politics, and Judicialization*, two of the world's leading political scientists present the best of their research, focusing on how to build and test a social science of law and courts. The opening chapter features Shapiro's classic 'Political Jurisprudence,' and Stone Sweet's 'Judicialization and the Construction of Governance,' pieces that critically redefined research agendas on the politics of law and judging. Subsequent chapters take up diverse themes: the strategic contexts of litigation and judging; the discursive foundations of judicial power; the social logic of precedent and appeal; the networking of legal elites; the lawmaking dynamics of rights adjudication; the success and diffusion of constitutional review; the reciprocal impact of courts and legislatures; the globalization of private law; methods, hypothesis-testing, and prediction in comparative law; and the sources and consequences of the creeping 'judicialization of politics' around the world. Chosen empirical settings include the United States, the GATT-WTO, France and Germany, Imperial China and Islam, the European Union, and the transnational world of the *Lex Mercatoria*. Written for a broad, scholarly audience, the book is also recommended for use in graduate and advanced undergraduate courses in law and the social sciences.

Courts, Law, and Politics in Comparative Perspective Apr 22 2020 This comprehensive book compares the intersection of political forces and legal practices in five industrial nations—the United States, England, France, Germany, and Japan. The authors, eminent political scientists and legal scholars, investigate how constitutional courts function in each country, how the adjudication of criminal justice and the processing of civil disputes connect legal systems to politics, and how both ordinary citizens and large corporations use the courts. For each of the five countries, the authors discuss the structure of courts and access to them, the manner in which politics and law are differentiated or amalgamated, whether judicial posts are political prizes or bureaucratic positions, the ways in which courts are perceived as legitimate forms for addressing political conflicts, the degree of legal consciousness among citizens, the kinds of work lawyers do, and the manner in which law and courts are used as social control mechanisms. The authors find that although the extent to which courts participate in policymaking varies dramatically from country to country, judicial responsiveness to perceived public problems is not a uniquely American phenomenon.

The Politics of Law and Order Nov 21 2022 Foundational and renowned study of how politicians and others use crime rates -- and most of all the public perception of street crime, whether or not it is accurate -- for their own purposes. Dr. Scheingold also provides a theoretical and historical basis for his views. The follow-up to the landmark book *The Politics of Rights*, this text is both supported in research and accessible and interesting to readers everywhere. Features new 2010 Foreword by Berkeley law professor Malcolm Feeley. A work that is both "timely and timeless," writes Feeley, it "is important for what it says -- and how it says it -- about American crime and crime policy, as well as American political culture. It speaks truth to power today as much as it did when it was first published." As recently noted by Amherst College's Austin Sarat, Scheingold "was quite simply one of the world's leading commentators on law and politics."

Law, Politics, and Perception Jan 29 2021 Are judges' decisions more likely to be based on personal inclinations or legal authority? The answer, Eileen Braman argues, is both. *Law, Politics, and Perception* brings cognitive psychology to bear on the question of the relative importance of norms of legal reasoning versus decision makers' policy preferences in legal decision-making. While Braman acknowledges that decision makers' attitudes—or, more precisely, their preference for policy outcomes—can play a significant role in judicial decisions, she also believes that decision-makers' belief that they must abide by accepted rules of legal analysis significantly limits the role of preferences in their judgements. To reconcile these competing factors, Braman posits that judges engage in "motivated reasoning," a biased process in which decision-makers are unconsciously predisposed to find legal authority that is consistent with their own preferences more convincing than those that go against them. But Braman also provides evidence that the scope of motivated reasoning is limited. Objective case facts and accepted norms of legal reasoning can often inhibit decision makers' ability to reach conclusions consistent with their preferences.

Studies in Law, Politics, and Society Dec 23 2022 This volume brings together an interdisciplinary collection of scholars to critically examine issues around hatred and the law. With chapters on different elements of the nexus between hatred and law, the volume makes a key contribution to the field and is essential reading for legal scholars.

Outer Space in Society, Politics and Law Sep 19 2022 Spaceflight is a rational undertaking, yet full of emotions. It is a dream of mankind and a multi-billion industry likewise. It is subject to a distinct branch of law – and moreover part of modern pop culture. In short: spaceflight is fascinating. “Outer Space in society, politics and law” is an inter-disciplinary approach to the understanding of modern space law. Technical, cultural and historical aspects lay the foundation for a sound comprehension why space law norms have been established and what they mean in practice. The reader will realize the impact space and spaceflight have on society – from Stonehenge to climate change. A new approach to presenting space law: comprehensive and illustrative. “We live in a society absolutely dependent on science and technology and yet have cleverly arranged things so that almost no one understands science and technology. That's a clear prescription for disaster.” Carl Sagan

Law and Politics Jul 18 2022 This book reconstructs and classifies, according to ideal-typical models, the different positions taken by the major contemporary legal theories as to whether and how law relates to politics. It presents a possible explanation as to why different legal theories, though often reaching diametric results, somehow must still begin from common basic points.

The Supreme Court and American Political Development Oct 21 2022 This innovative volume explores the evolution of constitutional doctrine as elaborated by the Supreme Court. Moving beyond the traditional "law versus politics" perspective, the authors draw extensively on recent studies in American Political Development (APD) to present a much more complex and sophisticated view of the Court as both a legal and political entity. The contributors--including Pam Brandwein, Howard Gillman, Mark Graber, Ronald Kahn, Tom Keck, Ken Kersch, Wayne Moore, Carol Nackenoff, Julie Novkov, and Mark Tushnet--share an appreciation that the process of constitutional development involves a complex interplay between factors internal and external to the Court. They underscore the developmental nature of the Court, revealing how its decision-making and legal authority evolve in response to a variety of influences: not only laws and legal precedents, but also social and political movements, election returns and regime changes, advocacy group litigation, and the interpretive community of scholars, journalists, and lawyers. Initial chapters reexamine standard approaches to the question of causation in judicial decision-making and the relationship between the Court and the ambient political order. Next, a selection of historical case studies exemplifies how the Court constructs its own authority as it defines individual rights and the powers of government. They show how interpretations of the Reconstruction amendments inform our understanding of racial discrimination, explain the undermining of affirmative action after *Bakke*, and consider why *Roe v. Wade* has yet to be overturned. They also tell how the Court has collaborated with political coalitions to produce the New Deal, Great Society, and Reagan Revolution, and why Native Americans have different citizenship rights than other Americans. These contributions encourage further debate about the nature and processes of constitutional change and invite APD scholars to think about law and the Court in more sophisticated ways.

History, Politics, Law Mar 26 2023 Juxtaposes standpoints from which disciplines of history, political thought and law conceive and generate political order beyond the state.

The Politics of Law Feb 10 2022

International Organizations Jul 06 2021 As international organizations become ever more prominent in global politics it is increasingly urgent to understand their power, their limits, and their effects. Now in its fourth edition, this leading textbook provides the definitive introduction to modern international organizations, from the legal charters of their beginnings, to the issues they engage with in the contemporary world. In his analysis of the United Nations, the World Trade Organization, the International Criminal Court and ten other prominent global institutions, Hurd combines legal, empirical, and theoretical approaches in an accessible and cohesive package. Fully revised and updated, this latest edition includes topical cases and controversies involving international organizations, such as Brexit, trade wars, environmentalism, forced migration and border disputes. It will be of interest to undergraduate and graduate students taking courses in international organizations, international institutions, global governance, and international law.

Courts without Borders Sep 27 2020 This book is about the US politics and law of judicial extraterritoriality and how it influences international rule making and enforcement.

Law and Politics under the Abbasids Dec 31 2020 Abu Ma'ali al-Juwayni (d.478/1085) lived in a politically tumultuous period. The rise of powerful dynastic families forced the Abbasid Caliph into a position of titular power, and created instability. He also witnessed intellectual upheavals living amidst great theological and legal diversity. Collectively, these experiences led him to consider questions of religious certainty and social and political continuity. He noted that if political elites are constantly changing, paralleled with shifting intellectual allegiances, what ensures the continuity of religion? He concluded that continuity of society is contingent upon knowledge and practice of the Shari'a. Here, Sohaira Siddiqui explores how scholars grappled with questions of human reason and knowledge, and

how their answers to these questions often led them to challenge dominant ideas of what the Shari'a is. By doing this, she highlights the interconnections between al-Juwayni's discussions on theology, law and politics, and the socio-political intellectual landscapes that forged them.

Asian American Politics May 23 2020 Table of contents

The Politics of Islamic Law Jan 24 2023 In *The Politics of Islamic Law*, Iza Hussin compares India, Malaya, and Egypt during the British colonial period in order to trace the making and transformation of the contemporary category of 'Islamic law.' She demonstrates that not only is Islamic law not the shari'ah, its present institutional forms, substantive content, symbolic vocabulary, and relationship to state and society—in short, its politics—are built upon foundations laid during the colonial encounter. Drawing on extensive archival work in English, Arabic, and Malay—from court records to colonial and local papers to private letters and visual material—Hussin offers a view of politics in the colonial period as an iterative series of negotiations between local and colonial powers in multiple locations. She shows how this resulted in a paradox, centralizing Islamic law at the same time that it limited its reach to family and ritual matters, and produced a transformation in the Muslim state, providing the frame within which Islam is articulated today, setting the agenda for ongoing legislation and policy, and defining the limits of change. Combining a genealogy of law with a political analysis of its institutional dynamics, this book offers an up-close look at the ways in which global transformations are realized at the local level.

Constructing Sovereignty Between Politics and Law Aug 07 2021 This book explores the interplay between sovereignty, politics and law through different conceptualizations of sovereignty. Despite developments such as European integration, globalization, and state failure, sovereignty proves to be a resilient institution in contemporary international politics. This book investigates both the continuity and change of sovereignty through an examination of the different ways it is understood; sovereignty as an institution, as identity; as a (language) game; and as subjectivity. In this illuminating book, Aalberts examines sovereign statehood as a political-legal concept, an institutional product of modern international society, and seeks an interdisciplinary approach that combines international relations and international law. This book traces the consequences of this origin for the conceptualization of sovereign statehood in modern academic discourse, drawing on key jurisprudence and international treaties, and provides a new framework to consider the international significance of sovereignty. As an innovative approach to a critical institution, *Constructing Sovereignty between Politics and Law* will be of interest to students and scholars of international relations, international relations theory and international law.

Law and Reflexive Politics Nov 09 2021 Law is the great concealer; and law is everywhere. Or so claimed Marxists once upon a time. [Law] was imbricated within the mode of production and productive relations themselves . . . it intruded brusquely within alien categories, re-appearing bewigged and gowned in the form of ideology; . . . it was an arm of politics and politics was one of its arms; it was an academic discipline, subjected to the rigour of its own autonomous logic, it contributed to the definition of the self-identity of both the rulers 1 and the ruled. Does the old critique of domination still hold any sway? Apparently not. Or so even scholars of the far Left keep reminding us in their eagerness to embrace law and proclaim their allegiance to the new constitutional politics of civil society. Old Marxists now describe popular sovereignty as 'co-original' with, and democracy 'internally linked' to 2 constitutional rights and find it hard to remember what it was they once disagreed with liberals about. No tension left between emancipatory politics and oppressive law; instead we have reciprocal constitution, simultaneous realisation. In the Left's embracing of the new constitutionalisms its old critique of law - the critique of the law's concealment of class inequality, class conflict and class action - is left behind.

Studies in Law and Politics Aug 26 2020 The essays that comprise *Studies in Law and Politics* are by and large academic. But Laski had a purpose in addition to the purely scholarly: he was eagerly pursuing possibilities for social and political change. Laski sought tirelessly for opportunities to act on those possibilities and, as is the case throughout his work, his academic and political purposes have no

clear boundary between them. *Studies in Law of Politics* was published at a crucial juncture in Laski's ideological metamorphosis. During this period he had become increasingly worried that socialists might not be able to achieve the growth of working-class power. Although the essays contained in the volume cover a wide range of topics, and a wide span of time since the mid-1920s, he brought them into unity by a common approach. Though he does not make his unifying premise immediately evident to his readers, he clearly meant to chart the growth of power of those who had previously been without influence. His goal also was to identify the problems facing growth in a highly modernized society. *Studies in Law and Politics* reveals Laski's growing realization that the road to socialism might be more difficult than what he had believed when he wrote his pluralist works. The book reflects the mind of a thinker who was not content to write exclusively as an academic or a political activist. His view was that, while progressive reforms have been achieved in the past, they are not easily accomplished, and obstacles to further reforms should not be underestimated. This sober work offers much insight into Laski's intellectual development, as well as the times about which he wrote.

Politics International Law Apr 14 2022 The *Politics of International Law* offers an introduction to the role of law in contemporary international affairs. Through a case study-driven analysis of topics such as human rights, the use of force, international environmental law, international trade law, international criminal justice and the right to self-determination, the book explains the interaction between law and politics in the world today, demonstrating that one cannot be understood without the other. The book is divided into two parts. Part I introduces contemporary international law with a focus on constitutive legal principles such as sovereignty, territorial integrity and the legal equality of states. Through these introductory chapters, students are encouraged to take a holistic view of the processes and actors that drive international affairs, and explore the fascinating paradox that while international law is largely created through political processes, it also constitutes the environment in which international politics is practiced. Part II builds on the foundations laid in Part I to analyze contemporary controversies in international law and politics. Chapters focus on a number of substantive issue areas, including international environmental law, international economic law, human rights law, self-determination and secession, the law governing the use of force, and international criminal justice. This book is written to impart on readers a deepened understanding of both the possibilities and limits of international law as a tool for structuring relations in the world. Digital Formats and Resources Also available as an e-book with functionality, navigation features, and links that offer extra learning support

Administrative Law in the Political System Nov 29 2020 Emphasizing that administrative law must be understood within the context of the political system, this core text combines a descriptive systems approach with a social science focus. Author Kenneth F. Warren explains the role of administrative law in shaping, guiding, and restricting the actions of administrative agencies. Providing comprehensive coverage, he examines the field not only from state and federal angles, but also from the varying perspectives of legislators, administrators, and the public. Substantially revised, the sixth edition emphasizes current trends in administrative law, recent court decisions, and the impact the Trump administration has had on public administration and administrative law. Special attention is devoted to how the neo-conservative revival, strengthened by Trump appointments to the federal judiciary, have influenced the direction of administrative law and impacted the administrative state. *Administrative Law in the Political System: Law, Politics, and Regulatory Policy, Sixth Edition* is a comprehensive administrative law textbook written by a social scientist for social science students, especially upper division undergraduate and graduate students in political science, public administration, public management, and public policy and administration programs.

International Law and the Politics of History Jun 04 2021 Explores the ideological, political, and economic stakes of struggles over international law's history and its relation to empire and capitalism.

Distorting the Law Jan 12 2022 In recent years, stories of reckless lawyers and greedy citizens have given the legal system, and victims in general, a bad name. Many Americans have come to believe that we live in the land of the litigious, where frivolous lawsuits and absurdly high settlements reign.

Scholars have argued for years that this common view of the depraved ruin of our civil legal system is a myth, but their research and statistics rarely make the news. William Haltom and Michael McCann here persuasively show how popularized distorted understandings of tort litigation (or tort tales) have been perpetuated by the mass media and reform proponents. Distorting the Law lays bare how media coverage has sensationalized lawsuits and sympathetically portrayed corporate interests, supporting big business and reinforcing negative stereotypes of law practices. Based on extensive interviews, nearly two decades of newspaper coverage, and in-depth studies of the McDonald's coffee case and tobacco litigation, *Distorting the Law* offers a compelling analysis of the presumed litigation crisis, the campaign for tort law reform, and the crucial role the media play in this process.

Slavery, Law, and Politics Jun 16 2022 Abridged ed. of the author's *The Dred Scott case*, its significance in American law and politics.

The Oxford Handbook of Law and Politics Jun 28 2023 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.

The Politics Of Law Jul 30 2023 Long considered one of the most important books on the role and operation of the law, *THE POLITICS OF LAW* offers a provocative, intelligent critique of traditional jurisprudence. This third edition has been extensively updated to respond to the latest changes in judicial trends. *THE* quintessential critique of our modern judicial system that belongs on the bookshelf of every law student, judge, politician, and interested citizen. Index.

Laws of Politics Oct 28 2020 Drawing on classic and contemporary scholarship and empirical analysis of elections and public expenditures in 80 countries, the author argues for the existence of primary and secondary laws of politics. Starting with how basic elements of politics—leadership, organization, ideology, resources, and force—coalesce in the formation of states, he proceeds to examine the operations of those laws in democracies and dictatorships. Primary laws constrain the support that incumbents draw from the electorate, limiting their time in office. They operate unimpeded in democracies. Secondary laws describe the general tendency of the state to expand vis-à-vis economy and society. They exert their greatest force in one-party states imbued with a totalitarian ideology. The author establishes the primary laws in a rigorous analysis of 1,100 parliamentary and presidential elections in 80 countries, plus another 1,000 U.S. gubernatorial elections. Evidence for the secondary laws is drawn from public expenditure data series, with findings presented in easily grasped tables and graphs. Having established these laws quantitatively, the author uses Cuba as a case study, adding qualitative analysis and a practical application to propose a constitutional framework for a future Cuban democracy. Written in an engaging, jargon-free style, this enlightening book will be of great interest to students and scholars in political science, especially those specializing in comparative politics, as well as opinion leaders and engaged citizens.

Courts, Law, and Politics in Comparative Perspective Apr 26 2023 This comprehensive book compares the intersection of political forces and legal practices in five industrial nations--the United States, England, France, Germany, and Japan. The authors, eminent political scientists and legal scholars, investigate how constitutional courts function in each country, how the adjudication of criminal justice and the processing of civil disputes connect legal systems to politics, and how both ordinary citizens and large corporations use the courts. For each of the five countries, the authors discuss the structure of courts and access to them, the manner in which politics and law are differentiated or amalgamated, whether judicial posts are political prizes or bureaucratic positions, the ways in which courts are perceived as legitimate forms for addressing political conflicts, the degree of

legal consciousness among citizens, the kinds of work lawyers do, and the manner in which law and courts are used as social control mechanisms. The authors find that although the extent to which courts participate in policymaking varies dramatically from country to country, judicial responsiveness to perceived public problems is not a uniquely American phenomenon.

Law and Politics Aug 31 2023 A new title in the Routledge Major Works series, Critical Concepts in Political Science, this is a four-volume collection of cutting-edge and canonical research on law and politics.

World Politics and International Law Jul 26 2020 This work tries to bridge the gap between international lawyers and those political scientists who write about international politics. In the first part, the author discusses the influence of Professor Morgenthau's realist school on the current thinking of political scientists and the abandonment of this school by its originator in the last years of his life. The author concludes that the best way to test the validity of different approaches is to discuss various international crises in the light of contrasting theories and to analyze each situation from both the legal and political points of view. In particular, he tries to ascertain to what extent vital national interests could be accommodated within an international legal framework, or could require a distortion of international rules in order to achieve national objectives. In the second part, the author dissects the Entebbe raid, where Israeli forces rescued a group of hostages being detained by hijackers at a Ugandan airport. His analysis shows the deficiencies of the international system in dealing with such a complex issue, where several contradictory principles of international law could be applied and were defended by various protagonists. The third part starts with a parallel problem--the Iranian hostages crisis, where a group of U.S. officials found themselves in an unprecedented situation of being captured by a band of students. A critical analysis of the handling of this problem by the Carter Administration is followed by vignettes of other crises faced by the Administration and by its successor, the Reagan Administration. This part is less analytical and more prescriptive. The author is no longer satisfied with pointing out what went wrong; instead, he departs from the usual hands-off policy of political scientists and tries to indicate how much better each situation could have been handled if the decision makers had been paying more attention to international law and international organizations. The theme is slowly developed that in the long run national interest is better served not by practicing power politics and relying on the use of threat of force but by strengthening those international institutions that can provide a neutral environment for first slowing down a crisis and then finding an equitable solution acceptable to most of the parties in conflict. The value of this book lies primarily in giving the reader a real insight into several important issues of today that are familiar to most people only from newspaper headlines and television news. While not everybody can agree with all his criticisms of the mistakes of various governments, there is an honest attempt by the author to present issues impartially and to let the blame fall where it may. Being both an international lawyer and a political scientist, the author has had the advantage of combining the methodology of these two social sciences into a rich tapestry with some startling shades and tones.

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