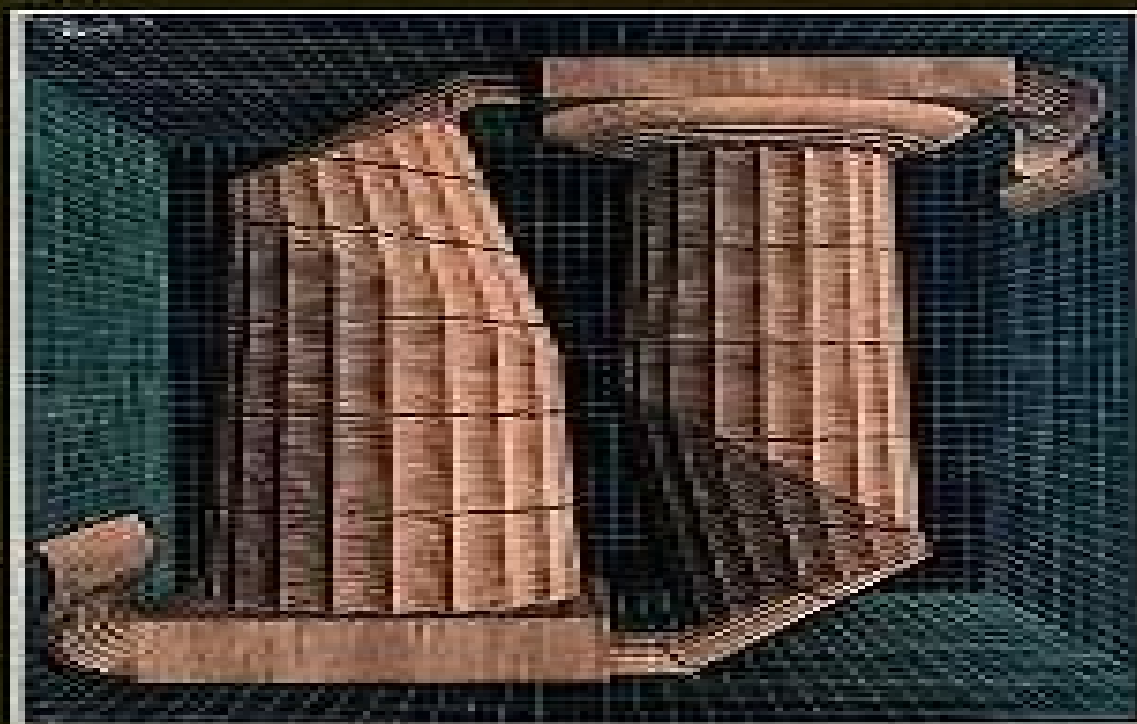


# AGONISTIC DEMOCRACY

Constituent Power in the Era of Globalisation



MARK WENMAN

# Agonistic Democracy Constituent Power Globalisation

**Ian Cram**



## **Agonistic Democracy Constituent Power Globalisation:**

*Agonistic Democracy* Mark Wenman, 2013 A pioneering analysis of agonistic democracy its history central thinkers and contribution to contemporary political theory      **Constituent Power and the Law** Joel Colón-Ríos, 2020-03-26 Constituent power is the power to create new constitutions Frequently exercised during political revolutions it has been historically associated with extra legality and violations of the established legal order This book examines the relationship between constituent power and the law It considers the place of constituent power in constitutional history focusing on the legal and institutional implications that theorists politicians and judges have derived from it Commentators and citizens have relied on the concept of constituent power to defend the idea that electors have the right to instruct representatives to negate the doctrine of parliamentary sovereignty and to argue that the creation of new constitutions must take place through extra legislative processes including primary assemblies open to all citizens More recently several Latin American constitutions explicitly incorporate the theory of constituent power and allow citizens acting through popular initiative to trigger constitution making episodes that may result in the replacement of the entire constitutional order Constitutional courts have also at times employed constituent power to justify their jurisdiction to invalidate constitutional amendments that alter the fundamental structure of the constitution and thus amount to a constitution making exercise Some governments have used it to defend the legality of attempts to transform the constitutional order through procedures not contemplated in the constitution s amendment rule but considered participatory enough to be equivalent to the people in action sometimes sanctioned by courts Building on these findings *Constituent Power and the Law* argues that constituent power unlike sovereignty should be understood as ultimately based on a legal mandate to produce a particular type of juridical content In practice this makes it possible for a constitution making body to be understood as legally subject to popularly ratified substantive limits      **Liberal Democracy, Law and the Citizen Speaker** Ian Cram, 2022-08-25 This book delivers an original theoretically informed analysis of the legal regulation of online speech Rejecting the narrow pluralism of elitist and deliberative accounts of the citizen s role in political discourse the book defends a participatory account of speech in non deliberative settings The latter account of political pluralism best captures the republican democratic aspiration for popular on going authorship of the laws and the centrality of freedom to dissent in democratic theory The legal and policy implications for governments and social media platforms of this inclusive envisioning of public discourse are then elaborated upon In the digital world anyone with access to the internet can be a speaker Speech on public platforms has become democratised At the same time aspects of online speech are plainly problematic Concerns exist about disinformation fake news deep fakes weaponised speech and trolls Offensive speech and the polarising effects of robustly expressed political opinion are also troublesome These assorted downsides of democratised speech are said to undermine the integrity of democratic processes and institutions Public debate is distorted and coarsened and the electorate are misled How ought the

liberal democratic state respond to these challenges The discussion is intended to be read by academics and researchers with interests in democratic theory digital communications and freedom of expression It offers a stimulating and distinctive contribution to debates about online speech      Dynamics of Caste and Law Dag-Erik Berg,2020-02-27

Dynamics of Caste and Law breaks new ground in understanding how caste and law relate in India s democratic order Caste has become a visible phenomenon often associated with discrimination inequality and politics in India and globally India s constitutional democracy has had a remarkable goal of creating equality in a context of caste Despite constitutional promises with equal opportunities for the lower castes and outlawing of untouchability at the time of independence recurring atrocities and inadequate implementation of law have called for rethinking and legal change This book sheds new light on why caste oppression persists by using new theoretical perspectives as well as Bhimrao Ambedkar s concepts of the caste system Focusing on struggles among India s Dalits the castes formerly known as untouchables the book draws on a rich material and explains among other things mechanisms of oppression and how powerful actors may gain influence in institutions of law and state      **Democracy after Virtue** Sungmoon Kim,2018-05-11

**Democracy after Virtue** Is Confucianism compatible with democracy In this book Sungmoon Kim lays out a normative theory of Confucian democracy pragmatic Confucian democracy to address questions of the right to political participation instrumental and intrinsic values of democracy democratic procedure and substance punishment and criminal justice social and economic justice and humanitarian intervention Kim shows us that the question is not so much about the compatibility of Confucianism and democracy but of how the two systems can benefit from each other

**Bodies of Democracy** Amanda Machin,2022-02-03 Where are all the bodies Political institutions are populated by living breathing human beings who eat sleep gesture desire and suffer And yet participants of the political realm are often depicted as disembodied minds detached and distinct from their corporeal existence Amanda Machin considers six embodied modes of democratic politics representation deliberation disagreement protest occupation and counsel Drawing on diverse thinkers such as Maurice Merleau Ponty Michael Polanyi Simone de Beauvoir Donna Haraway and Judith Butler she offers an absorbing illustration of the ways human bodies are not only the disciplined objects of politics but the generative subjects of democracy      **The Routledge Handbook of Collective Intelligence for Democracy and Governance** Stephen

**The Routledge Handbook of Collective Intelligence for Democracy and Governance** Stephen Boucher,Carina Antonia Hallin,Lex Paulson,2023-06-19 The Routledge Handbook of Collective Intelligence for Democracy and Governance explores the concepts methodologies and implications of collective intelligence for democratic governance in the first comprehensive survey of this field Illustrated by a collection of inspiring case studies and edited by three pioneers in collective intelligence this handbook serves as a unique primer on the science of collective intelligence applied to public challenges and will inspire public actors academics students and activists across the world to apply collective intelligence in policymaking and administration to explore its potential both to foster policy innovations and reinvent democracy The Routledge Handbook of Collective Intelligence for Democracy and Governance is essential reading and an authoritative

reference for scholars students researchers and practitioners of public policy public administration governance public management information technology and systems innovation and democracy as well as more broadly for political science psychology management studies public organizations and individual policy practitioners public authorities civil society activists and service providers Visit the handbook s dedicated website Smarter Together for complementary material

**Handbook on Space, Place and Law** Robyn Bartel,Jennifer Carter,2021-04-30 This innovative Handbook provides an expansive interrogation of the spaces and places of law exploring how we engage relationally in a material world within which we are inter dependent and reliant and governed by laws in a dynamic process It advances novel insights into the numerous intersections of space place and law in our lives      *Phenomenologies of the City* Henriette Steiner,Maximilian Sternberg,2016-03-09 Phenomenologies of the City Studies in the History and Philosophy of Architecture brings architecture and urbanism into dialogue with phenomenology Phenomenology has informed debate about the city from social sciences to cultural studies Within architecture however phenomenological inquiry has been neglecting the question of the city Addressing this lacuna this book suggests that the city presents not only the richest but also the politically most urgent horizon of reference for philosophical reflection on the cultural and ethical dimensions of architecture The contributors to this volume are architects and scholars of urbanism Some have backgrounds in literature history religious studies and art history The book features 16 chapters by younger scholars as well as established thinkers including Peter Carl David Leatherbarrow Alberto P rez Gomez Wendy Pullan and Dalibor Vesely Rather than developing a single theoretical statement the book addresses architecture s relationship with the city in a wide range of historical and contemporary contexts The chapters trace hidden genealogies and explore the ruptures as much as the persistence of recurrent cultural motifs Together these interconnected phenomenologies of the city raise simple but fundamental questions What is the city for how is it ordered and how can it be understood The book does not advocate a return to a naive sense of unity or order Rather it investigates how architecture can generate meaning and forge as well as contest social and cultural representations      *The Dynamics of Powers in the European Union* Christina Eckes,Päivi Leino-Sandberg,Anna W Ghavanini,2024-09-19 Separation of powers is the time tested touchstone of the legitimate exercise of power in modern democracies This collection examines decision making in the EU s multilayered and polycentric constitutional structure through this lens The focus on separation of powers reveals how strong executive powers collaborate in the EU as a single source of public power which is not sufficiently counterbalanced by parliaments or the judiciary The collection explores 3 policy fields marked by crisis the economic and monetary union EMU migration and trade Drawing on expertise from across these sectors with a strong conceptual thread linking all the contributions this important work illustrates how different branches of government co determine each others powers

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