

OXFORD CONSTITUTIONAL THEORY



# *Constitutional Referendums*

*The Theory and Practice of Republican Deliberation*

STEPHEN TIERNEY

# Referendums A Comparative Study Of Practice And Theory

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## **Referendums A Comparative Study Of Practice And Theory:**

**Referendums** David Butler, Austin Ranney, 1980      A Comparative Study of Referendums Mads Qvortrup, Matt Qvortrup, 2005-10-07 Combining an account of the political history and philosophy of the referendum with a thorough assessment of the practical experiences with referendums in western democracies this book has established itself as the unrivalled market leader in the field Fully revised and with new chapters on campaign spending and the administration of referendums the second edition of this book provides a thorough overview of the theory and practice of referendums

Constitutional Referendums Stephen Tierney, 2012-04-05 The constitutional referendum has become a vital feature of modern constitution making and reform This book provides the first full length analysis of the theoretical foundations of constitutional referendums assessing their democratic credentials and the design decisions that affect the value and legitimacy of the referendum process      The Routledge Handbook to Referendums and Direct Democracy Laurence Morel, Matt Qvortrup, 2017-12-12 Over the last 30 years referendums have played an increasingly important role in determining government policy Recent high profile referendums in Scotland Catalonia and Ukraine have continued the movement towards independence referendums following decolonization and the end of the Cold War The Greek bailout referendum and Britain's vote on membership of the EU reflect a tradition of European states giving their people a direct say in the transfer of sovereign powers to the European Union seen through the ratification of key treaties such as Maastricht Amsterdam Nice and Lisbon This Routledge Handbook covers key aspects and issues of direct democracy and referendums throughout the world including their history when why where how and on which issues referendums are held why some referendums are more democratic than others how referendums are won whether they produce good policies if referendums increase participation and improve the quality of representative democracies do referendums increase trust in democracy and the political actors the impact of new technology on the possibilities methods and frequency of direct public political participation how they should be regulated Covering other related areas such as recall citizen juries and random selection this compendium is an indispensable guide to referendums and the workings of modern democracy      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 debate on the impact of referendums on democracy

**The Limits and Legitimacy of Referendums** Richard Albert, Richard Stacey, 2022-04-25 The possibility of democracy enhancing uses and anti democratic abuses of referendums reveals a paradox mechanisms of democracy can be exploited to do violence to the basic principles of democracy The Limits and Legitimacy of Referendums seeks to identify standards we might use to assess the democratic legitimacy of a referendum when we cannot rely on the norms of traditional liberal democracy This innovative book explores how referendums manage the tension between liberalism and democracy and whether this device holds promise for reconciling these two commitments A range of scholars from around the world expose how referendums may be abused on one hand to achieve short term political or even personal gains and how on the other they may aspire to reflect the best traditions of deliberative innovative democracy enhancing popular decision making Structured around three big questions this book seeks to identify what makes a referendum legitimate First why have referendums on issues of fundamental political importance become so frequent around the world Second who are or who should be the people that make decisions about a political community's future And third are referendums an effective and reliable mechanism of popular sovereignty or democratic choice These essays written for scholars public lawyers political actors and citizens bring together diverse perspectives on referendums constitutionalism liberalism and democracy in ways that challenge the conventional wisdom prompt new answers to enduring questions and urge reconsideration of how we evaluate the legitimacy of referendums

**Referendums and Democratic Government** Maija Setälä, 2016-01-06 Referendums and Democratic Government is the most systematic analysis of the referendum so far The referendum phenomenon is approached from different perspectives social choice theory theories of democracy a comparative study on 22 democracies and in depth case studies of Sweden Denmark and Switzerland The referendum is not a unitary phenomenon but it serves various functions and different normative goals in the political systems studied This variation may largely be explained by the differences in the initiating and agenda setting procedures

**Bringing in the People** Markku Suksi, 2024-02-26 The referendum is not a monolithic method of national decision making There are a multitude of referendum forms which exist under varying constitutional conditions and operate in different ways A global comparison shows that more than half the constitutions of the world provide for the referendum at a national level but referendums are also carried out without explicit constitutional support Two main forms of referendum can be observed the mandatory constitutional referendum and the policy vote This book argues that the referendum does not undermine representative decision making but supplements it in various ways the referendum is not diametrically opposed to representative government and when properly designed and used the institution of the referendum can enhance the legitimacy of a constitutional and political system This book is the first comprehensive constitutional and comparative analysis of the referendum It offers illuminating and intriguing reading for all those interested in national decision making The

Referendum Roundabout Kieron O'Hara, 2016-12-14 A lively and sharp critique of the role of the referendum in modern British politics The 1975 vote on Europe is the lens to focus the subject and the controversy over the referendum on the European constitution is also clearly in the author's sights      The 1975 Referendum on Europe - Volume 2 Mark Baimbridge, Philip Whyman, Andrew Mullen, 2016-10-31 Provides an analysis of the relationship between the UK and the EU treating the key overarching issues in the 1975 referendum and looking ahead to the prospect eventually of further referendums on the subjects of EMU and a European constitution      *The Rise and Fall of the EU's Constitutional Treaty* Finn Laursen, 2008-07-31 This book analyses the EU's Constitutional Treaty which emerged in draft form from the European Convention in the summer of 2003 and which was finalised by an Intergovernmental Conference IGC in June 2004 It describes the main novelties of the treaty and looks at policies of important actors Member States and Community actors the Commission and European Parliament and the roles played by the Convention and the Italian and Irish Presidencies during the process of deliberation and negotiation that produced the treaty It further studies the failure of ratification in France and the Netherlands and the implications for the process of European integration of this failure It finally touches on the question whether a constitutional equilibrium has been reached Since the new Lisbon Treaty negotiated in 2007 contains much of what was in the Constitutional Treaty the analyses of the book remain pertinent for this latest EU treaty      **The 1975 Referendum on Europe - Volume 1** Mark Baimbridge, 2016-11-07 Provides an analysis of the relationship between the UK and the EU treating the key overarching issues in the 1975 referendum and looking ahead to the prospect eventually of further referendums on the subjects of EMU and a European constitution      **Referendums Around the World** David Butler, Austin Ranney, 1994 Updated edition of *Referendums* c1978      *Political Communications Transformed* John Bartle, Dylan Griffiths, 2001-03-30 Dramatic changes in society technology and culture have transformed the relationship between political parties the media and the individual voter over the last fifty years The leading researchers gathered in this volume offer a comprehensive analysis of the evolution of British political communication since 1945 They explore the competition for coverage between political parties and media organizations the ongoing rivalry between politicians and the press and the implications for the quality of British democracy      **The Referendum Experience in Europe** Pier Vincenzo Uleri, Michael Gallagher, 2016-07-27 The referendum has become established as part of the decision making process in many European countries Experts from each country survey the historical experience and current debates in Austria Denmark Finland France Ireland Italy the Netherlands Norway Russia and eastern Europe Sweden Switzerland and the United Kingdom The impact of the referendum experience upon European politics is assessed and the merits of the use of the referendum are evaluated with a discussion on the implications for political parties party systems and representative government      **The Strategic Use of Referendums** M. Walker, 2003-08-02 The strategic use of referendums by leaders often confers legitimacy but it may also reflect the power struggle between leaders groups and institutions and in doing so

not provide a democratic result for the citizenry of a country      **Voices of Europe** Simon Hug,2002 In order to assess the impact of referendums on European integration this study offers a comparative analysis of referendums that have occurred so far It then draws on comparative data to analyze the consequences of referendums      *Referendums Around the World* Matt Qvortrup,2024-06-04 Direct Democracy is inexpensive The average cost per vote is about 10 So maybe we should have more of them Before you answer that question you need to know the facts about this type of complementary democracy Referendums Around the World is a complete and comprehensive revision of the 2016 edition of Referendums Around the World which in turn was an updated version of the 2013 edition the proposed volume is a comprehensive revision and update of the previous book The previous edition provided overviews of the history legal basis and practice of referendums around the world with chapters on Africa Australia Asia Latin America Europe and a special chapter on Switzerland the sui generis of referendums In addition this third edition offers a completely revised introduction by the editor a wholly revised concluding chapter by the editor a special chapter on winning referendums including perspectives from neuroscience as well as a list of all nationwide referendums held to date      **The Palgrave Handbook of European Referendums** Julie Smith,2021-03-02 This handbook provides an empirically rich analysis of referendums in Europe from the end of the Second World War to the present It addresses a range of perennial theoretical and legal questions that face policy makers when they offer citizens the chance to take or influence decisions by referendum not least whether to accept the will of the people Taking a multi disciplinary approach drawing on historical philosophical and political science perspectives the book includes a contextual section on the history of referendums the theoretical questions underpinning their use and on constitutional and legal questions about the use of referendums The empirical sections are divided into those referendums that focus on domestic issues such as constitutional matters or questions of social policy and those related to the European Union including membership referendums and treaty ratification      Direct Democracy Worldwide David Altman,2010-12-20 Challenging the common assumption that models of direct democracy and representative democracy are necessarily at odds Direct Democracy Worldwide demonstrates how practices of direct and representative democracy interact under different institutional settings and uncovers the conditions that allow them to coexist in a mutually reinforcing manner Whereas citizen initiated mechanisms of direct democracy can spur productive relationships between citizens and political parties other mechanisms of direct democracy often help leaders bypass other representative institutions undermining republican checks and balances The book also demonstrates that the embrace of direct democracy is costly may generate uncertainties and inconsistencies and can be manipulated Nonetheless the promise of direct democracy should not be dismissed Direct democracy is much more than a simple pragmatic second choice when representative democracy seems not to be working as expected Properly designed it can empower citizens breaking through some of the institutionalized barriers to accountability that arise in representative systems

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## **Table of Contents Referendums A Comparative Study Of Practice And Theory**

1. Understanding the eBook Referendums A Comparative Study Of Practice And Theory
  - The Rise of Digital Reading Referendums A Comparative Study Of Practice And Theory
  - Advantages of eBooks Over Traditional Books
2. Identifying Referendums A Comparative Study Of Practice And Theory
  - Exploring Different Genres
  - Considering Fiction vs. Non-Fiction
  - Determining Your Reading Goals
3. Choosing the Right eBook Platform
  - Popular eBook Platforms
  - Features to Look for in an Referendums A Comparative Study Of Practice And Theory
  - User-Friendly Interface
4. Exploring eBook Recommendations from Referendums A Comparative Study Of Practice And Theory
  - Personalized Recommendations
  - Referendums A Comparative Study Of Practice And Theory User Reviews and Ratings
  - Referendums A Comparative Study Of Practice And Theory and Bestseller Lists
5. Accessing Referendums A Comparative Study Of Practice And Theory Free and Paid eBooks
  - Referendums A Comparative Study Of Practice And Theory Public Domain eBooks
  - Referendums A Comparative Study Of Practice And Theory eBook Subscription Services
  - Referendums A Comparative Study Of Practice And Theory Budget-Friendly Options
6. Navigating Referendums A Comparative Study Of Practice And Theory eBook Formats

- ePub, PDF, MOBI, and More
- Referendums A Comparative Study Of Practice And Theory Compatibility with Devices
- Referendums A Comparative Study Of Practice And Theory Enhanced eBook Features
- 7. Enhancing Your Reading Experience
  - Adjustable Fonts and Text Sizes of Referendums A Comparative Study Of Practice And Theory
  - Highlighting and Note-Taking Referendums A Comparative Study Of Practice And Theory
  - Interactive Elements Referendums A Comparative Study Of Practice And Theory
- 8. Staying Engaged with Referendums A Comparative Study Of Practice And Theory
  - Joining Online Reading Communities
  - Participating in Virtual Book Clubs
  - Following Authors and Publishers Referendums A Comparative Study Of Practice And Theory
- 9. Balancing eBooks and Physical Books Referendums A Comparative Study Of Practice And Theory
  - Benefits of a Digital Library
  - Creating a Diverse Reading Collection Referendums A Comparative Study Of Practice And Theory
- 10. Overcoming Reading Challenges
  - Dealing with Digital Eye Strain
  - Minimizing Distractions
  - Managing Screen Time
- 11. Cultivating a Reading Routine Referendums A Comparative Study Of Practice And Theory
  - Setting Reading Goals Referendums A Comparative Study Of Practice And Theory
  - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Referendums A Comparative Study Of Practice And Theory
  - Fact-Checking eBook Content of Referendums A Comparative Study Of Practice And Theory
  - Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
  - Utilizing eBooks for Skill Development
  - Exploring Educational eBooks
- 14. Embracing eBook Trends
  - Integration of Multimedia Elements
  - Interactive and Gamified eBooks



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