

EDITED BY KEITH G. BANTING
AND RICHARD SIMEON

REDESIGNING THE STATE

THE POLITICS OF
CONSTITUTIONAL CHANGE
IN INDUSTRIAL NATIONS

REDESIGNING THE STATE: THE POLITICS OF
CONSTITUTIONAL CHANGE IN INDUSTRIAL NATIONS
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CONCORD

Redesigning The State The Politics Of Constitutional Change

Kanishka Jayasuriya



Redesigning The State The Politics Of Constitutional Change:

Redesigning the State Keith G. Banting, Simeon, 1985 *The Politics of Constitutional Change in Industrial Nations* Richard Simeon, 1985-06-24 During the last two decades serious attempts to alter basic constitutional structures have taken place in many industrial nations even in those often thought to have highly stable political institutions In some cases such as Belgium and Spain far reaching constitutional changes have been put in place in others advocates of reform have achieved only partial victories or have been entirely frustrated In all cases controversy over the constitution has been intense involving basic conceptions of legitimacy representation sovereignty and the purposes of the state Constitutional politics often reveals much about political life of modern societies that is obscured in day to day events The results of constitutional changes can significantly affect the distribution of power the ability to manage conflict and the outcomes of policy debates This book explores the dynamics of constitutional politics through case studies of Spain Belgium Canada the United Kingdom the United States West Germany and Eastern Europe including Poland prepared by leading students of these countries Other chapters draw out the more general patterns of constitutional politics highlighting the pressures which lead to change and the formidable obstacles confronting them **The Politics of Constitutional Reform in North America** Rainer-Olaf Schultze, 2013-06-29 In October 1999 some fifteen academic experts and government practitioners from Germany and North America gathered for two days at the University of Augsburg to discuss the topic of Constitutional Reform and Constitutional Jurisprudence in Canada and the United States The present volume documents the results of that conference a collaborative effort of the Department of Political Science University of Erlangen Nuremberg and the Institute for Canadian Studies University of Augsburg In organizing this workshop we were guided by two basic sets of ideas and assumptions First all established democracies are regularly confronted with the need to adjust their constitutional order to changes in their environment lest democratic stability be transformed into rigidity in many western nations including Canada and the United States developments such as the crisis of the Keynesian welfare state or the emergence of increasingly heterogeneous postmodern societies have ushered in an era of heightened yet not always successful constitutional reform activity Secondly however there is no unique path towards or model of an optimal constitutional order however defined rather constitutional reform processes their underlying normative principles and their outcomes are strongly path and context dependent Therefore the participants of the workshop and authors of this volume were asked to examine the specific preconditions context nature and impact of recent constitutional reform processes in the United States and Canada *Redesigning the State* Keith G. Banting, Richard Simeon, 1985 *The Party Politics of Territorial Reforms in Europe* Emanuele Massetti, Simon Toubeau, 2020-07-24 The book analyses how political parties compete and strategise on the issue of territorial reform using case studies that include countries from both Western Belgium Germany Italy and Spain and Central Eastern Europe Poland Slovakia and Romania Each case study considers different drivers of decentralization such as

territorial identities and the demands of regionalist parties for territorial autonomy or independence efficiency concerns related to issues of uneven economic development and economic competitiveness the pressure from supra national organizations especially the EU as well as different combinations of these drivers They also consider how the ideology and organisation of state wide parties and the institutional context in which they compete shape their responses to these drivers and their strategy towards the question of territorial reform This collection investigates the logic of the actions that guide political parties strategy to highlight trends that are apparent across the case studies This book was originally published as a special issue of West European Politics

Constitutional Policy in Multilevel Government Arthur Benz, 2016-07-22 The search for a robust balance of power is a continuous challenge for multilevel political system Institutions like parliaments or courts can protect the existing order However necessary adjustments to economic social or international challenges or policies determined to improve ineffective structures or to prevent disintegration require constitutional amendments Whereas constitutional policy appears as essential to maintain balance changing a constitution is rather difficult in multilevel governments Due to the veto power of many actors pursuing divergent interests policies aiming to redistribute power or fiscal resources risk to end in the joint decision trap Hence multilevel government is confronted by a fundamental dilemma Constitutional Policy in Multilevel Government compares processes of constitutional reform in federal and regionalized states Based on a theoretical framework emphasizing the relevance of negotiations in parliamentary intergovernmental and societal arenas it identifies conditions for successful reforms and explains the consequences of failed reforms Moreover it highlights the interplay of reform processes and constitutional evolution as essential to maintaining a robust balance of power The book demonstrates that an appropriate arrangement of multiple arenas of negotiation including executives members of parliament and civil society organizations and sequential order of reform processes proves fundamental to prevent federal or regionalized governments from becoming either instable or ending with rigid constitutions Transformations in Governance is a major new academic book series from Oxford University Press It is designed to accommodate the impressive growth of research in comparative politics international relations public policy federalism environmental and urban studies concerned with the dispersion of authority from central states up to supranational institutions down to subnational governments and side ways to public private networks It brings together work that significantly advances our understanding of the organization causes and consequences of multilevel and complex governance The series is selective containing annually a small number of books of exceptionally high quality by leading and emerging scholars The series targets mainly single authored or co authored work but it is pluralistic in terms of disciplinary specialization research design method and geographical scope Case studies as well as comparative studies historical as well as contemporary studies and studies with a national regional or international focus are all central to its aims Authors use qualitative quantitative formal modeling or mixed methods A trade mark of the books is that they combine scholarly rigour with readable prose and an attractive

production style The series is edited by Liesbet Hooghe and Gary Marks of the University of North Carolina Chapel Hill and the VU Amsterdam and Walter Mattli of the University of Oxford

Do Institutions Matter? R. Kent Weaver, Bert A. Rockman, 2010-12-01 As a stunning tide of democratization sweeps across much of the world countries must cope with increasing problems of economic development political and social integration and greater public demand of scarce resources That ability to respond effectively to these issues depends largely on the institutional choices of each of these newly democratizing countries With critics of national political institutions in the United States arguing that the American separation of powers system promotes ineffectiveness and policy deadlock many question whether these countries should emulate American institutions or choose parliamentary institutions instead The essays in this book fully examine whether parliamentary government is superior to the separation of powers system through a direct comparison of the two In addressing specific policy areas such as innovation and implementation of energy policies after the oil shocks of 1970 management of societal cleavages setting of government priorities in budgeting representation of diffuse interest in environmental policy and management of defense forces the authors define capabilities that allow governments to respond to policy problems *Do Institutions Matter* includes case studies that bear important evidence on when and how institutions influence government effectiveness The authors discover a widespread variation among parliamentary systems both in institutional arrangements and in governmental capabilities and find that many of the failings of policy performance commonly attributed to American political institutions are in fact widely shared among western industrial countries Moreover they show how American political institutions inhibit some government capabilities while enhancing others Changing American institutions to improve some aspects of governmental performance could hurt other widely valued capabilities The authors draw important guidelines for institutional reformers wh

Federal Dynamics Arthur Benz, Jörg Broschek, 2013-01-31 Federal systems are praised for creating political stability but they are also blamed for causing rigidity They are said to balance powers but apparently they are also threatened by instability due to drifts in power Federalism should support democratization but it can also constrain the power of the demos and strengthen the executive In short there is widespread agreement that federal systems are dynamic The forces mechanisms and consequences of federal dynamics however are not sufficiently understood so far This book brings together leading experts in the field of comparative federalism to highlight how the interplay of continuity and change systematically generates and reinforces varieties of federalism and varieties of federal dynamics *Federal Dynamics Continuity Change and Varieties of Federalism* investigates mechanisms and resulting patterns of federal development It offers new analytical concepts and discusses different theoretical propositions to systematically compare convergent and divergent trends in federal systems Acknowledging the theoretical pluralism that dominates the field the book is organized around four sections Models Varieties and Dimensions of Federalism Timing Sequencing and Historical Evolution Social Change and Political Structuring and Actors Institutions and

Internal Dynamics The contributions to this volume are variously concerned with three guiding questions What changes within federal systems how and why The focus provided by these three guiding questions allows for a dialogue between strands of the literature that have not talked to each other in a sufficient manner In this way the book makes a significant contribution to the growing literature on continuity and change in federal systems Ultimately it represents a substantive effort in advancing research on comparative federalism

Spain After Franco Richard Gunther,Giacomo Sani,Goldie Shabad,2023-11-15

Politics in the Republic of Ireland John Coakley,Michael Gallagher,Eoin O'Malley,Theresa Reidy,2023-08-31 Building on the success of previous editions *Politics in the Republic of Ireland* continues to provide an authoritative introduction to all aspects of government and politics in this seventh edition Written by some of the foremost experts on Irish politics it explains analyses and interprets the background to Irish government and contemporary political processes It devotes chapters to every aspect of contemporary Irish government and politics including the political parties and elections the constitution deliberative democracy referendums the Taoiseach and the governmental system women and politics the position of the D il and Ireland s place within the European Union Bringing readers up to date with the very latest developments especially with the upheaval in the Irish party system and the implications of recent liberalising referendums the seventh edition combines substance with a highly readable style providing an accessible book that meets the needs of all those who are interested in knowing how politics and government operate in Ireland

The Politics of Electoral Reform Alan Renwick,2010-02-04 Elections lie at the heart of democracy and this book seeks to understand how the rules governing those elections are chosen Drawing on both broad comparisons and detailed case studies it focuses upon the electoral rules that govern what sorts of preferences voters can express and how votes translate into seats in a legislature Through detailed examination of electoral reform politics in four countries France Italy Japan and New Zealand Alan Renwick shows how major electoral system changes in established democracies occur through two contrasting types of reform process Renwick rejects the simple view that electoral systems always straightforwardly reflect the interests of the politicians in power Politicians motivations are complex politicians are sometimes unable to pursue reforms they want occasionally they are forced to accept reforms they oppose *The Politics of Electoral Reform* shows how voters and reform activists can have real power over electoral reform

Population and Politics John Gerring,Wouter Veenendaal,2020-05-28 Every country every subnational government and every district has a designated population and this has a bearing on politics in ways most citizens and policymakers are barely aware of *Population and Politics* provides a comprehensive evaluation of the political implications stemming from the size of a political unit on social cohesion the number of representatives overall representativeness particularism pork citizen engagement and participation political trust electoral contestation leadership succession professionalism in government power concentration in the central apparatus of the state government intervention civil conflict and overall political power A multimethod approach combines field research in small states and islands with cross

country and within country data analysis Population and Politics will be of interest to academics policymakers and anyone concerned with decentralization and multilevel governance *Constitutionalising Secession* David Haljan,2014-11-01

Constitutionalising Secession proceeds from the question What if anything does the law have to say about a secession crisis But rather than approaching secession through the optic of political or nationalist institutional accommodation this book focuses on the underpinnings to a constitutional order as a law making community underpinnings laid bare by secession pressures Relying on the corrosive effects of secession it explores the deep structure of a constitutional order and the motive forces creating and sustaining that order A core idea is that the normativity of law is best understood through a constitutional optic as an integrative associative force Constitutionalising Secession critically analyses conceptions of constitutional order implicit in the leading models of secession and takes as a leading case study the judicial and legislative response to secession in Canada The book therefore develops a concept of constitutionalism and law making associative constitutionalism to describe their deep structure as a continuing integrative process of association This model of a dynamic process of value formation can address both the association and the disassociation of constitutional systems **Territory, Democracy and Justice** S. Greer,2005-12-16

Territory Democracy and Justice brings together experts from six countries to ask what territorial decentralization does and what it means for democracy policymaking and the welfare state Integrated and international in a fragmented field the chapters identify the importance and consequences of territorial decentralization The authors analyze the successes the generalizable ideas and the international lessons in the study of comparative territorial politics as well as new directions for research **The House of Lords 1911-2011** Chris Ballinger,2014-08-07

House of Lords reform is often characterised as unfinished business a riddle that has been left unanswered since 1911 But rarely can an unanswered riddle have had so many answers offered even though few have been accepted indeed when Viscount Cave was invited in the mid 1920s to lead a Cabinet committee on Lords reform he complained of finding the ground covered by an embarrassing mass of proposals That embarrassing mass increased throughout the twentieth century Much ink has been spilled on what should be done with the upper House of Parliament much less ink has been expended on why reform has been so difficult to achieve This book analyses in detail the principal attempts to reform the House of Lords Starting with the Parliament Act of 1911 the book examines the century of non reform that followed drawing upon substantial archival sources many of which have been under utilised until now These sources challenge many of the existing understandings of the history of House of Lords reform and the reasons for success or failure of reform attempts The book begins by arguing against the popular idea that the 1911 Act was intended by its supporters to be a temporary measure No one peers included should be allowed to pronounce about the future of the House of Lords without reading Chris Ballinger s authoritative shrewd and readable account about reform attempts over the past century He punctures several widely held myths and claims in the current debate Rt Hon Peter Riddell CBE Director Institute for Government and former Hansard

Society chair This is at once an impeccably researched academic study and a thoroughly readable account loaded with lessons for today's would be Lords reformers Lord David Lipsey *New Institutionalism* André Lecours,2005-01-01 Featuring discussions of comparative politics public policy and international relations this collection from editor Andr Lecours is a comprehensive examination of the subject making it a crucial addition to any political scientist's library *Law, Capitalism and Power in Asia* Kanishka Jayasuriya,2006-06-19 A challenging and provocative book that contests the liberal assumption that the rule of law will go hand in hand with a transition to market based economies and even democracy in East Asia Using case studies from Hong Kong China Indonesia Malaysia Taiwan Japan and Vietnam the authors argue that the rule of law is in fact more likely to provide political elites with the means closely to control civil society It is essential therefore to locate conceptions of judicial independence and the rule of law more generally within the ideological vocabulary of the state

Judging Russia Alexei Trochev,2008-04-28 This is a study of the actual role that the Russian Constitutional Court played in protecting fundamental rights and resolving legislative executive struggles and federalism disputes in both Yeltsin's and Putin's Russia Trochev argues that judicial empowerment is a non linear process with unintended consequences and that courts that depend on their reputation flourish only if an effective and capable state is there to support them This is because judges can rely only on the authoritativeness of their judgments unlike politicians and bureaucrats who have the material resources necessary to respond to judicial decisions Drawing upon systematic analysis of all decisions of the Russian Court published and unpublished and previously unavailable materials on their non implementation and resting on a combination of the approaches from comparative politics law and public administration this book shows how and why judges attempted to reform Russia's governance and fought to ensure compliance with their judgments **Political Systems Of The World ,**

The Veil of Participation Alexander Hudson,2021-05-06 Public participation is a vital part of constitution making processes around the world but we know very little about the extent to which participation affects constitutional texts In this book Alexander Hudson offers a systematic measurement of the impact of public participation in three much cited cases Brazil South Africa and Iceland and introduces a theory of party mediated public participation He argues that public participation has limited potential to affect the constitutional text but that the effectiveness of participation varies with the political context Party strength is the key factor as strong political parties are unlikely to incorporate public input while weaker parties are comparatively more responsive to public input This party mediation thesis fundamentally challenges the contemporary consensus on the design of constitution making processes and places new emphasis on the role of political parties

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