

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

**Zachary Elkins, Tom Ginsburg, James
Melton**



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 *Spain After Franco*

Richard Gunther, Giacomo Sani, Goldie Shabad, 2023-11-15 *Understanding State Constitutions* G. Alan Tarr, 2018-06-05

For many Americans the word constitution means just one thing the national Constitution According to a recent survey almost half do not know that individual states also have constitutions Scholars have also paid little attention to state constitutions favoring the apparently more dynamic and significant federal scene G Alan Tarr seeks to change that in this

landmark book A leading authority on state legal issues he combines history law and political science to present a thorough and long needed account of the distinct and important role of state constitutions in American life Tarr shows that state constitutional politics are dominated by three crucial issues with little salience at the national level the distribution of power among groups and regions within states the scope of state and local governmental authority and the relation of the state to economic activity He explains how state constitutions differ from the national Constitution in treating not only matters of high principle but also such mundane subjects as ski trails and motor vehicle revenues He also explores why state constitutions unlike their federal counterpart have been so frequently amended and replaced Tarr concludes that the United States not only has a system of dual constitutionalism but also has dual constitutional cultures Powerfully argued and meticulously researched the book fills an important gap in political and legal studies and finally gives state constitutions the scholarly attention they richly deserve

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 Dail 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

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

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

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

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 Endurance of National Constitutions* Zachary Elkins, Tom Ginsburg, James Melton, 2009-10-12 Constitutions are supposed to provide an enduring structure for politics Yet only half live more than nine years Why is it that some constitutions endure while others do not In *The Endurance of National Constitutions* Zachary Elkins Tom Ginsburg and James Melton examine the causes of constitutional endurance from an institutional perspective Supported by an original set of cross national historical data theirs is the first comprehensive study of constitutional mortality They show that whereas constitutions are imperilled by social and political crises certain aspects of a constitution s design can lower the risk of death substantially Thus to the extent that endurance is desirable a question that the authors also subject to scrutiny the decisions of founders take on added importance *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 [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

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

The World's Constitution Adam K. Webb, 2025-01-02 Global governance is tightening and foreshadows that world state formation will become a live political issue in this century Some observers treat it as inevitable amid the urgency of global issues They foresee a technocratic scaling up of the model of state authority that has prevailed at the national level for over two hundred years Many critics and members of the public around the world look askance at that prospect They rightly fear a moral vacuum of authority disconnected from the world's traditions and a concentration of power that would be damaging to liberty or even dystopian in its upshot Still they often merely aim to stand athwart the scaling up of political institutions rather than actively trying to shape an alternative that can seize the global horizon

The World's Constitution Spheres of Liberty in the Future Global Order offers a radically different vision of future world order that could work in a global space while shifting the balance of power from state back to society It draws on older resources in political thought both Western and non Western to upend mainstream notions of statehood and sovereignty that have been taken for granted for too long in the modern era It offers an original sphere pluralist framework that can reconcile liberty tradition and cosmopolitanism As a book rooted in the past but mindful of future constitutional and policy challenges it bridges ideas and real world implications with insights that cut across a wide range of topics from migration and social welfare to personal law systems and channels of representation It opens an exciting debate about global constitutional futures that is likely to become more salient over the next couple of generations The Open Access version of this book available at <http://www.taylorfrancis.com> has been made available under a Creative Commons Attribution Non Commercial No Derivatives CC BY NC ND 4.0 license

The Sources of Democratic Consolidation Gerard Alexander, 2002 Alexander makes a highly accessible rationalist argument about the conditions under which such commitments emerge arguing that powerful sectors abandon options for overthrowing democratic rules only when they predict low risks in democracy The author's argument parallels established claims about the predictability that is essential to the development of modern capitalism

BOOK JACKET Political Systems Of The World, Secession of Quebec and the Future of Canada Robert Young, 1995-01-23 Robert Young discusses the ways in which Canadians might reconstitute their country after Quebec separates and considers possible political and economic arrangements between Quebec and Canada the association aspect of

sovereignty association including the breakdown of economic cooperation Arguing that the long term future of Canada and the shape of Canada Quebec relations will depend on how the transition to sovereignty takes place Young provides a clear and detailed analysis of how the transition is likely to occur His discussion addresses major issues to be negotiated during the secession citizenship national debt borders armed forces and public service commercial and economic relations currency First Nations minority rights mobility and immigration and environmental matters For comparison Young draws on the experiences of other countries where peaceful secession has occurred including Czechoslovakia The second edition includes a new preface and concluding chapter that discuss to what extent the situation has changed since the referendum of 1995

Secession of Quebec and the Future of Canada Robert Andrew Young, Queen's University (Kingston, Ont.). Institute of Intergovernmental Relations, 1995 Provides a thorough review of existing literature analysis of comparative cases of peaceful secession assessment of constitutional options for Canada without Quebec and a detailed set of scenarios on how the transition to sovereignty might occur and the implications of the separation for the long term future of both Canada and Quebec Published with the Institute of Intergovernmental Relations at Queen's University Annotation copyright by Book News Inc Portland OR

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