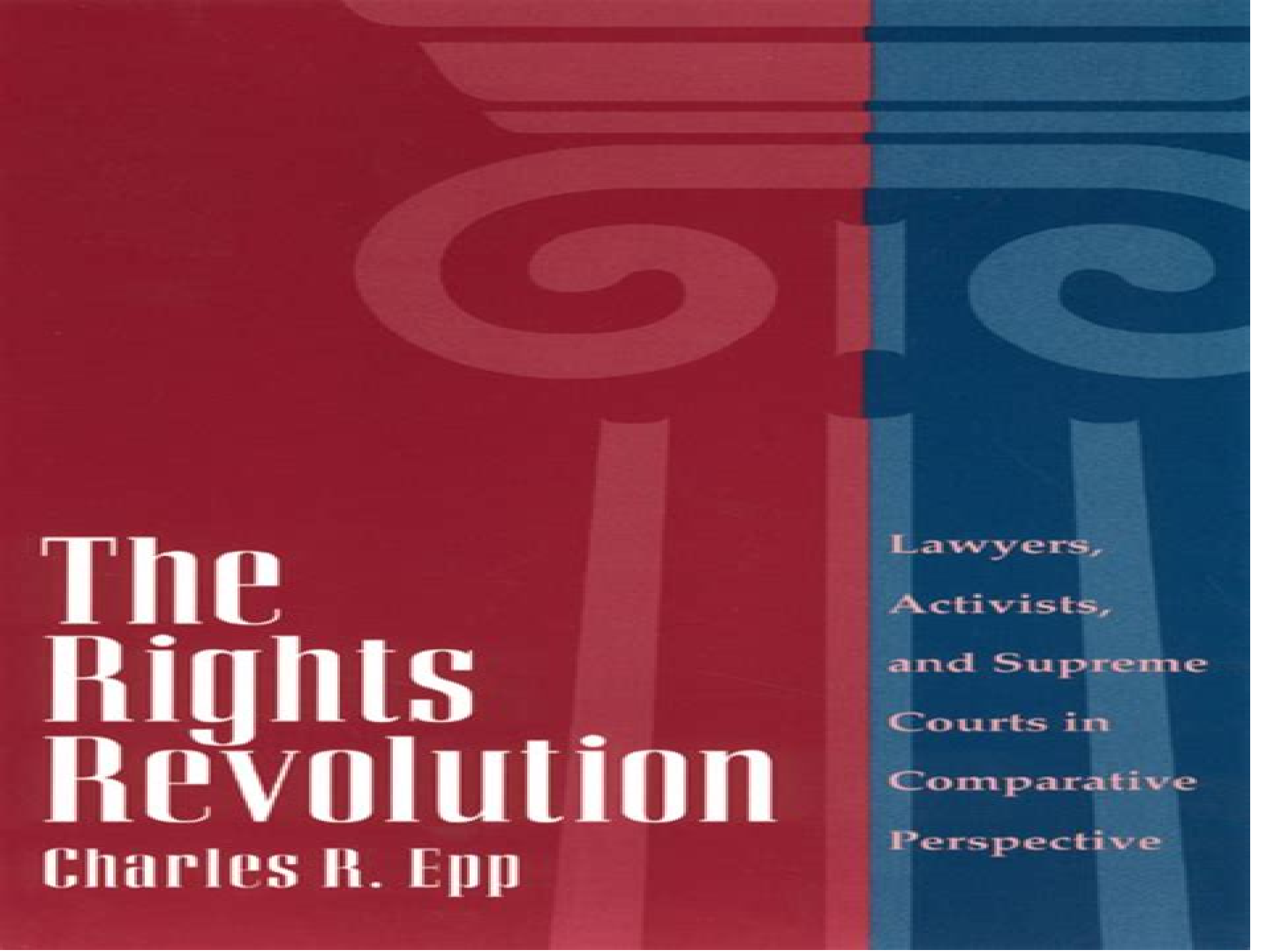




The Rights Revolution

Charles R. Epp

Lawyers,
Activists,
and Supreme
Courts in
Comparative
Perspective

Rights Revolution Lawyers Activists And Supreme Courts In Comparative Perspective

Roberto Gargarella, Theunis Roux



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The Rights Revolution Charles R. Epp, 2020-05-14 It is well known that the scope of individual rights has expanded dramatically in the United States over the last half century. Less well known is that other countries have experienced rights revolutions as well. Charles R. Epp argues that far from being the fruit of an activist judiciary, the ascendancy of civil rights and liberties has rested on the democratization of access to the courts, the influence of advocacy groups, the establishment of governmental enforcement agencies, the growth of financial and legal resources for ordinary citizens, and the strategic planning of grass roots organizations. In other words, the shift in the rights of individuals is best understood as a bottom up rather than a top down phenomenon. *The Rights Revolution* is the first comprehensive and comparative analysis of the growth of civil rights, examining the high courts of the United States, Britain, Canada, and India within their specific constitutional and cultural contexts. It brilliantly revises our understanding of the relationship between courts and social change. *The Most Activist Supreme Court in History* Thomas M. Keck, 2010-02-15 When conservatives took control of the federal judiciary in the 1980s, it was widely assumed that they would reverse the landmark rights protecting precedents set by the Warren Court and replace them with a broad commitment to judicial restraint. Instead, the Supreme Court under Chief Justice William Rehnquist has reaffirmed most of those liberal decisions while creating its own brand of conservative judicial activism. Ranging from 1937 to the present, *The Most Activist Supreme Court in History* traces the legal and political forces that have shaped the modern Court. Thomas M. Keck argues that the tensions within modern conservatism have produced a court that exercises its own power quite actively on behalf of both liberal and conservative ends. Despite the long standing conservative commitment to restraint, the justices of the Rehnquist Court have stepped in to settle divisive political conflicts over abortion, affirmative action, gay rights, presidential elections, and much more. Keck focuses in particular on the role of Justices O'Connor and Kennedy, whose deciding votes have shaped this uncharacteristically activist Court. **Constitutional Deliberation in Congress** J. Mitchell Pickerill, 2004-05-17 Analyzes the impact of the Supreme Court's constitutional decisions and its judicial review of statutes on lawmaking in Congress. *The Oxford Handbook of Law and Politics* Keith E. Whittington, R. Daniel Kelemen, Gregory A. Caldeira, 2010-06-11 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.

Courts and Social Transformation in New Democracies Roberto Gargarella, Theunis Roux, 2017-03-02 Using case

studies drawn from Latin America Africa India and Eastern Europe this volume examines the role of courts as a channel for social transformation for excluded sectors of society in contemporary democracies With a focus on social rights litigation in post authoritarian regimes or in the context of fragile state control the authors assess the role of judicial processes in altering or perpetuating social and economic inequalities and power relations in society Drawing on interdisciplinary expertise in the fields of law political theory and political science the chapters address theoretical debates and present empirical case studies to examine recent trends in social rights litigation

Research Handbook on Law and Courts Susan M. Sterett, Lee Demetrius Walker, 2019 The Research Handbook on Law and Courts provides a systematic analysis of new work on courts as governing institutions Authors consider how courts have taken on regulating fundamental categories of inclusion and exclusion including citizenship rights Courts centrality to governance is addressed in sections on judicial processes sub national courts and political accountability all analyzed in multiple legal political systems Other chapters turn to analyzing the worldwide push for diversity in staffing courts Finally the digitization of records changes both court processes and studying courts Authors included in the Handbook discuss theoretical empirical and methodological approaches to studying courts as governing institutions They also identify promising areas of future research

The Prison and the Gallows Marie Gottschalk, 2006-06-19 The United States has built a carceral state that is unprecedented among Western countries and in US history Nearly one in 50 people excluding children and the elderly is incarcerated today a rate unsurpassed anywhere else in the world What are some of the main political forces that explain this unprecedented reliance on mass imprisonment Throughout American history crime and punishment have been central features of American political development This 2006 book examines the development of four key movements that mediated the construction of the carceral state in important ways the victims movement the women s movement the prisoners rights movement and opponents of the death penalty This book argues that punitive penal policies were forged by particular social movements and interest groups within the constraints of larger institutional structures and historical developments that distinguish the United States from other Western countries

International Encyclopedia of Political Science Bertrand Badie, Dirk Berg-Schlosser, Leonardo Morlino, 2011-09-07 With entries from leading international scholars from around the world this eight volume encyclopedia offers the widest possible coverage of key areas both regionally and globally The International Encyclopedia of Political Science provides a definitive comprehensive picture of all aspects of political life recognizing the theoretical and cultural pluralism of our approaches and including findings from the far corners of the world The eight volumes cover every field of politics from political theory and methodology to political sociology comparative politics public policies and international relations Entries are arranged in alphabetical order and a list of entries by subject area appears in the front of each volume for ease of use The encyclopedia contains a detailed index as well as extensive bibliographical references Filling the need for an exhaustive overview of the empirical findings and reflections on politics this reference

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Courts in Latin America Gretchen Helmke, Julio Rios-Figueroa, 2011-01-17 To what extent do courts in Latin America protect individual rights and limit governments This volume answers these fundamental questions by bringing together today's leading scholars of judicial politics Drawing on examples from Argentina Brazil Chile Mexico Colombia Costa Rica and Bolivia the authors demonstrate that there is widespread variation in the performance of Latin America's constitutional courts In accounting for this variation the contributors push forward ongoing debates about what motivates judges whether institutions partisan politics and public support shape inter branch relations and the importance of judicial attitudes and legal culture The authors deploy a range of methods including qualitative case studies paired country comparisons statistical analysis and game theory

Special Issue Austin Sarat, 2012-10-02 This special issue is dedicated to the life and work of beloved legal scholar Stuart Scheingold The articles brought together in this volume articulate the inspiring contribution Scheingold has made to the field of political science The final chapter on Rights Community and Democracy is a work authored by Stuart Scheingold which has been comple

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