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Law and Society in Latin America Cesar Garavito, 2014-09-04 Over the past two decades legal thought and practice in Latin America have changed dramatically new constitutions or constitutional reforms have consolidated democratic rule fundamental innovations have been introduced in state institutions social movements have turned to law to advance their causes and processes of globalization have had profound effects on legal norms and practices Law and Society in Latin America A New Map offers the first systematic assessment by leading Latin American socio legal scholars of the momentous transformations in the region Through an interdisciplinary and comparative lens contributors analyze the central advances and dilemmas of contemporary Latin American law Among them are pioneering jurisprudence and legal mobilization for the fulfillment of socioeconomic rights in a highly unequal region the rise of multicultural constitutionalism and legal struggles around identity politics the globalization of legal education and practice tensions between developmental policies and environmental justice and the emergence of a regional human rights system These and other processes have not only radically altered the institutional landscape of the region but also produced academic and practical innovations that are of global interest and defy conventional accounts of Latin American law inherited from law and development studies Painting a portrait of the new Latin American legal thought for an international audience Law and Society in Latin America A New Map will be of particular interest to students of comparative law legal mobilization and Latin American politics Routledge Handbook of Law and Society in Latin America Rachel Sieder, Karina Ansolabehere, Tatiana Alfonso, 2019-05-20 An understanding of law and its efficacy in Latin America demands concepts distinct from the hegemonic notions of rule of law which have dominated debates on law politics and society and that recognize the diversity of situations and contexts characterizing the region The Routledge Handbook of Law and Society in Latin America presents cutting edge analysis of the central theoretical and applied areas of enquiry in socio legal studies in the region by leading figures in the study of law and society from Latin America North America and Europe Contributors argue that scholarship about Latin America has made vital contributions to longstanding and emerging theoretical and methodological debates on the relationship between law and society Key topics examined include The gap between law on the books and law in action The implications of legal pluralism and legal globalization The legacies of experiences of transitional justice Emerging forms of socio legal and political mobilization Debates concerning the relationship between the legal and the illegal The Routledge Handbook of Law and Society in Latin America sets out new research agendas for cross disciplinary socio legal studies and will be of interest to those studying law sociology of law comparative Latin American politics legal anthropology and development studies

Constituting Equality Susan Hoffman Williams, 2009-07-31 The book takes a design oriented approach to the broad range of issues that arise in constitutional drafting concerning gender equality **Investigación jurídica y sociojurídica en**

Colombia Olga Cecilia Restrepo Yepes, 2006 CONTENIDO Las cl nicas jur dicas de inter s p blico en Colombia y Latinoam

rica Control de constitucionalidad Representaciones e imaginarios jur dicos y pol ticos La razonabilidad y conveniencia de la facultad oficiosa del juez en el marco de un estado social de derecho Los derechos del paciente en caso de urgencia manifiesta *Manual de Derecho y sociedad en América Latina* Sieder, Rachel, Ansolabehere, Karina, Alfonso, Tatiana, 2024-09-16 Una comprensi n del derecho y su eficacia en Am rica Latina exige conceptos distintos a las nociones hegem nicas de estado de derecho que han dominado los debates sobre el derecho la pol tica y la sociedad y que reconozcan la diversidad de situaciones y contextos que caracterizan a la regi n El Manual de derecho y sociedad en Am rica Latina presenta un an lisis de vanguardia de las reas centrales de investigaci n te ricas y aplicadas en los estudios sociojur dicos en la regi n por figuras destacadas en el estudio del derecho y la sociedad de Am rica Latina Am rica del Norte y Europa Los autores sostienen que los estudios sobre Am rica Latina han hecho contribuciones vitales a debates te ricos y metodol gicos emergentes y de larga data sobre la relaci n entre el derecho y la sociedad Los temas clave examinados incluyen la brecha entre la ley escrita y la ley en acci n las implicaciones del pluralismo jur dico y la globalizaci n jur dica los legados de las experiencias de justicia transicional formas emergentes de movilizaci n sociojur dica y pol tica y debates sobre la relaci n entre lo legal y lo ilegal El Manual de Derecho y Sociedad en Am rica Latina establece nuevas agendas de investigaci n para estudios sociojur dicos interdisciplinarios y ser de inter s para quienes estudian derecho sociolog a del derecho pol tica latinoamericana comparada antropolog a jur dica y estudios de desarrollo **Manual de derecho y sociedad en América Latina** Tatiana Alfonso, Rachel Sieder, Karina Ansolabehere, 2024-01-01 Una comprensi n del derecho y su eficiencia en Am rica Latina exige conceptos distintos a las nociones hegem nicas que han dominado los debates sobre la pol tica el derecho y la sociedad y que reconozcan la diversidad de situaciones y contextos que caracterizan a la regi n El Manual de derecho y sociedad en Am rica Latina presenta un an lisis de vanguardia de las reas centrales de investigaci n te ricas y aplicadas en los estudios sociojur dicos en la regi n hecho por figuras destacadas en el estudio del derecho y la sociedad de Am rica Latina Norteam rica y Europa Los autores sostienen que los estudios sobre Am rica Latina han hecho contribuciones vitales a debates te ricos y metodol gicos emergen **Los derechos sociales y su exigibilidad. Libres de temor y miseria** Silvina Ribotta, 2015 El Estado Social sigue en crisis Ha empezado a estar en crisis desde quiz el momento mismo en que parad jicamente gozaba de legitimidad El Estado de la justicia social ha nacido cuestionado e impugnado por aquellos sectores del derecho de la econom a y de la pol tica que flamean hip critamente la bandera del Estado m nimo Vivimos en un escenario mundial de profundizaci n de un capitalismo salvaje insostenible y suicida y de una imparable deslegitimaci n de la clase pol tica y de la democracia sumado a altas tasas de corrupci n pol tica y financiera nacional e internacional y enormes dosis de cinismo generalizado desde los grandes organismos financieros internacionales e incluso de algunos que pregonan la supuesta defensa de los derechos humanos A la vez surgen nuevos actores sociales en este teatro social mundial de autoritarismo pol tico de conservadurismo moral recortes y violaciones de derechos humanos sociales econ micos y culturales

pero también de derechos individuales civiles y políticos Nuevos movimientos sociales y políticos la ciudadanía en gnesis democrática hambrienta de justicia social de derechos sociales y también de libertades ciudadanas deseosos de refundir nuevos modelos democráticos coherentemente democráticos procesal y materialmente igualitarios y libres En este contexto el objetivo de este libro es pensar en estos procesos sociales políticos económicos y democráticos desde el prisma de los derechos sociales Este trabajo conjunto de profesores e investigadores de derechos sociales y de derechos humanos de la Universidad Nacional de Córdoba Argentina y de la Universidad Carlos III de Madrid pretende posibilitar debates prácticas estudios y políticas sobre los derechos sociales desde el convencimiento de que la calidad de vida y el pleno disfrute de los derechos sociales y también de los derechos liberales no tiene por qué ser una utopía O que quizá síéndolo son estas las utopías que deberían guiar la práctica el ejercicio y la exigibilidad de los Estados de Derecho modernos Por ciudadanos y ciudadanas del mundo libres de temor y miseria Derecho y pobreza Fernández Blanco, Carolina, Pereira Fredes, Esteban, 2021-10-01 Este libro ofrece una aproximación a la cuestión de la pobreza desde una perspectiva estrictamente jurídica que no describe únicamente las consecuencias de la práctica jurídica sobre la pobreza sino que promueve un análisis más profundo de sus estrechas interconexiones teóricas y en algunos casos sobre el modo en que la práctica permite visibilizar esas vinculaciones Habitualmente el derecho se ha preocupado de manera especial por la desigualdad solo desde hace pocos años se ha comenzado a explorar la relación multifacética y ubicua que media entre derecho y pobreza Este libro constituye una contribución a esos debates que se promueve desde la noción misma de derecho y de Estado de derecho así como desde diversas áreas del fenómeno jurídico como el derecho privado el derecho internacional el derecho con perspectiva de género el derecho penal y el derecho procesal entre otras aproximaciones Quiénes participan en esta obra son investigadoras e investigadores de gran prestigio y trayectoria internacional y demuestran en sus trabajos una rigurosidad teórica conjugada con propuestas innovadoras y perspectivas jurídicamente robustas Esta publicación es imprescindible para continuar debatiendo con seriedad las múltiples vinculaciones entre derecho y pobreza pero su relevancia no es solo teórica muchas ideas y reflexiones contenidas en este libro pueden ser fácilmente acogidas y promovidas por abogados y llevadas a la práctica por legisladores jueces y otros operadores jurídicos de tal manera que haga posible que desde el derecho se aborde seriamente la pobreza y contribuya a mejorar las situaciones de pobreza La República en Chile Renato Cristi, Pablo Ruiz-Tagle, La República es la gran idea en que se funda la vida política independiente de Chile En 1812 los patriotas utilizan el lenguaje republicano de la libertad la ley y el autogobierno La Constitución de 1823 le resta valor a la participación ciudadana pero en 1828 se logra una síntesis de elementos participativos y representativos La Constitución de 1833 significa un grave retroceso y solo desde 1871 en adelante se evidencia una restauración de los principios liberales En 1925 se intenta una profundización o perfeccionamiento de la democracia con un énfasis neopresidencialista La Constitución de 1980 consagra la extinción del momento republicano y la influencia neoliberal en Chile Desde 1989 se restaura parcialmente el

constitucionalismo republicano A pesar de las reformas que comienzan a regir en el año 2006 los principios filosóficos neoliberales siguen siendo los determinantes en la Carta Fundamental En este libro se analizan algunas de las condiciones necesarias para que esta nueva y paradójica República Neoliberal que nace en 1990 recupere lo mejor de la tradición republicana chilena en el ámbito constitucional El derecho va al cine Cecilia O'Neill de la Fuente, 2017-08-16 Pueden las películas transformar la realidad en ficción y la ficción en realidad Es el cine una fuente para aprender derecho y para tener mejores abogados Las películas pueden educar El cine entretiene cuestiona divierte pregunta También puede servir como propaganda política o en general influir en la formación de las ideas pero además promueve la reflexión sobre el rol que cumple el derecho en la historia Este libro se refiere a un gran repertorio de películas que demuestran que existe una estrecha relación entre el cine y el derecho Los autores abordan variados temas como el rol de las empresas y el Estado en la creación de políticas públicas el rol de la tecnología y la innovación sobre el bienestar individual y social los derechos de propiedad y de autor la formación de normas sociales el derecho penal la libertad la justicia y el psicoanálisis Cecilia O'Neill Es abogada por la Pontificia Universidad Católica del Perú PUCP y magister en Derecho por la University of Pennsylvania Es jefa del Departamento Académico de Derecho y profesora de Derecho Civil de la Universidad del Pacífico También es profesora del curso Cine y Derecho en la PUCP Es arbitro en procesos arbitrales administrados por el Centro de Arbitraje de la Cámara de Comercio de Lima el Centro de Arbitraje de la Cámara de Comercio Americana del Perú y el Centro de Arbitraje de la PUCP

La (i)legitimidad democrática del control judicial de las leyes Linares, Sebastián, 2008-06-15 En el desarrollo de la democracia inevitablemente surgen dilemas constitucionales acerca de quién debe tener la última palabra institucional en el proceso político de toma de decisiones y de acuerdo con qué criterios Dentro de estos dilemas entra en juego el lugar que deben ocupar los jueces en las estructuras de decisión política desde la justicia constitucional El libro representa pues un ensayo que intenta abordar el problema de la autoridad final en una democracia y para ello navega entre los diversos dilemas morales normativos e institucionales que presenta el control judicial de las leyes en las democracias modernas En este sentido el libro nos alerta de los peligros de sobredimensionar el papel político de los jueces en detrimento del principio democrático y lo hace a partir de un rico diálogo interdisciplinario entre la ciencia política la teoría política la filosofía del derecho y el derecho constitucional Según el autor el problema de la autoridad final en una democracia debe resolverse apelando a argumentos generales relacionados con la igualdad dignidad y autonomía de las personas y con el valor epistémico de los procedimientos de toma de decisiones Luego de hacer un repaso minucioso del debate sobre los fundamentos del control judicial de las leyes y decantarse por la corriente que defiende la supremacía del Poder Legislativo el autor explora distintos modelos posibles de justicia constitucional en los cuales la autoridad final recae en el Congreso y propone un diseño alternativo con miras a promover el diálogo entre ramas de gobierno NDICE Resumen La legitimidad democrática de las decisiones políticas El constitucionalismo en la encrucijada Los mitos democráticos de las decisiones constitucionales

Modelos de justicia constitucional y deferencia al poder legislativo Las posibilidades del di logo interorg nico La intensidad de la dificultad contramayoritaria una aproximaci n gradual **Tres claves de la justicia en el Perú** Luis Pásara,2019-06-01 Este libro recoge tres trabajos que analizan desde la sociolog a del derecho elementos fundamentales para examinar y explicar el funcionamiento del sistema de justicia en el Per los jueces Jueces justicia y poder en el Per CEDYS 1982 las facultades de derecho La ense anza del derecho en el Per Ministerio de Justicia 2004 y los abogados litigantes Los abogados en la administraci n de justicia Justicia Viva 2005 El objetivo de Tres claves de la justicia en el Per es poner al alcance de los lectores de manera comprehensiva un tema de especial vigencia la compleja realidad de la administraci n de justicia en el Per Este libro compuesto por tres trabajos escritos por Luis P sara propone una mirada cr tica sobre las ra ces de esta situaci n los v nculos con el poder la formaci n deficiente de los abogados y una oferta profesional que resulta til solo para quienes pueden pagar caro por ella Regulaci3n jur3dica de los partidos pol3ticos en Am3rica Latina Daniel Zovatto G.,2006 **Derecho y pobreza** Marcos Barbosa Pinto,2006 Poder ejecutivo Marcelo Alegre,2007 **El Defensor del Pueblo y la protecci3n de derechos humanos a trav3s de recursos constitucionales** ,2007 *Poder y salteñidad* Sonia Álvarez Leguizam3n,2010 *West's Business Law* Gaylord A. Jentz,Roger LeRoy Miller, Frank B. Cross,2002 **Quaderns de filosofia i ci3ncia** ,2002 Por los anchos caminos de la educaci3n Octavio Orlando Cosío Romero,2002

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