

Constitutionalism and Democracy

The Supreme Court Power of Judicial Review v. We the People

Ladenpreis: 142,99EUR

ISBN: 978-3-03-166905-7

Auflage: 2024

Verlag: Springer, Springer International Publishing

Erscheinungsdatum: 25.08.2024

Autoren: Skouras George

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Details

This book explores the power of judicial review as held by the United States Supreme Court. The legal analysis fuses with an exploration of democratic theory, We the People, efforts in contesting this power. It also explores the class status of the American Constitution and the difficulties of amending it through its many protections against making major changes to its structure.

The book makes inquiries as to whether the document should be preserved as interpreted by Originalists or can be subject to change as interpreted by Progressives---the "Living" Document theorists and the "Dead" Document opponents. It is argued that the power of judicial review must be withdrawn from the Supreme Court and the need for the modernization of the American political institutions.

The book's approach is to use an interdisciplinary methodology by which it weaves a linear and non-linear aspects of inquiry. The book will be of interest to a broad readership, including those working in the fields of (constitutional) law, legal history, political philosophy, political science and political theory.

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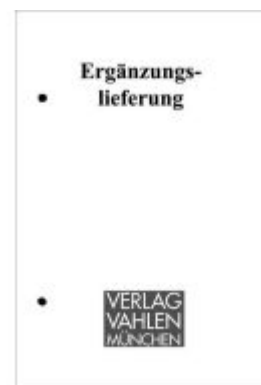
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