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Reconstruire La Justice

Clemens Wendtner



Reconstruire La Justice:

The Reconstruction Justice of Salmon P. Chase Harold Melvin Hyman, 1997 The demise of the Confederacy left a legacy of legal arrangements that raised fundamental and vexing questions regarding the legal rights and status of former slaves and the status of former Confederate states As Harold Hyman shows few individuals had greater impact on resolving these difficult questions than Salmon P Chase chief justice of the United States Supreme Court from 1865 to 1873 Hyman argues that in two cases *In Re Turner* 1867 and *Texas v White* 1869 Chase combined his abolitionist philosophy with an activist jurisprudence to help dismantle once and for all the deposed machineries of slavery and the Confederacy In these cases Chase sought to consolidate the gains of the Civil War era while demonstrating that the war had both preserved the precious core characteristics of the federal union of states and fundamentally improved the nature of both private and public law *In Re Turner* was a private law case decided at the federal circuit level It involved a black woman s claim that she a recent slave was being held in involuntary servitude Elizabeth Turner s mother had apprenticed Elizabeth to their former master who had not abided by his contractual obligations to provide Elizabeth with training and compensation substantively keeping her in slavery Chase s decision which relied upon due process and equal protection implications in the thirteenth amendment and 1866 Civil Rights Act confirmed the rights of emancipated slaves to bargain and contract with employers on a parity with white workers *Texas v White* was a public law case decided in the Supreme Court It revolved around the issue of whether the holders of U S bonds seized and sold by the Confederate state of Texas could demand payment after the war from that state s newly reconstructed government In effect Chase and his associate justices were asked to determine the legality of actions committed by all former Confederate states and thus to define what constituted a state Chase s opinion reaffirmed the Union s permanence and that of the constituent states in the federal union and the states duty to respect the legal rights and obligations of all citizens because states were people as well as acreages and institutions Hyman s exemplary analysis of these cases reveals how their political legal and constitutional aspects were so inextricably interwoven They secured for Chase a rostrum for both moral and legal reform from which he asserted his strong views on the fundamental rights of individuals and states in an era of sporadically increasing federal power Hyman s study provides a much needed reevaluation of those cases both in the context of Chase s life and in terms of their mark on history

Rethinking the Judicial Settlement of Reconstruction Pamela Brandwein, 2011-02-21 American constitutional lawyers and legal historians routinely assert that the Supreme Court s state action doctrine halted Reconstruction in its tracks But it didn t *Rethinking the Judicial Settlement of Reconstruction* demolishes the conventional wisdom and puts a constructive alternative in its place Pamela Brandwein unveils a lost jurisprudence of rights that provided expansive possibilities for protecting blacks physical safety and electoral participation even as it left public accommodation rights undefended She shows that the Supreme Court supported a Republican coalition and left open ample room for executive and legislative action Blacks were abandoned but by the

president and Congress not the Court Brandwein unites close legal reading of judicial opinions some hitherto unknown sustained historical work the study of political institutions and the sociology of knowledge This book explodes tired old debates and will provoke new ones *Guiding Principles for Stabilization and Reconstruction* United States Institute of Peace,2009 Claude Chabrol s second film follows the fortunes of two cousins Charles a hard working student who has arrived in Paris from his small hometown and Paul the dedicated hedonist who puts him up Despite their differences in temperament the two young men strike up a close friendship until an attractive woman comes between them *Virtues from Hell: Survivors of Conflicts and the Reconstruction-Reconciliation Processes* Fidèle Ingiyimbere,2022-01-01 This book offers a critical examination of certain ideas and values such as remembering forgiveness story telling through Truth and Reconciliation Commissions etc that under gird the transitional practices and mechanisms of societies emerging from conflicts It does so by making the survivors experience the supreme and ultimate judge of the legitimacy of such practices While many scholars have dealt with these topics this book provides a unique perspective on them by using personal stories narratives and memoirs of the survivors as a checking point of the theoretical elaboration of these ideas and values By means of an existential phenomenological analysis of the situation of survivors of gross human rights violations the book assesses how many resources are still available to them so that they can contribute to the processes of reconstruction and reconciliation of their societies This analysis constitutes the background for reading the rest of the book which challenges some assumptions and presumptions of transitional practices such as healing through truth telling or providing justice through reparations It does so by presenting nuanced suggestions on the ways survivors can participate in the reconstruction reconciliation processes without jeopardizing their own well being *International Law and Post-Conflict Reconstruction Policy* Matthew Saul,James A. Sweeney,2015-05-15 The trend for international engagement in post conflict reconstruction has produced a host of best practice postulates on topics such as local involvement in decision making accountability for past atrocities sensitivity to context and the construction of democratic institutions of governance International law has potential relevance for many of these themes yet the question of how the implementation of best practice policy recommendations might be affected by international law remains under examined This book offers a fuller understanding of the role of international law in the practice of post conflict reconstruction It explores how international legal issues that arise in the post conflict period relate to a number of strands of the policy debate including government creation constitution making gender policy provision of security justice for past atrocities rule of law development economic recovery returning displaced persons and responsibilities of international actors The chapters of the book work to reveal the extent to which international law figures in the policy of internationally enabled post conflict reconstruction across a range of sectors They also highlight the scope for international law to be harnessed in a more effective manner from the perspective of the transition to peace and stability The book lays out a basis for future policy making on post conflict reconstruction one that is informed about the

international legal parameters and more aware of how international law can be utilized to promote key objectives

Reconstruction in North Carolina Joseph Grégoire de Roulhac Hamilton,1914 Begins by looking at secession and war in North Carolina then moves to the convention of 1865 and the political and social conditions under the restored government and then the final years of reconstruction during the 1870 s *State Reconstruction Studies of the North Carolina Club at the University of North Carolina* ,1921 *The Psychology of Social Reconstruction* George Thomas White Patrick,1920

Colonies, Revolution, Reconstruction ,1905 **Special Inspector General for Afghanistan Reconstruction (SIGAR)** Arnold Fields,2010-10 In Afghanistan the U S has begun to implement the new strategy articulated by Pres Obama in Dec 2009 The U S military and civilian surge is intended to create an 18 month window of opportunity to strengthen the Afghan government s ability to provide for its security and deliver essential services to its people The U S gov t needs to improve the way it designs and implements reconstruction programs More attention must be paid in these 4 areas matching the appropriate human and financial resources to achieve policy objectives developing metrics to measure project and program results to ensure that reconstruction goals are being met providing better oversight of contractors and increasing efforts to deter corruption **Reconstruction in Mississippi** James Wilford Garner,1902 **The Groundwork of Social Reconstruction** William Glover,1922 The Early Period of Reconstruction in South Carolina John Porter Hollis,1905

Haiti Constitution and Citizenship Laws Handbook - Strategic Information and Developments IBP, Inc,2013-08
Haiti Constitution and Citizenship Laws Handbook Strategic Information and Basic Laws **Security and Post-Conflict Reconstruction** Robert Muggah,2008-11-04 This book provides a critical analysis of the changing discourse and practice of post conflict security promoting interventions since the Cold War such as disarmament demobilization and reintegration DDR and security sector reform SSR Although the international aid and security sectors exhibit an expanding appetite for peace support operations in the 21st Century the effectiveness of such interventions are largely untested This book aims to fill this evidentiary gap and issues a challenge to conventional approaches to security promotion as currently conceived by military and peace keeping forces drawing on cutting edge statistical and qualitative findings from war torn areas including Afghanistan Timor Leste Sudan Uganda Colombia and Haiti By focusing on specific cases where the United Nations and others have sought to contain the presumed sources of post conflict violence and insecurity it lays out a new research agenda for measuring success or failure This book will be of much interest to students of peacebuilding peacekeeping conflict resolution conflict and development and security studies in general Justice of Shattered Dreams Michael A. Ross,2003-09-01 Appointed by Abraham Lincoln to the U S Supreme Court during the Civil War Samuel Freeman Miller 1816 1890 served on the nation s highest tribunal for twenty eight tumultuous years and holds a place in legal history as one of the Court s most influential justices Michael A Ross creates a colorful portrait of a passionate man grappling with the difficult legal issues arising from a time of wrenching social and political change He also explores the impact President Lincoln s

Supreme Court appointments made on American constitutional history Best known for his opinions in cases dealing with race and the Fourteenth Amendment particularly the 1873 Slaughter House Cases Miller has often been considered a misguided opponent of Reconstruction and racial equality In this major reinterpretation Ross argues that historians have failed to study the evolution of Miller s views during the war and explains how Miller a former slaveholder became a champion of African Americans economic and political rights He was also the staunchest supporter of the Court of Lincoln s controversial war measures including the decision to suspend such civil liberties as habeas corpus Although commonly portrayed as an agrarian folk hero Miller in fact initially foresaw and embraced a future in which frontier and rivertown settlements would bloom into thriving metropolises The optimistic vision grew from the free labor ideology Miller brought to the Iowa Republican Party he helped found one that celebrated ordinary citizens right to rise in station and riches Disillusioned by the eventual failure of the boomtowns and repelled by the swelling coffers of eastern financiers corporations and robber barons Miller became an insistent judicial voice for western Republicans embittered and marginalized in the Gilded Age The first biography of Miller since 1939 this welcome volume draws on Miller s previously unavailable papers to shed new light on a man who saw his dreams for America shattered but whose essential political and social values as well as his personal integrity remained intact

Reconstruction and the Constitution, 1866-1876 John William Burgess, 1903 **Liberal Policy in the Task of Political and Social Reconstruction** Liberal Party. Publication Department, Charles Geake, 1918
Political; Educational; Social; including an attempted reconstruction of the politics of England, France and America for the twentieth century (1901) John Beattie Crozier, 1901 History of Reconstruction in Louisiana (through 1868) John Rose Ficklen, 1911

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