

# PASSIONS & CONSTRAINT

ON THE THEORY OF  
LIBERAL DEMOCRACY

STEPHEN  
HOLMES

# Passions And Constraint On The Theory Of Liberal Democracy

**Jason Frank**



## **Passions And Constraint On The Theory Of Liberal Democracy:**

Passions and Constraint Stephen Holmes, 1995-06 Holmes argues that the aspirations of liberal democracy including individual liberty the equal dignity of citizens and a tolerance for diversity are best understood in relation to two central themes of classical liberal theory the psychological motivations of individuals and the necessary constraints on individual passions provided by robust institutions Paradoxically Holmes argues such institutional restraints serve to enable rather than limit or dilute effective democracy **Liberal Democracies and the Torture of Their Citizens** Cynthia

Banham, 2017-02-09 This book analyses and compares how the USA's liberal allies responded to the use of torture against their citizens after 9/11 Did they resist tolerate or support the Bush Administration's policies concerning the mistreatment of detainees when their own citizens were implicated and what were the reasons for their actions Australia the UK and Canada are liberal democracies sharing similar political cultures values and alliances with America yet they behaved differently when their citizens caught up in the War on Terror were tortured How states responded to citizens human rights claims and predicaments was shaped in part by demands for accountability placed on the executive government by domestic actors This book argues that civil society actors in particular were influenced by nuanced differences in their national political and legal contexts that enabled or constrained human rights activism It maps the conditions under which individuals and groups were more or less likely to become engaged when fellow citizens were tortured focusing on national rights culture the domestic legal and political human rights framework and political opportunities Carl Schmitt's Critique of Liberalism John P.

McCormick, 1997 This is the first in depth critical appraisal in English of the political legal and cultural writings of Carl Schmitt perhaps this century's most brilliant critic of liberalism It offers an assessment of this most sophisticated of fascist theorists without attempting either to apologise for or demonise him Schmitt's Weimar writings confront the role of technology as it finds expression through the principles and practices of liberalism Contemporary political conditions such as disaffection with liberalism and the rise of extremist political organizations have rendered Schmitt's work both relevant and insightful John McCormick examines why technology becomes a rallying cry for both right and left wing intellectuals at times when liberalism appears anachronistic and shows the continuities between Weimar's ideological debates and those of our own age

Management Ethics Stewart R. Clegg, Carl Rhodes, 2012-11-12 Ethics has become big business but have businesses become ethical This is a central question for today's managers Managing ethics is critical in an era characterized by unprecedented corporate power and a myriad of competing ethical traditions Giving new insights into the understanding of ethics for today's organization practice and managerial behaviour this timely volume edited by well respected industry authorities provides an overview and critique of ethics as they relate to contemporary challenges and issues such as globalization sustainability consumerism neo liberalism corporate collapses leadership and corporate regulation This book an essential read for postgraduate students of business and ethics is organized around the core question What are the ethics of

organizing in today's institutional environment and what does this mean for the practice of management and the organization of business. In response to this, the contributors examine ethics as it is deeply embedded in the everyday practice of management. Interdisciplinary contributions from the fields of sociology, philosophy, management, organization studies, and public administration provide unique perspectives, while case studies and real-life examples illustrate the challenges and dilemmas faced in practice. Each chapter has a brief overview and editor's introduction which skilfully summarizes key points and draws connections between the chapters.

**Constitutionalism and the Rule of Law** Maurice Adams, Anne Meuwese, Ernst Hirsch Ballin, 2017-02-02 An exploration of how rule of law and constitutional ideals inform and are informed by political realities

**Liberalism's Crooked Circle** Ira Katznelson, 2021-08-10 This book is a profoundly moving and analytically incisive attempt to shift the terms of discussion in American politics. It speaks to the intellectual and political weaknesses within the liberal tradition that have put the United States at the mercy of libertarian, authoritarian, populist, nakedly racist, and traditionalist elitist versions of the right wing, and it seeks to identify resources that can move the left away from the stunned intellectual incoherence with which it has met the death of Bolshevism. In Ira Katznelson's view, Americans are squandering a tremendous ethical and political opportunity to redefine and reorient the liberal tradition. In an opening essay and two remarkable letters addressed to Adam Michnik, who is arguably East Europe's emblematic democratic intellectual, Katznelson seeks to recover this possibility. By examining issues that once occupied Michnik's fellow dissidents in the Warsaw group known as the Crooked Circle, Katznelson brings a fresh realism to old ideals and posits a liberalism that stares hard at cruelty, suffering, coercion, and tyrannical abuses of state power. Like the members of Michnik's club, he recognizes that the circumference of liberalism's circle never runs smooth and that tolerance requires extremely difficult judgments. Katznelson's first letter explores how the virtues of socialism, including its moral stand on social justice, can be related to liberalism while overcoming debilitating aspects of the socialist inheritance. The second asks whether liberalism can recognize, appreciate, and manage human difference. Situated in the lineage of efforts by Richard Hofstadter, C. Wright Mills, and Lionel Trilling to thicken liberalism, these letters also draw on personal experience in the radical politics of the 1960s and in the dissident culture of East and Central Europe in the years immediately preceding communism's demise. Liberalism's Crooked Circle could help foster a substantive debate in the American elections of 1996 and determine the contents of that desperately needed discussion.

**Lawyers and the Rule of Law** Andrew Boon, 2022-10-20 This book examines lawyers' contributions to creating and maintaining the rule of law, one of the pillars of a liberal democracy. It moves from the European Enlightenment to the modern day, exploring the role of judges, government lawyers, and private practitioners in creating, defining, and being defined by the demands of modern society. The book is divided into 4 parts representing the big themes. The first part considers lawyers' contribution to the growth of constitutionalism; the second, the formulation of roles and identities; and the third, the formation of values. The fourth part focuses on the challenges faced by

lawyers and the rule of law in the past 50 years the neoliberal period and how they challenge both conceptions of lawyers and the rule of law Each part is illustrated by defining events from the execution of Charles I through the Nuremberg Trials to the insurrection by supporters of Donald Trump in January 2021 Although the focus is on England and Wales parallel developments in other jurisdictions Australia Canada New Zealand and the USA are considered This allows analysis of lawyers historical and contemporary engagement with the rule of law in jurisdictional systems based on the Common Law Each chapter is thematic but the passage through the book is broadly chronological

**Politics and Emotions** Marcos Engelken-Jorge, Pedro Ibarra Güell, Carmelo Moreno del Rio, 2011-04-06 Mainstream liberal narratives have often depicted politics as a matter of power and competing interests disregarding emotions or conceiving them as threats to a rational and well ordered society In the last decades however this viewpoint has been increasingly challenged by a number of scholars researching on the complex and multidimensional role of emotions in politics This edited collection aims at providing a concise but comprehensive introduction to this area of research The essays contained in this volume focus on a single case the Obama phenomenon illustrating empirically how the variable emotions can enrich political analysis Taken together the essays reflect the plurality of approaches available to the study of politics and emotions and thus contribute to the cutting edge debates on this fascinating topic

**The Well-Ordered Republic** Frank Lovett, 2024-10-01 Classical and contemporary republicans offer a compelling political vision built on a commitment to promoting freedom from domination establishing popular control over public officials and securing the empire of law The Well Ordered Republic provides the most rigorous comprehensive and up to date account of republican political theory presently available while also showing how that theory can be extended to address new issues of economic justice workplace democracy identity politics emergency powers education migration and foreign policy Frank Lovett argues that our shared freedom from domination is constituted by republican institutions such as democracy the rule of law and the public provision of an unconditional basic income As a public good whose continued supply depends on robust civic engagement republican freedom is a valuable but ongoing collective achievement all citizens must remain dedicated to shared republican institutions for their freedom to endure Oxford Political Theory presents the best new work in contemporary political theory It is intended to be broad in scope including original contributions to political philosophy and also work in applied political theory The series will contain works of outstanding quality with no restriction as to approach or subject matter Series Editors Will Kymlicka and David Miller

Poisoning the Minds of the Lower Orders Donald Herzog, 2021-04-13 Conservatism was born as an anguished attack on democracy So argues Don Herzog in this arrestingly detailed exploration of England s responses to the French Revolution Poisoning the Minds of the Lower Orders ushers the reader into the politically lurid world of Regency England Deftly weaving social and intellectual history Herzog brings to life the social practices of the Enlightenment In circulating libraries and Sunday schools deferential subjects developed an avid taste for reading in coffeehouses alehouses and debating societies

they boldly dared to argue about politics Such conservatives as Edmund Burke gaped with horror fearing that what radicals applauded as the rise of rationality was really popular stupidity or worse Subjects insisted conservatives ought to defer to tradition and be comforted by illusions Urging that abstract political theories are manifest in everyday life Herzog unflinchingly explores the unsavory emotions that maintained and threatened social hierarchy Conservatives dished out an unrelenting diet of contempt But Herzog refuses to pretend that the day s radicals were saints Radicals he shows invested in contempt as enthusiastically as did conservatives Hairdressers became newly contemptible even a cultural obsession Women workers Jews and blacks were all abused by their presumed superiors Yet some of the lowly subjects Burke had the temerity to brand a swinish multitude fought back How were England s humble subjects transformed into proud citizens And just how successful was the transformation At once history and political theory absorbing and disquieting Poisoning the Minds of the Lower Orders challenges our own commitments to and anxieties about democracy *Political Theology* Paul W. Kahn,2012

Annotation In a text innovative in both form and substance Kahn forces an engagement with Schmitt s four chapters offering a new version of each that is responsive to the American political imaginary **Unconstitutional Constitutional**

**Amendments** Yaniv Roznai,2017-02-16 Can constitutional amendments be unconstitutional The problem of unconstitutional constitutional amendments has become one of the most widely debated issues in comparative constitutional theory constitutional design and constitutional adjudication This book describes and analyses the increasing tendency in global constitutionalism to substantively limit formal changes to constitutions The challenges of constitutional unamendability to constitutional theory become even more complex when constitutional courts enforce such limitations through substantive judicial review of amendments often resulting in the declaration that these constitutional amendments are unconstitutional Combining historical comparisons constitutional theory and a wide comparative study Yaniv Roznai sets out to explain what the nature of amendment power is what its limitations are and what the role of constitutional courts is and should be when enforcing limitations on constitutional amendments **Eternity Clauses in Democratic Constitutionalism** Silvia

Suteu,2021 Comparative constitutional law has a long and distinguished history in intellectual thought and in the construction at public law Political actors and the people who create or modify their constitutional orders often wish to learn from the experience and learning of others This cross fertilization and mutual interaction has only accelerated with the onset of globalization which has transformed the world into an interconnected web that facilitates dialogue and linkages across international and regional structures Oxford Comparative Constitutionalism seeks to publish scholarship of the highest quality in constitutional law that deepens our knowledge of local national regional and global phenomena through the lens of comparative public law Book jacket **Citizenship and Cultural Policy** Denise Meredyth,Jeffrey Minson,2001-07-30 With the growth of interest in the debates about what culture is and who owns it questions of cultural policy have moved to the forefront of wider dicussions of citizenship This book unpicks the significance of culture for citizenship Among the topics

explored are the strengths and weaknesses of the civilizing mission of museums the moralism of Third Way politics the proper base for funding culture and the arts the impact of globalization on culture and citizenship the fantasies of freedom in Internet use the tensions between human rights advocacy and citizenship and the place of citizen ideals in governance What emerges is a superb resource for analyzing the meaning of cultural policy in contemporary society It both summarizes the state of the field and innovates new ways of thinking about culture and citizenship **Publius and Political Imagination**

Jason Frank,2013-12-05 Jason Frank's *Publius and Political Imagination* is the first volume of the *Modernity and Political Thought* series to take as its focus not a single author but collaboration between political thinkers in this very special case the collective known by the pseudonym Publius Frank's revisionist reading of *The Federalist Papers* perhaps the most canonical text in American political thought counters familiar realist and deliberativist interpretations and demonstrates the neglected importance of political imagination to both Publius's arguments and to the republic he was invented to found

*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 Public Trials Lida Maxwell,2015 There are certain moments such as the American founding or the Civil Rights Movement that we revisit again and again as instances of democratic triumph and there are other moments that haunt us as instances of democratic failure How should we view moments of democratic failure when both the law and citizens forsake justice Do such moments reveal a wholesale failure of democracy or a more contested failing pointing to what could have been and still might be *Public Trials* reveals the considerable stakes of how we understand democratic failure Maxwell argues against a tendency in the thinking of Plato Rousseau and contemporary theorists to view moments of democratic failure as indicative of the failure of democracy inasmuch as such thinking leads to a deference to authority that unintentionally encourages complicity in elite and legal failures to assure justice In contrast what Maxwell calls lost cause narratives of democratic failure reveal the contingency of democratic failure by showing that things could have been otherwise and with public action and response might yet be A politics of lost causes calls for democratic responsiveness to failure via practices of resistance theatrical claims making and re narration Maxwell makes a powerful case for the politics of lost causes by examining public controversies over trials She focuses on the dilemmas and diagnoses of democratic failure in four instances Edmund Burke's speeches and writings on the Warren Hastings trial in late 18th century Britain Emile Zola's writings on the Dreyfus Affair in late 19th century France Hannah Arendt's writings on the

Eichmann trial in 1960 s Israel and Kathryn Bigelow s recent narration of the lack of trials of alleged terrorist detainees in Zero Dark Thirty Maxwell marshals her subtle historically grounded readings of these texts to show the dangers of despairing of democracy altogether as well as the necessity of re narrating instances of democratic failure so as to cultivate public responsiveness to such failures in the future New Challenges to the Separation of Powers Antonia Baraggia,Cristina Fasone, Luca P. Vanoni,2020-11-27 This insightful book guides readers through the transformation of and theoretical challenges posed by the separation of powers in national contexts Building on the notion that the traditional tripartite structure of the separation of powers has undergone a significant process of fragmentation and expansion this book identifies and illustrates the most pressing and intriguing aspects of the separation of powers in contemporary constitutional systems *The Just State* Benjamin Straumann,2025-01-22 An intellectual history of one of the most important contributions to Western society The Just State explores influential Greek and Roman ideas about justice and their institutional context and discusses their legacy in later political thought Bringing Greco Roman and modern ideas into conversation with each other Benjamin Straumann traces the history of ancient political thought by focusing on classical ideas about justice With a readable narrative style Straumann places Greek and Roman theories of justice in their historical context starting from Homer and the pre Socratic period through to the later Roman Empire and outlines the respective contribution of the Greek and Roman traditions of thinking about justice to early modern and Enlightenment political thought Concise chapters address Athenian democracy the Sophist movement the political philosophies of Plato and Aristotle the origins of constitutionalism in the Roman Republic classical influences on the American and French revolutions and more Highlighting how modern debates on justice can be enriched by an engagement with their classical foundations The Just State Examines the impact of Greek and Roman political thought on modern ideas and institutions Discusses the emergence of the city state and the origins of Greek political philosophy Describes the political ideas of the Hellenistic philosophical schools such as the Stoic idea of natural law Surveys the political philosophy found in influential works by Plato Aristotle Cicero St Augustine and other classical thinkers Explores the reception history of Roman ideas about justice from the re discovery of the Roman law of the Digest c 1100 CE to early modern thought about politics The Just State Greek and Roman Theories of Justice and their Legacy in Western Thought is an excellent textbook for undergraduate classes on the history of political thought and graduate seminars on classical political theory and ancient philosophy **International Political Thought** Edward Keene,2005-01-14 Ideal for students coming to the topic for the first time this wide ranging text explores the changing perceptions of international politics from antiquity to the 20th century and includes all the classic thinkers as well as less commonly studied thinkers such as Herodotus Pope Innocent IV Herder Constant and Zimmern



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