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Ying-Ying Zheng



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Constitutional Fragments Gunther Teubner, 2012-03 The powerful private sectors of the world economy remain largely unconstrained by fundamental constitutional rules leading to human rights abuses on a massive scale This book examines how the values of constitutional governance can be applied to the private sphere in the modern world through a network of constitutional fragments Constitutionalism in Global Constitutionalisation Aoife O'Donoghue, 2014-06-05

Constitutionalism offers a governance order a set of normative values including amongst others the rule of law divisions of power and democratic legitimacy These normative values regulate the relationship between constituent and constituted power holders Such normative constitutional legal orders are commonplace in domestic systems but the global constitutionalisation debate seeks to identify a constitutional narrative beyond the state This book considers the manner in which the global constitutionalisation debate has neglected constitutionalism within its proposals It examines the role normative constitutionalism plays within a constitutionalisation process and considers the use of community at both the domestic and global governance levels to identify the holders of constituent and constituted power within a constitutional order In doing so this analysis offers an alternative narrative for global constitutionalisation based within normative constitutionalism Digital Constitutionalism Edoardo Celeste, 2022-10-13 Investigating the impact of digital technology on contemporary constitutionalism this book offers an overview of the transformations that are currently occurring at constitutional level highlighting their link with ongoing societal changes It reconstructs the multiple ways in which constitutional law is reacting to these challenges and explores the role of one original response to this phenomenon the emergence of Internet bills of rights Over the past few years a significant number of Internet bills of rights have emerged around the world These documents represent non legally binding declarations promoted mostly by individuals and civil society groups that articulate rights and principles for the digital society This book argues that these initiatives reflect a change in the constitutional ecosystem The transformations prompted by the digital revolution in our society ferment under a vault of constitutional norms shaped for analogue communities Constitutional law struggles to address all the challenges of the digital environment In this context Internet bills of rights by emerging outside traditional institutional processes represent a unique response to suggest new constitutional solutions for the digital age Explaining how constitutional law is reacting to the advent of the digital revolution and analysing the constitutional function of Internet Bills of Rights in this context this book offers a global comparative investigation of the latest transformations that digital technology is generating in the constitutional ecosystem and highlights the plural and multilevel process that is contributing to shape constitutional norms for the Internet age *Constitutional Semiotics* Martin Belov, 2022-06-30 This book offers an outline of the foundations of a theory of constitutional semiotics It provides a systematic account of the concept of constitutional semiotics and its role in the representation and signification of meaning in constitution constitutional law and constitutionalism The

book explores the constitutional signification of meaning that is stretched between rational entrenchment and constitutional imagination. It provides a critical assessment of the rationalist entrapment of constitutional modernity and justifies the need to turn to shadow constitutionalisms textual symbolic imaginary and visual constitutionalism. The book puts forward innovative incentives for constitutional analysis based on constitutional semiotics as a paradigm for representation of meaning in rational textual symbolic imaginary and visual constitutionalism. The book focuses on the textual imaginative and visual discourse of constitutionalism which is built upon collective constitutional imaginaries and on the peculiar normativity of constitutional geometry and constitutional mythology as borderline phenomena entrenched in rational textual symbolic imaginary and visual constitutionalism. The book analyses concepts such as constitutional text and texture, authoritative constitutional narratives and authoritative constitutional narrators, constitutional semiotic community, constitutional utopia, constitutional taboo, normative ideology and normative ideas, constitutional myth and mythology, constitutional symbolism, constitutional code and constitutional geometric form. It explores the textual entrenchment of constitutionalism and its repercussions for representation and signification of meaning. The Cosmopolitan Constitution Alexander

Somek, 2014-08-01. Originally the constitution was expected to express and channel popular sovereignty. It was the work of freedom springing from and facilitating collective self-determination. After the Second World War, this perspective changed: the modern constitution owes its authority not only to collective authorship; it also must commit itself credibly to human rights. Thus, people recede into the background and the national constitution becomes embedded into one or other system of peer review among nations. This is what Alexander Somek argues is the creation of the cosmopolitan constitution. Reconstructing what he considers to be the three stages in the development of constitutionalism, he argues that the cosmopolitan constitution is not a blueprint for the constitution beyond the nation-state, let alone a constitution of the international community; rather, it stands for constitutional law reaching out beyond its national bounds. This cosmopolitan constitution has two faces: the first political face reflects the changed circumstances of constitutional authority. It conceives itself as constrained by international human rights protection, firmly committed to combating discrimination on the grounds of nationality and to embracing strategies for managing its interaction with other sites of authority such as the United Nations. The second administrative face of the cosmopolitan constitution reveals the demise of political authority which has been traditionally vested in representative bodies. Political processes yield to various and often informal strategies of policy coordination so long as there are no reasons to fear that the elementary civil rights might be severely interfered with. It represents constitutional authority for an administered world. Research Handbook on Transnational Corporations Alice de Jonge, Roman Tomasic, 2017-01-27. Transnational corporations (TNCs) have moved to the forefront of regulatory governance both within states and in the international arena. The Research Handbook on Transnational Corporations provides expert background commentary and up-to-date insights into regulatory frameworks impacting on TNCs at global, industry and

national levels Written by global experts in their field this unique collection of essays provides in depth understanding of how the forces of globalisation affect the world s largest corporations and how those corporations in turn shape globalisation

The Oxford Handbook of Transnational Law Peer Zumbansen,2021 The Oxford Handbook of Transnational Law offers a comprehensive compendium for the field of Transnational Law by providing a unique and unparalleled treatment and presentation in an area that has become one of the most intriguing and innovative developments in legal doctrine scholarship theory as well as practice today With a considerable contribution from and engagement with social sciences the Handbook features numerous reflections on the relationship between transnational law and legal practice

Sociology of Constitutions Alberto Febbrajo,Giancarlo Corsi,2016-05-05 This collection brings together some of the most influential sociologists of law to confront the challenges of current transnational constitutionalism It shows the constitution appearing in a new light no longer as an essential factor of unity and stabilisation but as a potential defence of pluralism and innovation The first part of the book is devoted to the analysis of the concept of constitution highlighting the elements that can contribute from a socio legal perspective to clarifying the principle meanings attributed to the constitution The study goes on to analyse some concrete aspects of the functioning of constitutions in contemporary society In applying Luhmann s General Systems Theory to a comparative analysis of the concept of constitution the work contributes to a better understanding of this traditional concept in both its institutionalised and functional aspects Defining the constitution s contents and functions both at the conceptual level and by taking empirical issues of particular comparative interest into account this study will be of importance to scholars and students of sociology of law sociology of politics and comparative public law

Properties of Law Kaarlo Tuori,2021-09-16 Properties of Law is a legal theoretical analysis about modern state law about sociality normativity and plurality as its properties and what will come after modern state law The main objective of this study is to offer a legal theoretical recapitulation of modern state law that avoids the fallacies of Legal Positivism This calls for a relationist approach where law s sociality is related to normativity and normativity to sociality Avoiding Legal Positivism s fallacies also includes refraining from extrapolating from modern state law to law in general replacing Legal Positivism s conceptual universalism with sensitivity to the varieties of law and acknowledging that law existed before modern state law that it will exist after modern state law and that other law exists alongside modern state law The book concludes with a discussion of the impact of digitalization on law

Reflections on the Constitutionalisation of International Economic Law,2013-12-09 This book collects a large number of essays written in honour of Professor Ernst Ulrich Petersmann by his friends colleagues and former students The respective contributions cover the fields of international economic law international constitutional law transnational constitutionalism EU law and human rights The broad thematic scope of this book mirrors the extremely large field of interests of the jubilarian Paying tribute to a particular trait of Professor Petersmann s character who was always both a dogmatic thinker and a curious researcher the authors try to cover both

structural issues of law as well as most recent developments in particular in the field of international economic law
Construing the constitution of international economic law in both senses of this activity was an aim throughout Professor Petersmann's academic career and this goal stands also at the heart of this book

The book delves into Constitutional Fragments Societal Constitutionalism And Globalization Oxford Constitutional Theory. Constitutional Fragments Societal Constitutionalism And Globalization Oxford Constitutional Theory is an essential topic that must be grasped by everyone, from students and scholars to the general public. This book will furnish comprehensive and in-depth insights into Constitutional Fragments Societal Constitutionalism And Globalization Oxford Constitutional Theory, encompassing both the fundamentals and more intricate discussions.

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 - Chapter 4: Constitutional Fragments Societal Constitutionalism And Globalization Oxford Constitutional Theory in Specific Contexts
 - Chapter 5: Conclusion
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