

A
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OVER
RIGHTS

PHILOSOPHICAL ENQUIRIES

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Debate Over Rights

Gregory S. Alexander



Debate Over Rights:

A Debate Over Rights ,2000 *Main Themes in the Debate Over Property Rights* James W. Ely,1997 When BBC producer Jan Harding arrives at the small idyllic Suffolk village to begin production of the Palm Sunday broadcast of Songs of Praise a television program featuring hymns sung by real congregations she finds out that the vicar Clive Linton is hopelessly absent minded and not impressed that the top BBC religious program chose to come to his church His practical wife Helen however gets on well with the television team perhaps a little too well where the charming enigmatic rigger Michael is concerned Soon the whole village gets involved Bunt Maddocks queen of every local committee plots to get around the ban on church flowers during Lent retired lonely accountant Jack Diggins finds purpose faith and friendship as he plans tickets and seating teenage soloist Anna surprises herself with her success and obstructive Charles chairman of the Parish Council resents the enthusiasm of other villagers including his wife Betty This delightful story full of memorable characters and inspiring music will make you laugh and cry and gives a fascinating insight into the making of a major television broadcast Very readable Warm and witty Woman s Weekly A gripping story which touches some very basic emotions Captures wonderfully the two extremes of village life This is very powerful stuff Barbara Erskine Very moving very powerful intimate moments I really did enjoy it Lynn Parson BBC Radio 2 The characters and situations were so good that I got lost in the book All I can say is well done Pam The Lincolnshire Echo **A Debate Over Rights** Matthew H. Kramer,Nigel E.

Simmonds,Hillel Steiner,1998 **The Global Debate Over Constitutional Property** Gregory S. Alexander,2006-07-15 Countries around the world are heatedly debating whether property should be a constitutional right But American lawyers have largely ignored this debate which is divided into two clear camps those who believe making property a constitutional right undermines democracy by fostering inequality and those who believe it provides the security necessary to make democracy possible In The Global Debate over Constitutional Property Gregory Alexander recasts this discussion arguing that both sides overlook a key problem that constitutional protection or lack thereof has little bearing on how a society actually treats property A society s traditions and culture Alexander argues have a much greater effect on property rights Laws must aim then to change cultural ideas of property rather than deem whether one has the right to own it Ultimately Alexander builds a strong case for improving American takings law by borrowing features from the laws of other countries particularly those laws based on the idea that owning property not only confers rights but also entails responsibilities to society as a whole **Rethinking Rights** Eleanor Curran,2022-04-04 Rethinking Rights Historical Development and Philosophical Justificationtakes a new look at the history of individual rights focussing on the way that philosophers have written that history The scholastics and early modern writers used the notion of natural rights to debate the big moral and political questions of the day such as the treatment of Indigenous Americans under Spanish rule John Locke put natural rights at the centre of liberal political thought But as the idea grew in strength and influence empiricist and positivist

philosophers punctured it with attacks of logical incompetence and illegitimate appeals to theology and metaphysics. Philosophers then turned to law and jurisprudence for the philosophical analysis of rights where it has largely stayed ever since. Eleanor Curran argues that the dominance of the Hohfeldian analysis of legal rights has restricted our understanding of moral and political rights and led to distorted readings of historical writers on rights. It has also led to the separation of right from the important related notion of liberty. Freedoms are now seen as inferior to claims. Curran looks at recent philosophy of human rights and suggests a way forward for justifying universal moral and political rights and separating them from legal rights. *A Debate Over Rights*, 1998. Each of the authors considers whether rights protect individuals' interests or whether they enable individuals to make choices. The conclusions reached aim to clarify controversies over abortion, euthanasia, and animal rights. R. sum de l diteur

Human Rights and the Global Marketplace: Economic, Social, and Cultural Dimensions Jeanne Woods, Hope Lewis, 2021-10-01. Special adoption price 95.00. Copy 10 or more. At a time of great change, turmoil, and contradiction in international human rights law and politics, authors Jeanne M. Woods and Hope Lewis have responded to the growing need for a classroom text that focuses squarely on economic, social, and cultural rights, the neglected step children of the human rights family, and their intimate interrelationship to civil and political rights. Students and instructors will find the results informative and provocative. Intended for use in law school graduate and undergraduate survey courses as well as seminars on human rights, this book will be useful for teachers using both international and comparative approaches. The text is divided into four accessible parts: I. Human Rights and the Global Marketplace: Discursive Themes introduces the nature and scope of human rights discourse; II. International Instruments and Their Implementation takes students through an array of international and regional human rights treaties that address economic, social, and cultural rights; III. Power, Politics, and Poverty: Structural Challenges to the Realization of Economic, Social, and Cultural Rights addresses major controversies and barriers to the realization of socio-economic and cultural rights; IV. Comparative Approaches is valuable for international human rights, comparative law, and comparative constitutional law courses. Throughout the book, the authors provide notes, questions, and further reading suggestions to stimulate classroom discussion, debate, and research. The volume also includes valuable appendices with a bibliography of relevant texts and articles and a selection of NGOs that focus on these issues. Published under the Transnational Publishers imprint. Winner of the Notable Contribution in the Field of Human Rights Scholarship award at the US Human Rights Network National Conference in Chicago in April 2008. *Great Debates in American History: Civil rights, part 1; with an introduction by W. Wilson* Marion Mills Miller, 1918. *Great Debates in American History: Colonial rights; the revolution; the Constitution* Marion Mills Miller, 1913. *Civil Rights in America* Christopher W. Schmidt, 2020-12-17. The term civil rights has such a familiar presence in discussions about American politics and law that we tend to use it reflexively and intuitively but rarely do we stop to think about what exactly we mean when we use the term and why certain uses strike us as right or wrong. In this book, Professor

Christopher W Schmidt tells the story of how Americans have fought over the meaning of civil rights from the Civil War through today Through their struggles over what it means to live in a nation dedicated to protecting civil rights each generation has given the label new life and new meaning Civil Rights in America shows how the words we use to understand our world become objects of contestation and points of leverage for social political and legal action *Great Debates in American History: Civil rights, part 2; with an introduction by W. H. Page* Marion Mills Miller,1913 *Launching Liberalism* Michael P. Zuckert,2002 In this volume prominent political theorist Michael Zuckert presents an important and pathbreaking set of meditations on the thought of John Locke In more than a dozen provocative essays many appearing in print for the first time Zuckert explores the complexity of Locke s engagement with his philosophical and theological predecessors his profound influence on later liberal thinkers and his amazing success in transforming the political understanding of the Anglo American world At the same time he also demonstrates Locke s continuing relevance in current debates involving such prominent thinkers as Rawls and MacIntyre Zuckert s careful reconsideration of Locke s role as launcher of liberalism involves a sustained engagement with the hermeneutical issues surrounding Locke an innovator who faced special rhetorical needs in addressing his contemporaries and the future It also involves highlighting the novelty of Locke s position by examining his stance toward the philosophical and religious traditions in place when he wrote Zuckert argues that neither of the dominant ways of understanding Locke s relations to his predecessors and contemporaries is adequate he is not well seen as a follower of any orthodoxy nor of any anti orthodoxy of his day either philosophical or theological He found a path to innovation that was philosophically radical but which was also able to connect with prevailing and accepted traditions That allowed him to exercise a practical influence in history rarely if ever matched by any other philosopher Zuckert illustrates that influence by showing how William Blackstone used Lockean philosophy to reshape the common law and how the Americans of the eighteenth century used Lockean philosophy to reshape Whig political thought Zuckert argues that Locke s philosophy has continuing philosophic and political force a proposition he demonstrates by arguing that Locke presents a form of political philosophy superior to that of the liberal theorists of our day and that he has solid rejoinders to contemporary critics of liberalism **American Debate: Colonial, state, and national rights, 1761-1861** Marion Mills Miller,1916 Proceedings National Board of Trade,1908 **Proceedings of the ... Annual Meeting of the National Board of Trade** National Board of Trade (U.S.),1908 The Supreme Court and Constitutional Theory, 1953-1993 Ronald Kahn,1994 Combining theoretical sophistication with a fundamental comprehension of the political institutions of the USA this study aims to demystify the workings of the United States Supreme Court and its place in democracy **Groups and Group Rights** Christine T. Sistare,Larry May,Leslie Francis,2001 In matters such as affirmative action or home schooling rights of ethnic and other minority groups often come into conflict with those of society in a culturally diverse population such as ours But before considering the dilemmas posed by these issues we must first ask such basic but important questions

as what group rights are and how they intersect with the principles of democracy This new collection brings together some of today's leading thinkers from the cutting edge of these debates taking in a broad range of issues confronting philosophers sociologists and political scientists Contributors such as Carl Wellman Carol Gould and Rex Martin examine the nature of groups and the conflict between group rights and democracy and also consider case studies depicting current issues in cultural ethnic and religious rights The first section on the nature of groups examines some of the perplexing alternatives in the formulation of a theory of group rights These articles investigate the kinds of rights minorities might claim and ask when groups can be held responsible for the acts of some of their members The second section addresses the treatment of groups in a democracy and the precarious balance between indifference toward minorities and capitulation to their demands Here the contributors examine five principles for the sensitive treatment of minority and disadvantaged groups in a democratic society A final section explores specific conflicts between subgroup and societal claims through case studies dealing with affirmative action religious practice and the education of children and the land rights of indigenous peoples By drawing on the legal and political dilemmas related to these cases the authors confront issues of core versus peripheral interests of individual member versus subgroup rights and of the possibilities for social openness raised in the preceding sections Written from varied perspectives Groups and Group Rights offers stimulating reading for both students and professionals as it takes on some of the most pressing dilemmas confronting our society

The Bill of Rights and Its Destruction by Alleged Due Process of Law Henry Wynans Jessup, 1927 Constitutionalism and Rights Gary C. Bryner, Noel B. Reynolds, 1987

Constitutionalism and Rights explores the ambivalent relationship between the American tradition of constitutionalism and the notions of rights that have emerged over the last three centuries The six essays focus systematically on selected tensions between these two fundamental strands in the American tradition of liberty and self government Discussed are ideas of rights and constitutionalism generally mechanisms and procedures necessary to assure rights in a large bureaucratic state rights as expressed in public welfare programs innovations employed by the eighteenth century Framers to achieve limited government as a means to securing fair and equal individual freedom the dependence of rights on institutional devices and the rule of law the need for public virtue balancing individual rights with self sacrifice for the common good if the American constitutional system is to survive and the dangers of individualism and individual rights posed by modern liberalism The essayists are prominent scholars representing the disciplines of political science government and law They all state their confidence in the American constitutional system but they also voice doubts about the future if problems are not redressed The editors conclude their introduction by expressing hope that this volume will clarify some important issues and help us remember essential lessons of the past as we continue in this great public conversation Constitutionalism and Rights is the first of a three volume series examining significant features of the Constitution The series inspired by the bicentennial of that great achievement consists of essays presented by scholars at three conferences on the Constitution held at Brigham Young

University in 1985 1986 and 1987 and several additional essays written especially for these volumes **Common Law and Liberal Theory** James R. Stoner, 1992 In this book James Stoner's purpose is to recover the common law basis of American constitutionalism American constitutionalism in general he argues and judicial review in particular cannot be fully understood without acknowledging their roots in both common law and liberal political theory But for the most part the common law underpinnings of constitutionalism have received short shrift

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