

CONSTITUTIONAL CONVENTIONS IN WESTMINSTER SYSTEMS

Controversies, Changes and Challenges

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Constitutional Conventions In Westminster Systems Controversies Changes And Challenges

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Constitutional Conventions in Westminster Systems Brian Galligan, Scott Brenton, 2015-08-04 Constitutional conventions precede law and make law making possible but attempting to define them is politically risky yet increasingly necessary

Constitutional Conventions Nicholas Barry, Narelle Miragliotta, Zim Nwokora, Haig Patapan, 2025-02-18 This book analyses constitutional conventions as a powerful but largely neglected framework for studying the law and politics of constitutions Constitutional conventions are the unwritten rules that inform and circumscribe the political behaviour of individuals organisations and a political system They are as important as the formal legal rules that define written constitutions and shape modern states yet unlike formal written rules conventions have received only limited scholarly attention This book considers conventions as a lens to theorise and to analyse the institutional dynamics of contemporary constitutions Interrogating constitutional conventions in a wide variety of contexts including in Westminster parliamentary systems in presidential systems and in non democratic regimes the book offers new perspectives for understanding diverse aspects of constitutional politics such as the capacity of conventions to constrain populists how conventions influence constitutional transformation how they reflect and reshape core democratic values such as citizenship and constitutional identity and what they reveal about the character of authoritarian regimes The book thus demonstrates how the dynamics of conventions shape the very character of constitutions The book will be of interest to legal theorists constitutional lawyers and political scientists

The Constitution of Western Australia Alan Fenna, Sarah Murray, 2023-06-16 This book provides the first comprehensive introduction to and enquiry into the rules of Western Australia's WA system of government The WA Constitution is not well known or understood or even easy to identify and this book provides an essential guide It brings academic expertise and careful scholarship to the exploration of sometimes complex constitutional issues in a way that will be invaluable for those with specialist interest in constitutional law and government while also being engaging and accessible for a wider audience In doing so it combines authorial expertise from constitutional law and political science something essential to a well rounded understanding of the simultaneously legal and political nature of a Constitution

Westminster and the World W. Elliot Bulmer, 2020-10-23 Constitutional scholar Elliot Bulmer considers what Britain might learn from Westminster derived constitutions around the world Exploring the principles of Westminster Model constitutions and their impact on democracy human rights and good government this book builds to a bold re imagining of the United Kingdom's future written framework

Parliament's Secret War Veronika Fikfak, Hayley J Hooper, 2018-02-22 The invasion of Iraq in 2003 and the Coalition Government's failure to win parliamentary approval for armed intervention in Syria in 2013 mark a period of increased scrutiny of the process by which the UK engages in armed conflict For much of the media and civil society there now exists a constitutional convention which mandates that the Government consults Parliament before commencing hostilities This is celebrated as representing a redistribution of power from the executive towards a more

legitimate democratic institution This book offers a critical inquiry into Parliament's role in the war prerogative since the beginning of the twentieth century evaluating whether the UK's decisions to engage in conflict meet the recognised standards of good governance accountability transparency and participation The analysis reveals a number of persistent problems in the decision making process including Parliament's lack of access to relevant information government legalisation of parliamentary debates which frustrates broader discussions of political legitimacy and the skewing of debates via the partial public disclosure of information based upon secret intelligence The book offers solutions to these problems to reinvigorate parliamentary discourse and to address government withholding of classified information It is essential reading for anyone interested in war powers the relationship between international law and domestic politics and the role of the Westminster Parliament in questions of national security

The Oxford Handbook of the Australian Constitution

Cheryl Saunders, Adrienne Stone, 2018 Providing an interdisciplinary overview of Australian constitutional law and practice this Handbook situates the development of the constitutional system in its proper context It also examines recurrent themes and tensions in Australian constitutional law and points the way for future developments

Power Beyond Constitutions

Miloš Brunclík, Michal Kubát, Attila Vincze, Miluše Kindlová, Marek Antoš, Filip Horák, Lukáš Hájek, 2023-07-12 This research monograph examines presidential constitutional conventions and the role they play in the political systems of four Central European countries the Czech Republic Slovakia Hungary and Poland As primarily unwritten rules of constitutional practice constitutional conventions represent political arrangements and as such are political in origin Not only this constitutional conventions in general and presidential constitutional conventions in particular have significant political implications They shape both the everyday operation and character of regimes Central Europe represents a particularly useful example on which this role of constitutional conventions can be studied and assessed

Courts and Democracies in Asia Po Jen Yap, 2017-09-28 What is the relationship between the strength of a country's democracy and the ability of its courts to address deficiencies in the electoral process Drawing a distinction between democracies that can be characterised as dominant party for example Singapore Malaysia and Hong Kong dynamic for example India South Korea and Taiwan and fragile for example Thailand Pakistan and Bangladesh this book explores how democracy sustains and is sustained by the exercise of judicial power In dominant party systems courts can only pursue dialogic pathways to constrain the government's authoritarian tendencies On the other hand in dynamic democracies courts can more successfully innovate and make systemic changes to the electoral system Finally in fragile democracies where a country regularly oscillates between martial law and civilian rule their courts tend to consistently overreach and this often facilitates or precipitates a hostile take over by the armed forces and lead to the demise of the rule of law

, Australian Politics in the Twenty-First Century Stewart Jackson, Joff Lelliott, Shannon Brincat, Josephine Bourne, Nick Economou, 2022-09-02 The global political environment in the twenty first century is proving dynamic and challenging for Australian policymakers and political institutions Australian

Politics in the Twenty first Century contextualises the Australian political landscape through an institutional lens It examines the legislative and judicial bodies minor parties lobby groups the media and the citizenry providing historical and contemporary facts explaining political issues and examining new challenges The second edition has been updated to reflect the application of political theories in today s civic environment New spotlight boxes highlight issues including marriage equality COVID 19 and federalism the inclusion of First Nations peoples in the political system and gender equality in public policy Short answer reflection research and discussion questions encourage students to test and extend their knowledge of each topic and to clearly link theory to practice Written in an accessible and engaging style Australian Politics in the Twenty First Century is an invaluable introduction to the Australian political system

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