

Hate Speech, Pornography, and the Radical Attack on Free Speech Doctrine

**James
Weinstein**

Hate Speech Pornography And Radical Attacks On Free Speech Doctrine

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Hate Speech Pornography And Radical Attacks On Free Speech Doctrine:

Hate Speech, Pornography, And Radical Attacks On Free Speech Doctrine James Weinstein, 2018-10-08 This book devoted to acquainting reader with the basics of American free speech doctrine presents a description of the radical attack on modern free speech doctrine It discusses whether banning this speech would be a remedy for the harms hate speech and pornography are said to cause

Hate Speech and Freedom of Speech in Australia Katharine Gelber, Adrienne Sarah Ackary Stone, 2007 Hate speech laws have existed in various forms in Australia for well over a decade Unlike other countries such as the United States and Canada they have not faced constitutional hurdles to their existence The general acceptance of hate speech laws in Australia opens intellectual space for the exploration of a range of interesting questions regarding the laws operation the underlying values they pursue and the context within which hate speech is occurring How should the regulation of hate speech be balanced against Australia's political and cultural commitment to freedom of speech Who are the hate speakers and how does their speech manifest What types of hate speech are targeted by existing laws How are these laws enforced How can the laws be changed to improve governments response to hate speech How does the emergence of bills of rights affect the regulation of hate speech Drawing on a broad range of academic and practical experts this book addresses these questions The essays in first part of this book outline the landscape within which hate speech regulation occurs They include consideration of the legal policy and historical context for vilification the ways in which the language of hatred is changing and a new look at the longstanding debate about the tension between freedom of speech and hate speech as a conflict between liberty and equality In part two the book considers the practice of hate speech regulation in a variety of Australian institutions and includes practical perspectives from the legal profession In the final part the essays consider hate speech regulation within a broader human rights framework taking into account the emergence of bills of rights in Australian states

Hate Speech Frontiers Alexander Brown, Adriana Sinclair, 2023-11-09 No serious attempt to answer the question What is hate speech would be complete without an exploration of the outer limits of the concept's This book critically examines both the ordinary and legal concepts of hate speech contrasting social media platform content policies with national and international laws It also explores a range of controversial grey area examples of hate speech Part I focuses on the ordinary concept and looks at hybrid attacks selective attacks reverse attacks righteous attacks indirect attacks identity attacks existential denials identity denials identity miscategorisations and identity appropriations Part II concentrates on the legal concept It considers how to distinguish between hate speech and hate crime and examines the precarious position of denialism laws in national and international law Together the authors draw on conceptual analysis doctrinal analysis linguistic analysis critical analysis and diachronic analysis to map the new frontiers of the concepts of hate speech

The Politics of Hate Speech Laws Alexander Brown, Adriana Sinclair, 2019-09-18 This book examines the complex relationship between politics and hate speech laws domestic and international How do political contexts shape understandings of what

hate speech is and how to deal with it Why do particular states enact hate speech laws and then apply extend or reform them in the ways they do What part does hate speech play in international affairs Why do some but not all states negotiate agree and ratify international hate speech frameworks or instruments What are some of the best and worst political arguments for and against hate speech laws Do political figures have special moral duties to refrain from hate speech Should the use of hate speech by political figures be protected by parliamentary privilege Should this sort of hyperpolitical hate speech be subject to the laws of the land civil and criminal Or should it instead be handled by parliamentary codes of conduct and procedures or even by political parties themselves What should the codes of conduct look like Brown and Sinclair answer these important and overlooked questions on the politics of hate speech laws providing a substantial body of new evidence insights arguments theories and practical recommendations The primary focus is on the UK and the US but several other country contexts are also explored and compared in detail including Nigeria Kenya South Africa India China Japan Turkey Germany Hungary and Italy Methodologically the two authors draw on approaches and concepts from a range of academic disciplines including law and legal theory political theory applied ethics political science and sociology international relations theory and international law

The Content and Context of Hate Speech Michael Herz, Peter Molnar, 2012-04-09 This volume considers whether it is possible to establish carefully tailored hate speech policies that recognize the histories and values of different countries

Hate Speech Law Alex Brown, 2015-03-05 Hate speech law can be found throughout the world But it is also the subject of numerous principled arguments both for and against These principles invoke a host of morally relevant features e g liberty health autonomy security non subordination the absence of oppression human dignity the discovery of truth the acquisition of knowledge self realization human excellence civic dignity cultural diversity and choice recognition of cultural identity intercultural dialogue participation in democratic self government being subject only to legitimate rule and practical considerations e g efficacy the least restrictive alternative chilling effects The book develops and then critically examines these various principled arguments It also attempts to de homogenize hate speech law into different clusters of laws regulations codes that constrain uses of hate speech so as to facilitate a more nuanced examination of the principled arguments Finally it argues that it is morally fitting for judicial and legislative judgments about the overall warrant of hate speech law to reflect principled compromise Principled compromise is characterized not merely by compromise over matters of principled concern but also by compromise which is itself governed by ideals of moral duty or civic virtue e g reciprocity equality and mutual respect The Open Access version of this book available at <https://doi.org/10.4324/9781315714899> has been made available under a Creative Commons Attribution Non Commercial No Derivatives 4.0 license

Hate Speech and Democratic Citizenship Eric Heinze, 2016-02-05 Most modern democracies punish hate speech Less freedom for some they claim guarantees greater freedom for others Heinze rejects that approach arguing that democracies have better ways of combatting violence and discrimination against vulnerable groups without having to censor speakers Critiquing dominant

free speech theories Heinze explains that free expression must be safeguarded not just as an individual right but as an essential attribute of democratic citizenship The book challenges contemporary state regulation of public discourse by promoting a stronger theory of what democracy is and what it demands Examining US European and international approaches Heinze offers a new vision of free speech within Western democracies

Extremism, Free Speech and Counter-Terrorism Law and Policy Ian Cram,2019-03-27 This edited collection addresses a number of free speech vs security concerns that are engaged by counter terrorism law and policy makers across a number of liberal democracies and explores the delicate balance between free speech and the censoring of views that promote hatred or clash with fundamental democratic values It does this by looking at the perspectives and level of disagreement between those who consider today s counter terrorism and extremism strategies to be a soft and liberal approach and those who believe these strategies disproportionately impact freedom of expression and association and non violent political dissent The contributors include academics practicing lawyers and think tank analysts who examine whether universities and schools incubators of violent radicalism and debate and whether the views of extremist speakers and hate preachers need to be censored Outside the UK critical discussion of the regulation of counter terrorism extremism and free speech in other liberal democracies is also offered This book will be of great interest to researchers and practitioners with interests in extremism terrorism civil rights and freedom of speech

Extreme Speech and Democracy Ivan Hare,James Weinstein,2010-11-18 A commitment to free speech is a fundamental precept of all liberal democracies However democracies can differ significantly when addressing the constitutionality of laws regulating certain kinds of speech In the United States for instance the commitment to free speech under the First Amendment has been held by the Supreme Court to protect the public expression of the most noxious racist ideology and hence to render unconstitutional even narrow restrictions on hate speech In contrast governments have been accorded considerable leeway to restrict racist and other extreme expression in almost every other democracy including Canada the United Kingdom and other European countries This book considers the legal responses of various liberal democracies towards hate speech and other forms of extreme expression and examines the following questions What accounts for the marked differences in attitude towards the constitutionality of hate speech regulation Does hate speech regulation violate the core free speech principle constitutive of democracy Has the traditional US position on extreme expression justifiably not found favour elsewhere Do values such as the commitment to equality or dignity legitimately override the right to free speech in some circumstances With contributions from experts in a range of disciplines this book offers an in depth examination of the tensions that arise between democracy s promises

Online Political Hate Speech in Europe Giovanni Ziccardi,2020-08-28 Thought provoking and timely this book addresses the increasingly widespread issue of online political hatred in Europe Taking an interdisciplinary approach it examines both the contributions of new technologies in particular social networks to the rise of this phenomenon and the legal and political contexts in which it is

taking place Giovanni Ziccardi also evaluates possible remedies for the situation including both legal and technological solutions and outlines the potential for a unified European framework to counter the spread of hatred online *Defamation, Libel Tourism and the SPEECH Act of 2010* , *Speech and Harm* Ishani Maitra, Mary Kate McGowan, 2012-05-31 Most liberal societies are deeply committed to a principle of free speech At the same time however there is evidence that some kinds of speech are harmful in ways that are detrimental to important liberal values such as social equality Might a genuine commitment to free speech require that we legally permit speech even when it is harmful and even when doing so is in conflict with our commitment to values like equality Even if such speech is to be legally permitted does our commitment to free speech allow us to provide material and institutional support to those who would contest such harmful speech And finally and perhaps most importantly which kinds of speech are harmful in ways that merit response either in the form of legal regulation or in some other form This collection explores these and related questions Drawing on expertise in philosophy sociology political science feminist theory and legal theory the contributors to this book investigate these themes and questions By exploring various categories of speech including pornography hate speech Holocaust denial literature Whites Only signs and attending to the precise functioning of speech the essays contained here shed light on these questions by clarifying the relationship between speech and harm Understanding how speech functions can help us work out which kinds of speech are harmful what those harms are and how the speech in question brings them about All of these issues are crucially important when it comes to deciding what ought to be done about allegedly harmful speech **Speech Matters** Katharine Gelber, 2011 Why are Australians getting free speech Wrong Australia is the land of the Fair Go But does this extend to giving everyone the right to speak freely about politics While most Australians take this vital freedom for granted in *Speech Matters* political analyst Katharine Gelber shows why many of Australia's laws and policies are actually damaging our democratic ideals A council officer shuts down a Sydney art exhibition that challenges the basis for the Iraq war big day out organisers are attacked for asking attendees not to wear the Australian flag after the Cronulla riots Gelber investigates a wide range of political expression to discover what value Australians place on free speech from the national flag hate speech and anti terrorism laws to protest campaigns against corporate actions and provocative art Gelber considers the rules that regulate our speech and actions alongside the views of everyday Australians on these issues What Gelber finds is a political culture that is failing free speech In Australia powerful companies can silence dissent and even peaceful protest can be difficult to carry out Filled with controversial examples to fuel the debate *Speech Matters* challenges Australians to rethink freedom of speech It's time to give everyone a voice in running the country Publisher's website **The Scope of Tolerance** Raphael Cohen-Almagor, 2006 This is an interdisciplinary study concerned with the limits of tolerance the democratic catch and the costs of freedom of expression **Special Bibliography Series** , 1957 **Unity and Diversity in America** Frances Scott, 1999 This is the 95th issue of the US Air Force Academy Libraries Special Bibliographic Series Created by Ms

Frances K Scott Political Sciences Bibliographer and Reference Librarian this issue of the Series was developed to support the 42nd annual Academy Assembly to be held 15-18 February 2000 The Assembly sponsored by the Department of Political Science brings more than 150 delegates from more than 100 colleges and universities to discuss and to debate a contemporary issue This year's theme is Unity and Diversity in America Tradition and Change in the 20th Century

Special Bibliography Series United States Air Force Academy. Library, 1999 **Unity and Diversity in America** Frances K. Scott, 1999 Research Anthology on Combating Cyber-Aggression and Online Negativity Management Association, Information Resources, 2022-03-04 The advent of the internet and social media were landmarks in furthering communication technologies Through social media websites families friends and communities could connect in a way never seen Though these websites are helpful tools in facilitating positive interaction they have also allowed users to verbally attack and bully each other with no fear of repercussion Moreover online predators will often use these tools to harass stalk and in some cases even lure their victims Particularly rampant among adolescents these harmful actions must be mitigated in order to safeguard the mental health and physical safety of users The Research Anthology on Combating Cyber Aggression and Online Negativity discusses the research behind cyber aggression and cyber bullying as well as methods to predict and prevent online negativity It presents policy technological and human intervention practices against cyber aggression Covering topics such as media literacy demographic variables and workplace cyberbullying this major reference work is a critical resource for students and educators of higher education libraries social media administrators government organizations K-12 teachers computer scientists sociologists psychologists human resource managers researchers and academicians **Scholars, Missionaries, and Counter-Imperialists** Andrew C. Holman, Brian Payne, 2022-03-13 For more than half a century the field of Canadian Studies has attracted North American scholars of the highest caliber to examine Canada its distinctive social makeup its fascinating colonial and postcolonial history its intriguing literature its political structure and its changing place in the world Scholars Missionaries and Counter Imperialists The American Review of Canadian Studies 1971-2021 traces the birth and growth of that field by reproducing 15 exemplary articles published in the pages of that journal from its establishment until the present day For five decades the American Review of Canadian Studies ARCS acted as a bellwether for the field revealing its strengths projecting new directions and inquiries and reflecting the changing topics and methods that scholars used to study Canada This book captures the history of that field in one robust volume Carefully selected by the co editors of ARCS the chapters in this edited volume are prefaced by an introductory essay that assesses the accomplishments of the field and brief chapter introductions that place them into context

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