

Judging Policy

Courts and Policy Reform
in Democratic Brazil

MATTHEW M. TAYLOR

Judging Policy Courts And Policy Reform In Democratic Brazil

**Rachel Sieder, Karina
Ansolabehere, Tatiana Alfonso**



Judging Policy Courts And Policy Reform In Democratic Brazil:

Judging Policy Matthew M. Taylor, 2008-02-26 Courts like other government institutions shape public policy But how are courts drawn into the policy process and how are patterns of policy debate shaped by the institutional structure of the courts Drawing on the experience of the Brazilian federal courts since the transition to democracy Judging Policy examines the judiciary's role in public policy debates During a period of energetic policy reform the high salience of many policies combined with the conducive institutional structure of the judiciary ensured that Brazilian courts would become an important institution at the heart of the policy process The Brazilian case thus challenges the notion that Latin America's courts have been uniformly pliant or ineffectual with little impact on politics and policy outcomes Judging Policy also inserts the judiciary into the scholarly debate regarding the extent of presidential control of the policy process in Latin America's largest nation By analyzing the full Brazilian federal court system including not only the high court but also trial and appellate courts the book develops a framework with cross national implications for understanding how courts may influence policy actors political strategies and the distribution of power within political systems

High Courts and Economic Governance in Argentina and Brazil Diana Kapiszewski, 2012-09-24 This study analyzes how elected leaders and high courts in Argentina and Brazil interact over economic governance

Introducing Comparative Politics Stephen Orvis, Carol Ann Drogus, 2020-01-07 The graphics in the book are extremely reader friendly The language is clear and easy for students to follow Instructor resources are quite helpful and a key part of my decision making Overall this is the best comparative politics text for undergrads that I have found It covers all the important topics in the field and presents them in a way that is accessible to students Laura N Bell West Texas A M University Organized thematically around important questions in comparative politics who rules what explains political behavior where and why *Introducing Comparative Politics* Fifth Edition integrates a set of extended case studies of 11 countries that vividly illustrate issues in cross national context Serving as touchstones the cases are placed within the chapters where they make the most sense not separated from the theory or in a separate volume helping students make connections between the two earlier in the semester The book's hybrid organization gives students a more holistic view of comparative politics A Complete Teaching Learning Package LMS Cartridge formally known as SAGE Coursepacks Import this title's instructor resources into your school's learning management system LMS and save time Don't use an LMS You can still access all of the same online resources for this title via the password protected Instructor Resource Site SAGE Edge FREE online resources for students that make learning easier SAGE course outcomes Measure Results Track Success Outlined in your text and mapped to chapter learning objectives SAGE course outcomes are crafted with specific course outcomes in mind and vetted by advisors in the field See how SAGE course outcomes tie in with this book's chapter level objectives

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question of how and when people can influence economic outcomes has received little attention in the study of social movements Based on in depth ethnographic field research since 2003 in the industrial forestry expansion frontiers in Brazil and elsewhere in the global South this book presents a novel theory to explain how the interaction between resistance companies and the state determines investment outcomes The promotion of contentious agency by organizing and politicizing campaigning protesting networking and engaging in state and corporate remediated politics whilst maintaining autonomy is central to explaining how impacted people influence resource flows and block or slow projects they deem harmful to their livelihoods and the environment The conflicts between globalizing paper and pulp corporations and the landless peasants indigenous communities and other parties with alternative projects for the planet s future are studied to illustrate how a great transformation can be built upon progressive counter movements This systematic comparison of several cases illustrates the broader principles and problems endemic to the global political economy Contentious Agency and Natural Resource Politics will be of strong interest to students and scholars of international relations international political economy environmental studies environmental politics sociology and social movement studies Constitutional Change and Transformation in Latin America Richard Albert,Carlos Bernal,Juliano Zaiden Benvindo,2019-07-25 Over the past 30 years Latin America has lived through an intense period of constitutional change Some reforms have been limited in their design and impact while others have been far reaching transformations to basic structural features and fundamental rights Scholars interested in the law and politics of constitutional change in Latin America are turning increasingly to comparative methodologies to expose the nature and scope of these changes to uncover the motivations of political actors to theorise how better to execute the procedures of constitutional reform and to assess whether there should be any limitations on the power of constitutional amendment In this collection leading and emerging voices in Latin American constitutionalism explore the complexity of the vast topography of constitutional developments experiments and perspectives in the region This volume offers a deep understanding of modern constitutional change in Latin America and evaluates its implications for constitutionalism democracy human rights and the rule of law **Cultures of Legality** Javier Couso,Alexandra Huneus,Rachel Sieder,2010-04-30 Ideas about law are undergoing dramatic change in Latin America The consolidation of democracy as the predominant form of government and the proliferation of transnational legal instruments have ushered in an era of new legal conceptions and practices Law has become a core focus of political movements and policy making This volume explores the changing legal ideas and practices that accompany cause and are a consequence of the judicialization of politics in Latin America It is the product of a three year international research effort sponsored by the Law and Society Association the Latin American Studies Association and the Ford Foundation that gathered leading and emerging scholars of Latin American courts from across disciplines and across continents **Routledge Handbook of Brazilian Politics** Barry Ames,2018-10-25 With contributions from leading international scholars this Handbook offers the most rigorous and up to

date analyses of virtually every aspect of Brazilian politics including inequality environmental politics foreign policy economic policy making social policy and human rights The Handbook is divided into three major sections Part 1 focuses on mass behavior while Part 2 moves to representation and Part 3 treats political economy and policy The Handbook proffers five chapters on mass politics focusing on corruption participation gender race and religion three chapters on civil society assessing social movements grass roots participation and lobbying seven chapters focusing on money and campaigns federalism retrospective voting partisanship ideology the political right and negative partisanship five chapters on coalitional presidentialism participatory institutions judicial politics and the political character of the bureaucracy and eight chapters on inequality the environment foreign policy economic and industrial policy social programs and human rights This Handbook is an essential resource for students researchers and all those looking to understand contemporary Brazilian politics

Routledge Handbook of Law and Society in Latin America Rachel Sieder, Karina Ansolabehere, Tatiana Alfonso, 2019-05-20 An understanding of law and its efficacy in Latin America demands concepts distinct from the hegemonic notions of rule of law which have dominated debates on law politics and society and that recognize the diversity of situations and contexts characterizing the region The Routledge Handbook of Law and Society in Latin America presents cutting edge analysis of the central theoretical and applied areas of enquiry in socio legal studies in the region by leading figures in the study of law and society from Latin America North America and Europe Contributors argue that scholarship about Latin America has made vital contributions to longstanding and emerging theoretical and methodological debates on the relationship between law and society Key topics examined include The gap between law on the books and law in action The implications of legal pluralism and legal globalization The legacies of experiences of transitional justice Emerging forms of socio legal and political mobilization Debates concerning the relationship between the legal and the illegal The Routledge Handbook of Law and Society in Latin America sets out new research agendas for cross disciplinary socio legal studies and will be of interest to those studying law sociology of law comparative Latin American politics legal anthropology and development studies

American Judicial Power Michael Buenger, Paul J. De Muniz, 2015-11-27 American Judicial Power The State Court Perspective is a welcome addition to the breadth of studies on the American legal system and provides an accessible and highly illuminating overview of the state courts and their functions The study of America s courts is overwhelmingly skewed toward the federal government and therefore often overlooks state courts and their importance Michael Buenger and Paul De Muniz fill this gap in the study of American constitutionalism as they examine the wide and distinctive powers these courts exercise and their role in administering the bulk of the nation s justice system This groundbreaking work covers many critical topics pertaining to the state courts including a comparison of the role of state and federal courts the history of America s state courts the judicial selection processes utilized in the states the unique roles assigned to state courts and the varying structure of those courts the relationship between state judicial power and state

legislative power and the opportunities and challenges that are and will be facing the state courts With an insightful foreword from Sanford Levinson this revolutionary book will be of interest to students educators and researchers in the fields of law political science and government Constitutional law experts will also benefit from an analysis of the state courts and their powers **Research Handbook on Law and Courts** Susan M. Sterett, Lee Demetrius Walker, 2019 The Research Handbook on Law and Courts provides a systematic analysis of new work on courts as governing institutions Authors consider how courts have taken on regulating fundamental categories of inclusion and exclusion including citizenship rights Courts centrality to governance is addressed in sections on judicial processes sub national courts and political accountability all analyzed in multiple legal political systems Other chapters turn to analyzing the worldwide push for diversity in staffing courts Finally the digitization of records changes both court processes and studying courts Authors included in the Handbook discuss theoretical empirical and methodological approaches to studying courts as governing institutions They also identify promising areas of future research

Corruption and Democracy in Latin America Charles H. Blake, Stephen D. Morris, 2009-07-19 Corruption has blurred and in some cases blinded the vision of democracy in many Latin American nations Weakened institutions and policies have facilitated the rise of corrupt leadership election fraud bribery and clientelism Corruption and Democracy in Latin America presents a groundbreaking national and regional study that provides policy analysis and prescription through a wide ranging methodological empirical and theoretical survey The contributors offer analysis of key topics including factors that differentiate Latin American corruption from that of other regions the relationship of public policy to corruption in regional perspective patterns and types of corruption public opinion and its impact and corruption s critical links to democracy and governance Additional chapters present case studies on specific instances of corruption diverted funds from a social program in Peru Chilean citizens attitudes toward corruption the effects of interparty competition on vote buying in local Brazilian elections and the determinants of state level corruption in Mexico under Vicente Fox The volume concludes with a comparison of the lessons drawn from these essays to the evolution of anticorruption policy in Latin America over the past two decades It also applies these lessons to the broader study of corruption globally to provide a framework for future research in this crucial area New Order and Progress Ben Ross Schneider, 2016-02-12 New Order and Progress offers an extensive examination of the political economy of Brazil The distinctive perspective of the 11 chapters is historical comparative and theoretical Some of the major topics covered include inequality the new middle class state capitalism the resource curse protest movements and the frayed social contract

Institutions on the Edge Gretchen Helmke, 2017-01-30 Why does institutional instability pervade the developing world Examining contemporary Latin America Institutions on the Edge develops and tests a novel argument to explain why institutional crises emerge spread and repeat in some countries but not in others The book draws on formal bargaining theories developed in the conflict literature to offer the first unified micro level account of inter branch crises In so doing

Helmke shows that concentrating power in the executive branch not only fuels presidential crises under divided government but also triggers broader constitutional crises that cascade on to the legislature and the judiciary Along the way Helmke highlights the importance of public opinion and mass protests and elucidates the conditions under which divided government matters for institutional instability The Making of Law William Suarez-Potts, 2012-09-26 Despite Porfirio Díaz's authoritarian rule 1877-1911 and the fifteen years of violent conflict typifying much of Mexican politics after 1917 law and judicial decision making were important for the country's political and economic organization Influenced by French theories of jurisprudence in addition to domestic events progressive Mexican legal thinkers concluded that the liberal view of law as existing primarily to guarantee the rights of individuals and of private property was inadequate for solving the social question the aim of the legal regime should instead be one of harmoniously regulating relations between interdependent groups of social actors This book argues that the federal judiciary's adjudication of labor disputes and its elaboration of new legal principles played a significant part in the evolution of Mexican labor law and the nation's political and social compact Indeed this conclusion might seem paradoxical in a country with a civil law tradition weak judiciary authoritarian government and endemic corruption Suarez Potts shows how and why judge made law mattered and why contemporaries paid close attention to the rulings of Supreme Court justices in labor cases as the nation's system of industrial relations was established

Routledge Handbook of Latin American Politics Peter Kingstone, Deborah J. Yashar, 2013-03-05 Latin America has been one of the critical areas in the study of comparative politics The region's experiments with installing and deepening democracy and promoting alternative modes of economic development have generated intriguing and enduring empirical puzzles In turn Latin America's challenges continue to spawn original and vital work on central questions in comparative politics about the origins of democracy about the relationship between state and society about the nature of citizenship about the balance between state and market The richness and diversity of the study of Latin American politics makes it hard to stay abreast of the developments in the many sub literatures of the field The Routledge Handbook of Latin American Politics offers an intellectually rigorous overview of the state of the field and a thoughtful guide to the direction of future scholarship Kingstone and Yashar bring together the leading figures in the study of Latin America to present extensive empirical coverage new original research and a cutting edge examination of the central areas of inquiry in the region **Latin America** Jan Knippers Black, 2018-04-17 Now in a fifth edition Latin America has been updated to reflect the region's growing optimism as economies stabilize trade diversifies and political systems become more participatory This multidisciplinary survey of Latin American history politics and society features invited contributions from authorities in a variety of fields New sections address current events including deforestation in Costa Rica and Brazil emerging social movements Ecuador's new constitution and Obama's stated objectives to repair U S relations with the region In addition key topics such as women and Latin American politics socialist governments and anti American sentiment Argentina's

deteriorating economy and Colombia's struggle with military and narcotics issues receive expanded and revitalized treatment. Other updated material covers outcomes of recent elections in Bolivia, Brazil, and Nicaragua among others. Through a hybrid thematic and regional organization, this text provides an essential foundation for introductory courses on Latin America.

Justice Reform and Development Linn A. Hammergren, 2014-04-29 This book explores the objectives pursued in donor programs, the methods used to advance them, and the underlying assumptions and strategies. It emphasizes the unexpected and sometimes unpleasant consequences of ignoring not only political and societal constraints but also advances in our technical approaches to performance improvement, the one area where the First World has a comparative advantage. The geographic scope of the work is broad, incorporating examples from Eastern and Central Europe, Latin America, Africa, and the Asia Pacific region, as well as from several First World nations. *Justice Reform and Development* examines First World assistance to justice or rule of law reforms in developing and transitional societies, arguing that its purported failure is vastly exaggerated, largely because of unrealistic expectations as to what could be accomplished. Change nonetheless is needed if the programs are to continue and would be best based on targeting specific performance problems, incorporation of donor countries' experience with their own reforms, and greater attention to relevant research. While contributing to an ongoing debate among practitioners and academics involved in justice programs, this book will also be accessible to readers with little exposure to the topics, especially advanced undergraduate and graduate students in law, political science, and area studies.

Democracy, Electoral Systems, and Judicial Empowerment in Developing Countries Vineeta Yadav, Bumba Mukherjee, 2014-03-20 An independent judiciary is considered an indication of a developing nation's level of democracy.

Research Handbook on Judicial Politics Michael P. Fix, Matthew D. Montgomery, 2024-09-06 This timely *Research Handbook* offers a comprehensive examination of judicial politics both in the US and across the globe. Taking a broad view of the judiciary in all levels of the court, it examines the present state of the field and raises new questions for future scholarly exploration.

Courts and Power in Latin America and Africa B. Wilson, S. Gloppen, R. Gargarella, Morten Kinander, E. Skaar, 2016-04-30 Why do courts hold political power holders accountable in some democratic and democratizing countries but not in others? And why do some courts remain very timid while others, under seemingly similar circumstances, become hyperactive? This is a valuable contribution to the ongoing debate over the issue of democratic accountability.

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