

SUING GOVERN- MENT

**CITIZEN REMEDIES
FOR OFFICIAL WRONGS**

PETER H. SCHUCK

Suing Government Citizen Remedies For Official Wrongs

Daniel F McAuley



Suing Government Citizen Remedies For Official Wrongs:

Suing Government Peter H. Schuck, 1983-01-01 Handbook of Citizenship Studies Engin F Isin, Bryan S Turner, 2002

The contributions of Woodiwiss Lister and Sassen are outstanding but not unrepresentative of the many merits of this excellent collection. The British Journal of Sociology. From women's rights, civil rights and sexual rights for gays and lesbians to disability rights and language rights we have experienced in the past few decades a major trend in Western nation states towards new claims for inclusion. This trend has echoed around the world from the Zapatistas to Chechen and Kurdish nationalists. Social and political movements are framing their struggles in the languages of rights and recognition and hence of citizenship. Citizenship has thus become an increasingly important axis in the social sciences. Social scientists have been rethinking the role of political agent or subject. Not only are the rights and obligations of citizens being redefined but also what it means to be a citizen has become an issue of central concern. As the process of globalization produces multiple diasporas we can expect increasingly complex relationships between homeland and host societies that will make the traditional idea of national citizenship problematic. As societies are forced to manage cultural difference and associated tensions and conflict there will be changes in the processes by which states allocate citizenship and a differentiation of the category of citizen. This book constitutes the most authoritative and comprehensive guide to the terrain. Drawing on a wealth of interdisciplinary knowledge and including some of the leading commentators of the day it is an essential guide to understanding modern citizenship. About the editors: Engin F Isin is Associate Professor of Social Science at York University. His recent works include *Being Political: Genealogies of Citizenship* (Minnesota, 2002) and with P K Wood *Citizenship and Identity* (Sage, 1999). He is the Managing Editor of *Citizenship Studies*. Bryan S Turner is Professor of Sociology at the University of Cambridge. He has written widely on the sociology of citizenship in *Citizenship and Capitalism* (Unwin Hyman, 1986) and *Citizenship and Social Theory* (Sage, 1993). He is also the author of *The Body and Society* (Sage, 1996) and *Classical Sociology* (Sage, 1999) and has been editor of *Citizenship Studies* since 1997. *Remedies for Human Rights Violations* Kent Roach, 2021-04-08. Justifies a two track approach that includes individual and systemic remedies in both domestic and international human rights law. Litigating Socio-economic Rights in South Africa Christopher Mbazira, 2009. Litigating Socio Economic Rights in South Africa: A choice between corrective and distributive justice by Christopher Mbazira. 2009. ISBN 978 0 9814124 7 4. Pages viii + 273. Print version Available. Electronic version Free PDF available. **A Vision for a New IRS** National Commission on Restructuring the Internal Revenue Service (U.S.), 1997. **Remedies in International Human Rights Law** Dinah Shelton, 2000. This is the first comprehensive treatment of the topic of remedies for human rights violations and reviews the jurisprudence of international tribunals on these violations. It also provides a theoretical framework and a practical guide for lawyers, judges and academics interested in human rights law. **Making Policy, Making Law** Mark Carlton Miller, Jeb Barnes, 2004. This volume proposes a new way of understanding the policymaking

process in the United States by examining the complex interactions among the three branches of government executive legislative and judicial Collectively across the chapters a central theme emerges that the U S Constitution has created a policymaking process characterized by ongoing interaction among competing institutions with overlapping responsibilities and different constituencies one in which no branch plays a single static part At different times and under various conditions all governing institutions have a distinct role in making policy as well as in enforcing and legitimizing it This concept overthrows the classic theories of the separation of powers and of policymaking and implementation specifically the principal agent theory in which Congress and the presidency are the principals who create laws and the bureaucracy and the courts are the agents who implement the laws if they are constitutional The book opens by introducing the concept of adversarial legalism which proposes that the American mindset of frequent legal challenges to legislation by political opponents and special interests creates a policymaking process different from and more complicated than other parliamentary democracies The chapters then examine in depth the dynamics among the branches primarily at the national level but also considering state and local policymaking Originally conceived of as a textbook because no book exists that looks at the interplay of all three branches it should also have significant impact on scholarship about national lawmaking national politics and constitutional law Intro conclusion and Dodd s review all give good summaries

Violence And Police Culture Tony Coady, Steven James, 2013-05-24 Violence and policing are inevitably associated Criminals use violence not only against innocent members of the public but also against the police themselves For our own protection and theirs we have given police a licence to use force sometimes with lethal consequences But the exercise of this licence is fraught with risk to the community The disturbing record of police shootings in Victoria and irresponsible police violence elsewhere in recent years vividly illustrate this risk The public outcry against such events is understandable To find a solution we need to analyse the contexts and the cultural background of the use of police violence and to think hard about its causes and proper limits In *Violence and Police Culture* eminent contributors offer valuable insights and experience to the growing debate While Australian in origin and emphasis the book addresses a public issue that resonates as far afield as London New York Tokyo and Belfast *Violence and Police Culture* argues that there are features of police culture which foster abuse of the right to use violence The book makes positive suggestions about institutional changes that might alleviate the problems bedevilling what the philosopher Thomas Hobbes called the right of the sword

Manitoba Law Journal: Criminal Law Edition (Robson Crim) 2020 Volume 43(3) , Robson Crim is housed in Robson Hall one of Canada s oldest law schools Robson Crim has transformed into a Canada wide research hub in criminal law with blog contributions from coast to coast and from outside of this nation s borders With over 30 academic peer collaborators at Canada s top law schools Robson Crim is bringing leading criminal law research and writing to the reader We also annually publish a special edition criminal law volume of the *Manitoba Law Journal* providing a chance for authors to enter the peer reviewed fray The Journal has ranked in the top 0.1 percent on

Academia.edu and is widely used. This issue has articles from a variety of contributing authors. **Justifying Strict Liability**
Marco Cappelletti, 2022-05-23. The imposition of strict liability in tort law is controversial and its theoretical foundations are the object of vigorous debate. Why do or should we impose strict liability on employers for the torts committed by their employees or on a person for the harm caused by their children, animals, activities or things? In responding to this type of questions, legal actors rely on a wide variety of justifications. *Justifying Strict Liability* explores, in a comparative perspective, the most significant arguments that are put forward to justify the imposition of strict liability in four legal systems: two common law (England and the United States) and two civil law (France and Italy). These justifications include risk, accident avoidance, the deep pockets argument, loss spreading, victim protection, reduction in administrative costs, and individual responsibility. By looking at how these arguments are used across the four legal systems, this book considers a variety of patterns which characterise the reasoning on strict liability. The book also assesses the justificatory weight of the arguments, showing that these can assume varying significance in the four jurisdictions and that such variations reflect different views as to the values and goals which inspire strict liability and tort law more generally. Overall, the book seeks to improve our understanding of strict liability, to shed light on the justifications for its imposition, and to enhance our understanding of the different tort cultures featuring in the four legal systems studied.

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