

Sistema político y aprendizaje constitucional

A 10 años de la reforma de 1994



Valentín Thury Cornejo

Sistema Politico Y Aprendizaje Constitucional

Bernardo de Irigoyen



Sistema Político Y Aprendizaje Constitucional:

The DNA of Constitutional Justice in Latin America Daniel M. Brinks, Abby Blass, 2018-04-19 Analyzes the political roots of the systems of constitutional justice in Latin America tracing their development over the last 40 years *El sistema político de Chile* Octavio Avendaño, Carlos Huneeus, 2018 A tres décadas de la realización del plebiscito del 5 de octubre de 1988 que culminara con la victoria de la opción No promovida por los opositores al régimen militar este libro ofrece un balance sobre los rasgos adoptados por el sistema político chileno configurado a partir de ese evento y que se ha venido proyectando hasta el momento actual En doce capítulos se abordan aspectos específicos de su funcionamiento tales como el carácter semisoberano de la democracia el poder adquirido por la presidencia las atribuciones del Congreso Nacional la dinámica del sistema de partidos la cultura cívica las elecciones los medios de comunicación las políticas públicas la representación de intereses el Tribunal Constitucional y el Poder Judicial

Presidencialismo. Reflexiones para el debate constitucional en Chile Christopher A. Martínez (editor), Varios autores, 2022-02-01 En octubre de 2020 Chile celebró un plebiscito en el cual se decidió comenzar un proceso de cambio constitucional inédito en la historia del país Uno de los temas que ha atraído tanto la atención intelectual como la de los medios es el del régimen político Esto es si Chile necesita reformar o deshacerse de su sistema presidencial Para entender la importancia y el alcance de los posibles cambios al régimen político se hace necesario un análisis conciso y de fácil comprensión sobre temas fundamentales asociados al presidencialismo en Chile y América Latina Fruto de un esfuerzo colectivo de académicas y académicos nacionales y extranjeros este libro discute las desventajas y potenciales problemas de funcionamiento del parlamentarismo y semipresidencialismo pone en perspectiva histórica la naturaleza del presidencialismo y la disminución del poder presidencial en Chile reanaliza la relación entre partidos políticos y presidentes en tiempos normales y excepcionales en el Chile post Pinochet y cuestiona nociones como el supuesto incontrarrestable poder del presidente en Chile denominado incorrectamente por algunos como hiperpresidencialismo Además con un enfoque comparado el libro trae una perspectiva fresca sobre la función de la vicepresidencia en el presidencialismo el uso del impeachment en los sistemas presidenciales el funcionamiento del Senado la ambición de gobernar más que de administrar que han demostrado los presidentes interinos y la reelección presidencial

Las funciones de la constitución. La perspectiva funcionalista en el Derecho Constitucional español José Fernández Alles, 2018-04-20 Es suficiente el concepto de normatividad constitucional para saber si una Constitución está cumpliendo los fines y los mandatos que fueron incorporados a su texto por el poder constituyente Como ocurriera en Italia en 1947 o en Alemania en 1949 nada más promulgarse la Constitución de 1978 el principal objetivo que asumieron las Cortes Generales el Gobierno el Tribunal Constitucional y las distintas escuelas jurídicas fue conquistar la consideración de la Constitución como norma jurídica suprema García de Enterría y como pacto fundacional de convivencia Y junto a este objetivo transformador de todos los órdenes de la comunidad política lograr por vez primera en la historia constitucional española nacida en Cádiz que esa normatividad y ese pacto fundacional

fueran perdurables En el 40 Aniversario de su aprobaci n puede asegurarse que esos esfuerzos legislativos jurisprudenciales y doctrinales han conseguido hacer realidad razonablemente la normatividad de la Constituci n de 1978 en virtud del art 9 1 CE la Constituci n ha sido aplicada tanto en el d a a d a de los rganos legislativos gubernamentales jurisdiccionales y administrativos a n con serios problemas de desgobierno judicial y administrativo Alejandro Nieto como en los procesos de mayor relevancia constitucional desde la conversi n del Estado centralista en uno de los tres Estados m s descentralizados que se conocen en Derecho Comparado hasta la integraci n supraestatal europea en virtud del art 93 CE el retorno a Europa so ado por los regeneracionistas pasando por la siempre inacabada realizaci n de la igualdad real art 9 3 CE Y sin embargo el xito que ha supuesto normalizar la normatividad constitucional la historia de un xito incompleto seg n Gabriel Cisneros convive con una indisimulable conflictividad territorial pol tica y social que ha puesto al l mite la unidad de Espa a declaraci n de independencia de Catalu a y el regular funcionamiento de las instituciones del Estado gobiernos en funciones repetici n de elecciones pr rroga de presupuestos bloqueo en la renovaci n de los rganos constitucionales par lisis legislativa Esta realidad constitucional nos lleva a reflexionar acerca del real y verdadero cumplimiento de los fines de la Constituci n de 1978 como norma suprema que adem s de unos contenidos formales materiales y valorativos debe integrar constitucionalmente los elementos del Estado renovar d a a d a el acuerdo fundacional de convivencia y lo m s importante que el pueblo soberano sienta y consienta su Constituci n A partir de los postulados funcionalistas defendidos por Norberto Bobbio De la estructura a la funci n 1977 y siguiendo un criterio de interpretaci n teleol gica en Las funciones de la Constituci n se plantea la posible insuficiencia de la normatividad constitucional como nica categor a v lida para analizar si una Constituci n est cumpliendo los fines propuestos por el poder constituyente y sobre todo para comprobar si ha alcanzado los resultados esperados por los ciudadanos Y se concluye que la ley de leyes concebida como norma fundamental del ordenamiento jur dico adem s de por su esencial normatividad se define tambi n por la funcionalidad inherente a su vocaci n integradora garantista cultural estabilizadora y promotora del pacto fundacional de convivencia En virtud esta vocaci n algunos de cuyos contenidos cl sicos han sido tratados por autores como Montesquieu De Salas Stuart Mill Hauriou Smend Heller Mortati De Otto Sternberger o H berle la Constituci n es susceptible de cumplir unas funciones que no se pueden obviar a la hora de resolver constitucionalmente los problemas territoriales pol ticos y sociales del Estado Las funciones de la Constituci n En s ntesis mediante el cumplimiento de esas funciones la funcionalidad constitucional complementa la normatividad para en defensa de esta misma normatividad y siempre con respeto a su metodolog a esencialmente jur dica advertir los desajustes entre la Constituci n y la realidad constitucional y corregirlos a trav s de mandatos promocionales de la integraci n la cultura constitucional el pluralismo y la convivencia llamados a vincular positiva y negativamente a los poderes p blicos y a los ciudadanos

Derecho Constitucional chileno Jos Luis Cea Ega a,2022-08-05 Este primer volumen del Curso de Derecho Constitucional Chileno del profesor Jos Luis Cea Ega a contiene un completo an lisis de la trayectoria constitucional

de nuestra República desde 1925 a la fecha y las características y todas las reformas de las cartas fundamentales de aquella o y de 1980 además de la explicación del sentido y alcance de los capítulos I y II de la Constitución actualmente vigente y su legislación complementaria. En esta nueva edición han sido incorporadas las más recientes modificaciones al Derecho Positivo y las diversas interpretaciones que de ellas se han hecho en particular por el Tribunal Constitucional. Además el autor analiza la actual discusión sobre el proceso constituyente y entrega valiosos elementos de juicio que habilitan al lector para adoptar una posición reflexiva en este asunto. Esta obra ha sido pensada con el fin de que sea útil a profesores y alumnos en el proceso docente y también para que sirva a los órganos del Estado, los abogados y la ciudadanía en general interesada en el sistema político que nos rige. La inclusión de gráficos y cuadros estadísticos que ilustran sobre los rasgos principales de los procesos electorales, la abundante jurisprudencia y referencias doctrinarias y la transcripción de la historia fidedigna de los procesos constitucionales, además de un completo índice onomástico y de conceptos consolidan a esta obra como un referente indispensable del derecho.

Derechos sociales, constitucionales y democracia Morales, Leticia, 2015-12-23. La presente obra examina el estatus jurídico y moral de los derechos sociales en las sociedades contemporáneas. La autora sostiene que estos derechos deben ser tomados en serio y protegidos de manera robusta por las instituciones jurídicas como precondiciones de la democracia. A la pregunta sobre si la protección constitucional robusta de los derechos sociales está justificada en una democracia, ordinariamente se sostiene que hay que elegir entre la supremacía de los tribunales o la superioridad de la asamblea legislativa, pero si se adopta la primera posición habrá que cargar con una disminución en la legitimidad del sistema político por permitir que sean los jueces quienes aseguren los derechos sociales en última instancia y si se adopta la segunda, el coste consistiría en una mengua en la justicia de las decisiones adoptadas por una mayoría que eventualmente fracasaría en la protección de los derechos sociales de todos. La autora considera que este planteamiento en forma de dilema es incorrecto, estar de acuerdo con la importancia de las consideraciones democráticas no implica el rechazo de la protección robusta de los derechos sociales constitucionales. En el libro se argumenta que es viable reconciliar ambas posiciones y aprovechar las fortalezas de cada una para justificar los derechos sociales constitucionales desde la legitimidad democrática. Por ello, incluso para quienes toman en serio los desacuerdos sobre las cuestiones de justicia social, consideran que ellas deben ser decididas por el órgano legislativo, habrá razones para asegurar constitucionalmente los derechos sociales y garantizarlos a través de un mecanismo robusto de control de constitucionalidad.

Reunión Técnica Internacional sobre Educación y Desarrollo Rural, **El gobierno constitucional en los Estados Unidos** Woodrow Wilson, 1922. **Derecho constitucional. Derecho administrativo. Derecho penal** Manuel Atanasio Fuentes, 1876.

Fundamentos de constitucionalismo general y particular para el derecho administrativo y administración pública boliviana Max Mostajo Machicado, 2006. **Teoría constitucional y derechos fundamentales**, 2002. **Enfoque**

teórico-práctico de la dogmática constitucional colombiana Ariza Sánchez, Andrea Carolina, Lizcano Orozco, Rosana

Margarita,2025-04-01 En esta publicaci n se abordan diversas t cnicas que permitir n un aprendizaje did ctico sobre el desarrollo jurisprudencial de gran parte de la estructura dogm tica de la Constituci n Pol tica de Colombia As mediante el uso de esquemas mapas conceptuales cuadros sin pticos an lisis de casos y de sentencias preguntas y respuestas ejercicios y sopas de letras se aportar en la comprensi n del derecho constitucional colombiano El an lisis parte del pre mbulo de la Constituci n Pol tica de 1991 y abarca hasta el art culo 106 Las reflexiones de este texto atienden principalmente los desarrollos jurisprudenciales de la Honorable Corte Constitucional quien es el m ximo tribunal el rgano de cierre la corporaci n encargada de guardar y velar por el cumplimiento irrestricto de la supremac a de la Constituci n Pol tica Colombiana y de igual manera se nutren de la interpretaci n jurisprudencial que la Corte Interamericana de Derechos Humanos ha venido realizando de los instrumentos internacionales que Colombia ha ratificado Reforma constitucional Bernardo de Irigoyen,1901 **Sistemas Pol ticos Contemporneos** Pilar CHÁVARRI SIDERA,Irene DELGADO SOTILLOS,2013-01-14 Esta obra responde a la intenci n de las coordinadoras de poner a disposici n de profesores y estudiantes un libro que analice los sistemas pol ticos bajo las coordenadas de sus principales elementos configuradores El lector encontrar en esta obra una equilibrada s ntesis de los principales sistemas pol ticos elaborada por especialistas en la materia *PERSPECTIVAS CONSTITUCIONALES EN LA GESTIÓN DE LA POLÍTICA LATINOAMERICANA Y DEL CARIBE* Astelio Silvera Sarmiento,Laura Salcedo Díaz,Gustavo Illidge Maldonado,Yadira García García,Jorge Céspedes Ospino,Ricardo Simancas Trujillo,Gustavo Pereira Da Silva,Miguel Ángel Garcés Villamil,Adina del C. Barrera Hernández,Jorge Mejía Turizo,Roberto Pérez Caballero,2017-03-01 La Corporacio n Universitaria Americana por medio del Grupo de Investigacio n Justicia y Estado Social de Derecho con el apoyo de las universidades aliadas eligio como tema tica de estudio y discusio n las perspectivas constitucionales en la Gestio n de la Poli tica de Latinoame rica y del Caribe para la publicacio n de un trabajo colectivo en la que se encontrara n discusiones sobre herramientas juri dicas derecho constitucional y problema ticas en la gestio n de los gobiernos pretendiendo buscar soluciones que se vinculen con realidades nacionales y reformas a partir de la experiencia confrontada presentando una sustancial reflexio n teo rica y pra ctica en procura de la garanti a de los derechos de los ciudadanos **150 Años de Evoluci n Institucional** Julio Heise González,1996 **Una historia de la filosof a (Vol. 2)** Jürgen Habermas,2024-10-14 Este segundo volumen contin a la genealog a del pensamiento posmetaf sico siguiendo el hilo conductor del discurso sobre fe y saber Empezando con el protestantismo y la filosof a del sujeto se centra en la bifurcaci n de la tradici n trascendental Kant y la empirista Hume para a partir de ah desgranar los temas del lenguaje el esp ritu objetivo y la filosof a de la historia hasta los J venes Hegelianos el marxismo la filosof a de la existencia y el pragmatismo De las muchas l neas posibles de una historia de la filosof a J rgen Habermas destaca un proceso de aprendizaje cuyas huellas permitan insuflar nimos de cara a las tareas impuestas a la raz n humana **Del dicho al hecho: reformas pol ticas y sistemas de partidos en Colombia 2002 - 2010** Santiago José Castro,2012-01-01 A poco m s de seis meses de una nueva

contienda electoral para el Congreso de la República en marzo de 2014 Colombia está inmersa en la dinámica preelectoral como en estas circunstancias Los partidos que conforman la Unidad Nacional y aquellos que desde una y otra orilla configuran la oposición están en pleno ejercicio de definición de sus listas para Cámara de Representantes y Senado de la República Afrontan en particular un reto muy grande por la aplicación del umbral del tres por ciento lo cual los obliga a establecer un cuidadoso cálculo de su real votación y a intentar alianzas con líderes y fuerzas que ofrezcan un caudal electoral importante Del dicho al hecho es en tal sentido una guía que con sencillez claridad y facilidad nos permite abordar un tema estratégico para el futuro de la democracia colombiana Tal y como se ve a lo largo del texto resulta complejo por la cantidad de reformas y su reciente aplicación Requiere por tanto de este tipo de reflexiones para un adecuado enfoque del problema En efecto el texto se preocupa fundamentalmente de plantear en contexto la situación del sistema político y de partidos que conduce a las reformas con parsimonia describe cómo cuando y por qué estas se configuran y convierten en las nuevas reglas del juego político institucional y electoral en Colombia El texto en tal sentido evita las pretensiones científicas de varios de los trabajos recientes y con mayor humildad comienza por el principio describe cómo sucedieron los hechos y cuáles parecen ser sus efectos inmediatos Aun así arriesga una hipótesis interesante incluye la reelección presidencial aprobada en el año 2005 y que ha dado lugar a innumerables efectos políticos sociales económicos y hasta judiciales entre las reformas que es necesario tener en cuenta para comprender las hondas transformaciones en curso

La potencia plebeya Álvaro García Linera, Pablo Stefanoni, 2008 **Historia de la administración Errázuriz** Isidoro Errázuriz, 1877

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