

WHAT IS COMMUNISM?



The Judge In A Communist State A View From Within

Ensheng Dong



The Judge In A Communist State A View From Within:

The Judge in a Communist State Otto Ulč,1972 Perils of Judicial Self-Government in Transitional Societies David Kosař,2016-04-01 Judicial councils and other judicial self government bodies have become a worldwide phenomenon Democracies are increasingly turning to them to insulate the judiciary from the daily politics enhance independence and ensure judicial accountability This book investigates the different forms of accountability and the taxonomy of mechanisms of control to determine a best practice methodology The author expertly provides a meticulous analysis using over 800 case studies from the Czech and Slovak disciplinary courts from 1993 to 2010 and creates a systematic framework that can be applied to future cases *The Publishers Weekly* ,1972 **The Rights of the Roma** Celia Donert,2017-12-14 The Rights of the Roma writes Romani struggles for citizenship into the history of human rights in socialist and post socialist Eastern Europe If Roma have typically appeared in human rights narratives as victims Celia Donert here draws on extensive original research in Czech and Slovak archives sociological and ethnographic studies and oral histories to foreground Romani activists as subjects and actors Through a vivid social and political history of Roma in Czechoslovakia she provides a new interpretation of the history of human rights by highlighting the role of Socialist regimes in constructing social citizenship in postwar Eastern Europe The post socialist human rights movement did not spring from the dissident movements of the 1970s but rather emerged in response to the collapse of socialist citizenship after 1989 A timely study as Europe faces a major refugee crisis which raises questions about the historical roots of nationalist and xenophobic attitudes towards non citizens

Freedom of Speech Uladzislau Belavusau,2013-10-08 This book considers the issue of free speech in transitional democracies focusing on the socio legal developments in the Czech Republic Hungary and Poland In showing how these Central and Eastern European countries have engaged with free speech models imported from the Council of Europe EU and the USA the book offers valuable insights into the ways States have responded to challenges associated with transformation from communism to Western democracy The book first explores freedom of expression in European and American law looking particularly at hate speech historical revisionism and pornography It subsequently enquires into the role and perspectives of those European mandatory and US American persuasive models for the constitutional debate in Central and Eastern Europe The study offers an original interpretation of the European model of freedom of expression beyond the mechanisms of the Council of Europe It encompasses the relevant aspects of EU law judgments of the Court of Justice and the harmonised EU instruments as mandatory standards for courts and legislators including those in transitional countries of Central and Eastern Europe The book argues for de criminalisation of historical revisionism and pornography and illuminates topics such as genocide denial the rise of Prague and Budapest as Europe s porno capitals anti Semitism and anti Gypsyism religious obscurantism and homophobia virulent Islamophobia and the glorification of terrorism The research methodology in this study combines a descriptive case law assessment comparative constitutional public international and EU law with a

normative critique stemming from post structuralist scrutiny rhetoric postmodern legal movements legal history history of ideas and art criticism This book will be of interest to students and scholars of comparative constitutional law law and society human rights and European law as well as political philosophers **Political Trials in Poland 1981-1986** Andrzej Swidlicki, 2024-04-01 First published in 1988 Political Trials in Poland 1981 1986 describes the major political trials which took place in Poland between 1981 and 1986 Based on extensive original research using both official and unofficial information from Poland and interviews with Solidarity activists it shows how the trials constituted an attempt by the Jaruzelski regime to break the back of the independent Solidarity movement by judicial and penal measures It discusses how the authorities abused the law and how the law itself leaves much to be desired and it charts the different human rights that were violated in each case It considers the implications of the abuse of law in this way for the rule of law and the image of the state in communist countries This book will be of interest to students of history and political science Law, Populism, and the Political in Central and Eastern Europe Rafał Mańko, Adam Sulikowski, Przemysław Tacik, Cosmin Cercel, 2023-12-05 This book addresses the variety of right wing illiberal populism which has emerged in Central and Eastern Europe CEE Against the backdrop of weak institutional traditions frequent and profound transformations and deep historical traumas affecting the law politics economy and society in the region the book critically examines the entanglements of legality in the region s transformation from state socialism to neoliberalism and Western style democracy Drawing on critical legal theory as well as legal history legal theory sociology of law history of ideas anthropology of law comparative law and constitutional theory the book goes beyond conventional analyses to offer an in depth account of this important contemporary phenomenon This book will be of interest to legal researchers especially of a critical or socio legal perspective political scientists sociologists and legal historians as well as policy makers seeking to understand the regional specificity and deeper roots of Central and Eastern European illiberal populism *Stalinist Terror in Eastern Europe* Kevin McDermott, Matthew Stibbe, 2024-06-04 This wide ranging collection of essays newly available in paperback is the first book in English to examine the impact of Stalinist terror on Eastern Europe in the years 1940 to 1956 Covering the Baltic states Moldavia East Germany Poland Czechoslovakia Hungary Romania Yugoslavia Bulgaria and Albania the authors investigate terror both from above in the form of elite purges and show trials and from below in the guise of large scale arrests and deportations of ordinary people Key questions addressed include the relative importance of Soviet influence versus local factors the persecution of particular groups such as kulaks church leaders the middle class intelligentsia and members of non communist left wing parties cases where repression was more or conversely less intense than elsewhere and the relevance of key events such as the Tito Stalin split of 1948 the Rajk trial of 1949 and the Sl nsk trial of 1952 **Czech Law in Historical Contexts** Jan Kuklík, 2015 The legal system of the present day Czech Republic would not be understood properly without sufficient knowledge of its historical roots and evolution This book deals with the development of Czech law from its initial origins as a

form of Slavic law to its current position reflecting the influence of the legal systems of neighbouring countries and that of Roman law The reader can see how a legal system originally based on custom developed into written and codified law Czech law was fully dependent upon developments within the Luxemburg Jagiellonian and primarily Habsburg monarchies although some features remained autonomous The 20th century is particularly important in the development of the Czech state and law of today namely due to the establishment of an independent Czechoslovakia in 1918 and its split in 1992 giving rise to the independent identities of the Czech Republic and the Slovak Republic It was a century encompassing periods of democratic as well as totalitarian regimes political ideological economic and social changes stemming from such transformations were projected into and reflected in the system of Czechoslovak and Czech law It can therefore serve as a case study for researchers interested in the transition of democratic legal systems into totalitarian regimes and vice versa

Security Empire Molly Pucci, 2020-01-01 A compelling examination of the establishment of the secret police in Communist Poland Czechoslovakia and Eastern Germany This book examines the history of early secret police forces in Poland Czechoslovakia and East Germany in the aftermath of the Second World War Molly Pucci delves into the ways their origins diverged from the original Soviet model based on differing interpretations of communism and local histories She also illuminates the difference between veteran agents who fought in foreign wars and younger more radical agents who combatted enemies of communism in the Stalinist terror in Eastern Europe

The Judiciary in Central and Eastern Europe Zdenek Kühn, 2011-10-28 The book analyses the judicial culture in East Central Europe from the era of Stalinism up to the post Communist period of the 1990s and 2000s The book targets the judicial ideology and the conception of law phenomena most resistant to change

Abuse András Sajó, 2006 This book addresses the problem of abuse not what is commonly understood as abuse of human rights where authorities violate fundamental rights by simply denying them Rather it refers to authorities and individuals claiming human fundamental rights and the rule of law in ways that violate the fundamental rights of other people Most contributors to this volume agree that in certain instances fundamental rights are used improperly with troubling consequences and that making us aware of such improprieties is necessary for the most efficient and just operation of the constitutional system Several methods how to approach the issue are covered in this book ranging from the use of existing doctrinal categories e g conflict of rights to developing a doctrine of abuse of rights They help in clarifying improper uses of rights and the rule of law in constitutional and international law The thought provoking essays in this book are a welcome contribution to the debate if and how to deal with the negative consequences of rights based action

Michigan Law Review, 1973-03 **Departments of State, Justice, and Commerce, the Judiciary, and Related Agencies Appropriations for 1964** United States. Congress. House. Committee on Appropriations, 1963

Departments of State, Justice, and Commerce, the Judiciary, and Related Agencies Appropriations for ... United States. Congress. House. Committee on Appropriations, 1970 *Trying to Make Law Matter* Kathryn Hendley, 1996 Provides unique

insight into the possibility of creating the rule of law in Russia *Slavic Review* ,1973 Coverage of Russian Eurasian and East European issues **Annals of the American Academy of Political and Social Science** ,1973-03 Problems of Communism ,1977 *Law and Policy in International Business* Georgetown University. Law Center, Law and Policy in International Business Association, 1995

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