



The Irish Judiciary

Seán Patrick Donlan



The Irish Judiciary:

The Irish Judiciary Paul Charles Bartholomew, 1971 **Judges, politics and the Irish Constitution** Laura Cahillane, James Gallen, Tom Hickey, 2017-02-28 This volume brings together academics and judges to consider ideas and arguments flowing from the often complex relationships between law and politics adjudication and policy making and the judicial and political branches of government Contributors explore numerous themes including the nature and extent of judicial power the European Court of Human Rights decision in *O Keeffe v Ireland* the process of appointing judges and judicial representation judicial power and political processes Contrasting judicial and academic perspectives are provided on the role of the European Court of Human Rights and the nature of exhausting domestic remedies including a contribution from the late Mr Justice Adrian Hardiman The role of specific judges social and political disputes and case law are examined and socio economic rights the rule of law and electoral processes are all addressed **The Judges in Ireland, 1221-1921** Francis Elrington Ball, 2005 Ball F Elrington *The Judges in Ireland 1221 1921* London John Murray 1926 2 volumes each with frontispiece Reprint available September 2004 by The Lawbook Exchange Ltd ISBN 1 58477 428 2 Cloth 195 These interesting volumes serve a double purpose they supply condensed biographies in the style of the Dictionary of National Biography of all who held judicial office in Ireland from the earliest days down to the new constitution with references to sources and chronological tables In short they are the Irish counterpart to Foss's book *The Judges of England* And secondly the general chapters are a careful history of the Irish judiciary its members their politics and connections and the legal profession in general with some remarks upon the history of the courts in Ireland T F T Plucknett *Harvard Law Review* 41 275 **The Irish Supreme Court** Brice Dickson, 2019-01-31 This book examines the jurisprudence of the Supreme Court of Ireland since its creation in 1924 It sets out the origins of the Court explains how it operated during the life of the Irish Free State 1922 1937 and considers how it has developed various fields of law under Ireland's 1937 Constitution especially after the re creation of the Court in 1961 As well as constitutional law the book looks at the Court's views on the status and legal system of Northern Ireland administrative law criminal justice and personal and family law There are also chapters on the Supreme Court's interaction with European Union law and with the European Convention on Human Rights The argument throughout is that while the Court has been well served by many of its judges who on occasion have manifested a healthy degree of judicial activism there are still several legal fields in which the Court has not developed its jurisprudence as clearly or as imaginatively as it might have done It has often displayed undue conservatism and deference For many years its performance was hampered by its extreme workload generated by its inability to control the number of appeals brought to it However the creation of a new Court of Appeal in 2014 has freed up the Supreme Court to act in a manner more analogous to that adopted by supreme courts in other common law countries The Court's future looks bright **The Judges in Ireland, 1221-1921** Francis Elrington Ball, 1927 *The Brexit Challenge for Ireland and the United Kingdom* Oran

Doyle, Aileen McHarg, Jo Murkens, 2021-08-26 Evaluates the pressures both institutional and territorial that Brexit exerts on both the United Kingdom and Irish constitutional orders

Digest of the Valuation and Exemption Cases Decided in the Irish Courts, 1827-1907 Francis Oliver Lyons, 1908

Regulating Judges Richard Devlin, Adam Dodek, 2016-12-30

Regulating Judges presents a novel approach to judicial studies It goes beyond the traditional clash of judicial independence versus judicial accountability Drawing on regulatory theory Richard Devlin and Adam Dodek argue that judicial regulation is multi faceted and requires us to consider the complex interplay of values institutional norms procedures resources and outcomes Inspired by this conceptual framework the book invites scholars from 19 jurisdictions to describe and critique the regulatory regimes for a variety of countries from around the world

The Times Parliamentary Debates, 1893

The Times parliamentary debates, from Jan. 12, 1886-Aug. 25, 1894. House of commons Parliament commons, proc, Vict, 1893

Law and Literature: The Irish Case Adam Hanna, Eugene McNulty, 2022-08-13

Law and Literature The Irish Case is a collection of fascinating essays by literary and legal scholars which explore the intersections between law and literature in Ireland from the eighteenth century to the present day Sharing a concern for the cultural life of law and the legal life of culture the contributors shine a light on the ways in which the legal and the literary have spoken to each other of each other and at times for each other on the island of Ireland in the last three centuries Several of the chapters discuss how texts and writers have found their ways into the law s chambers and contributed to the development of jurisprudence The essays in the collection also reveal the juridical and jurisprudential forces that have shaped the production and reception of Irish literary culture revealing the law s popular reception and its extra legal afterlives

List of contributors Rebecca Anne Barr Max Barrett Noreen Doody Katherine Ebury Adam Gearey Tom Hickey James Kelly Colum Kenny David Kenny Heather Laird Julie Morrissy Gear id O Flaherty Virginie Roche Tiengo Barry Sheils

Criminal Justice in Ireland Paul O'Mahony, 2002

Comprehensive overview of the Irish criminal justice system its current problems and its vision for the future

Collection of essays by major office holders experienced practitioners leading academics legal scholars sociologists psychologists philosophers and educationalists

Northern / Irish Feminist Judgments Máiréad Enright, Julie McCandless, Aoife O'Donoghue, 2017-02-09

The Northern Irish Feminist Judgments Project inaugurates a fresh dialogue on gender legal judgment judicial power and national identity in Ireland and Northern Ireland Through a process of judicial re imagining the project takes account of the peculiarly Northern Irish concerns in shaping gender through judicial practice This collection following on from feminist judgments projects in Canada England and Australia takes the feminist judging methodology in challenging new directions This book collects 26 rewritten judgments covering a range of substantive areas As well as opinions from appellate courts the book includes fi rst instance decisions and a fi ctional review of a Tribunal of Inquiry Each feminist judgment is accompanied by a commentary putting the case in its social context and explaining the original decision The book also includes introductory chapters examining the project methodology constructions of national

identity theoretical and conceptual issues pertaining to feminist judging and the legal context of both jurisdictions The book shines a light on past and future possibilities and limitations for judgment on the island of Ireland This book provides a rich and expansive addition to the feminist judgments catalogue The judgments demonstrate powerfully how Northern Irish judges have contributed to the gendered politics of national identity and how the narrow subject positions they have created for women and others could have been so much wider and more open Professor Rosemary Hunter School of Law Queen Mary University London The Northern Irish Feminist Judgments Project is inspirational reading for anyone interested in feminism or Irish studies It is a model of how to conduct feminist enquiry Its most innovative contribution to scholarship and politics is how the rewriting of landmark legal judgments from a feminist perspective allows us to imagine and therefore begin to construct a more egalitarian a more just future Associate Professor Katherine O'Donnell School of Philosophy University College Dublin If you let it this book will make you think It made me think it reminded me I suppose that legal writing can be wonderful rigorous creative deeply observant provocative Read it and see what it makes you think Professor Theresa Murphy School of Law Queen's University Belfast

The Constitution of Ireland Oran Doyle, 2018-11-29 This book provides a contextual analysis of constitutional governance in Ireland It presents the 1937 Constitution as a seminal moment in an ongoing constitutional evolution rather than a foundational event The book demonstrates how the Irish constitutional order revolves around a bipartite separation of powers The Government is dominant but is legally constrained by the courts particularly in their interpretations of the fundamental rights protected by the Constitution In recent decades the courts have weakened the constitutional constraints on the Government Political constraints imposed by opposition parties in Parliament and new accountability institutions such as the Ombudsman have moderately strengthened but the Government remains by far the most powerful political actor There is a risk that such executive dominance could lead to democratic decay however the referendum requirement for constitutional amendment has prevented Governments from accumulating greater constitutional power The book begins with an overview of Irish constitutional history leading to the enactment of the 1937 Constitution before exploring the foundational decisions made by the Constitution in relation to territory people and citizenship Particular attention is paid to the constitutional relationship with Northern Ireland currently unsettled by the decision of the United Kingdom to leave the European Union The book details the key institutions of state Government Parliament President and courts before analysing how different constitutional actors exercise their respective powers of governance contestation and oversight A thematic approach is taken to the courts interpretation of fundamental rights showing how judicial attitudes have markedly changed over time Further attention is paid to both formal amendment and informal constitutional change The Constitution today is markedly different from 1937 it is non-committal on national reunification less influenced by Roman Catholic natural law teaching and generally more permissive of Government action It is perhaps these developments however that explain its continued success or at least its longevity Contesting Economic

and Social Rights in Ireland Thomas Murray, 2016-08-18 This book presents a political understanding of socio economic rights by contextualising constitution makers and judges decision making in terms of Ireland s rich history of people s struggles for justice from below between 1848 and the present Its theoretical framework incorporates critical legal studies and world systems analysis It performs a critical discourse analysis of constitution making processes in 1922 and 1937 as well as subsequent property trade union family and welfare rights case law It traces the marginalisation of socio economic rights in Ireland from specific local and institutional factors to the contested balance of core peripheral and social relations in the world system The book demonstrates the endurance of ideological understandings of state constitutionalism as inherently neutral between interests Unemployed marches housing protestors and striking workers however provided important challenges and oppositional discourses Recognising these enduring forms of power and ideology is vital if we are to assess critically the possibilities and limits of contesting socio economic rights today *The Laws and Other Legalities of Ireland, 1689-1850* Seán Patrick Donlan, 2016-03-03 While Irish historical writing has long been in thrall to the perceived sectarian character of the legal system this collection is the first to concentrate attention on the actual relationship that existed between the Irish population and the state under which they lived from the War of the Two Kings 1689 1691 to the Great Famine 1845 1849 Particular attention is paid to an understanding of the legal character of the state and the reach of the rule of law with contributors addressing such themes as how law was made and put into effect how ordinary people experienced the law and social regulations how Catholics related to the legal institutions of the Protestant confessional state and how popular notions of legitimacy were developed These themes contribute to a wider understanding of the nature of the state in the long eighteenth century and will therefore help to situate the study of Irish society into the mainstream of English and European social history How Judges Judge Brian M. Barry, 2020-11-26 A judge s role is to make decisions This book is about how judges undertake this task It is about forces on the judicial role and their consequences about empirical research from a variety of academic disciplines that observes and verifies how factors can affect how judges judge On the one hand judges decide by interpreting and applying the law but much more affects judicial decision making psychological effects group dynamics numerical reasoning biases court processes influences from political and other institutions and technological advancement All can have a bearing on judicial outcomes In *How Judges Judge Empirical Insights into Judicial Decision Making* Brian M Barry explores how these factors beyond the law affect judges in their role Case examples judicial rulings judges own self reflections on their role and accounts from legal history complement this analysis to contextualise the research make it more accessible and enrich the reader s understanding and appreciation of judicial decision making Offering research based insights into how judges make the decisions that can impact daily life and societies around the globe this book will be of interest to practising and training judges litigation lawyers and those studying law and related disciplines The Judicial House of Lords Louis Jacques Blom-Cooper, Brice Dickson, Gavin Drewry, 2009-08-13 In 2009 a new UK

Supreme Court takes on the judicial functions of the House of Lords In this book a group of over 40 eminent lawyers and legal historians look back over the 130 years of the judicial House of Lords to give a comprehensive history of its role reputation and impact on the law in the UK and beyond

Judicial Self-Governance in the New Millennium Tim Bunjevac, 2021-01-29 This book is a comparative study of judge managed court systems across Australia Europe and North America This book makes an original contribution to the literature of court administration by providing a framework for examining court service models of judicial councils the policymaking bodies of courts and tribunals This book promises to assist court administration scholars judicial leaders and policymakers in devising more effective organizational solutions to the contemporary challenges of judicial self governance The author Dr Tim Bunjevac offers a nuanced elaboration of judicial accountability in court administration and a model institutional framework of court governance comparing key Australian and international models of court administration including the Australian Federal and two state court systems Irish English Canadian and Dutch models With a close case study the author puts his sharpest focus on the Victoria Australia which introduced a judicial council in 2014 This book does an innovative job of proposing a new elaboration of judicial accountability in court administration This book proposes that the likely success of any court system reform ultimately depends on the quality of the interaction between the courts government and other justice system stakeholders which must be rooted in the concepts of organizational transparency and administrative accountability

Modernising Staffing and Court Management Practices in Ireland Towards a More Responsive and Resilient Justice System OECD, 2023-01-13 Ireland has launched an ambitious strategy to build a more inclusive efficient and sustainable justice sector Irish citizens recognise these efforts Ireland is one of the OECD countries with a higher percentage of citizens trusting their government and courts according to the recent OECD Survey on the Drivers of Trust in Public Institutions

The Enigmatic Realm of **The Irish Judiciary**: Unleashing the Language is Inner Magic

In a fast-paced digital era where connections and knowledge intertwine, the enigmatic realm of language reveals its inherent magic. Its capacity to stir emotions, ignite contemplation, and catalyze profound transformations is nothing in short supply of extraordinary. Within the captivating pages of **The Irish Judiciary** a literary masterpiece penned with a renowned author, readers set about a transformative journey, unlocking the secrets and untapped potential embedded within each word. In this evaluation, we shall explore the book's core themes, assess its distinct writing style, and delve into its lasting effect on the hearts and minds of those who partake in its reading experience.

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The Irish Judiciary Introduction

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