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La démocratie référendaire dans les ensembles plurinationaux Collectif Collectif, 2024-08-07T00:00:00-04:00 En quoi le contexte particulier des tats o coexistent plusieurs nations affecte t il l expression par r f rendum de la volont des lecteurs

Burkina Faso Ernest Harsch, 2017-10-15 In October 2014 huge protests across Burkina Faso succeeded in overthrowing the long entrenched regime of their authoritarian ruler Blaise Compaor Defying all expectations this popular movement went on to defeat an attempted coup by the old regime making it possible for a transitional government to organize free and fair elections the following year In doing so the people of this previously obscure West African nation surprised the world and their struggle stands as one of the few instances of a popular democratic uprising succeeding in postcolonial sub Saharan Africa For over three decades Ernest Harsch has researched and reported from Burkina Faso interviewing subjects ranging from local democratic activists to revolutionary icon Thomas Sankara the man once dubbed Africa s Che Guevara In this book Harsch provides a compelling history of this little understood country from the French colonial period to the Compaor regime and the movement that finally deposed him

The Sources of Labour Law Tamás Gyulavári, Emanuele Menegatti, 2019-12-06 Labour law has traditionally aimed to protect the employee under a hierarchy built on constitutional provisions statutory law collective agreements at various levels and the employment contract in that order However in employment regulation in recent years flexibility has come to dominate the world of work a set of policies that reshuffle the relationship among the fundamental pillars of labour law and inevitably lead to degrading the protection of employees This book the first ever to consider the sources of labour law from a comparative perspective details the ways in which the traditional hierarchy of sources has been altered presenting an international view on major cross cutting issues followed by fifteen country reports The authors analysis of the changing hierarchy of labour law sources in the light of recent trends includes such elements as the following the constitutional dimension of labour rights the normative intervention by the State the regulatory function of collective bargaining and agreements the hierarchical organization of labour law sources and the principle of favour the role played by case law in both common law and civil law countries the impact of the European Economic Governance decentralization of collective bargaining employment conditions as key components of global competitive strategies statutory schemes that allow employees to sign away their rights National reports Australia Brazil China Denmark France Germany Hungary Italy Poland Russia Spain Sweden South Africa the United Kingdom and the United States describe the structure of labour law regulations in each legal system with emphasis on the current state of affairs The authors all distinguished labour law scholars in their countries thus collectively provide a thorough and comprehensive commentary on labour law regulation and recent tendencies in national labour laws in various corners of the globe With its definitive analysis of such crucial matters as the decentralization of collective bargaining and how individual employment contracts can deviate from collective agreements and statutory law and its comparison of representative national labour law systems this highly informative book

will prove of inestimable value to all professionals concerned with employment relations labour disputes or labour market policy especially in the context of multinational workforces

Constitutional Law in France Marie-Luce Paris, 2024-01-18

Derived from the renowned multi volume International Encyclopaedia of Laws this very useful analysis of constitutional law in France provides essential information on the country s sources of constitutional law its form of government and its administrative structure Lawyers who handle transnational matters will appreciate the clarifications of particular terminology and its application Throughout the book the treatment emphasizes the specific points at which constitutional law affects the interpretation of legal rules and procedure Thorough coverage by a local expert fully describes the political system the historical background the role of treaties legislation jurisprudence and administrative regulations The discussion of the form and structure of government outlines its legal status the jurisdiction and workings of the central state organs the subdivisions of the state its decentralized authorities and concepts of citizenship Special issues include the legal position of aliens foreign relations taxing and spending powers emergency laws the power of the military and the constitutional relationship between church and state Details are presented in such a way that readers who are unfamiliar with specific terms and concepts in varying contexts will fully grasp their meaning and significance Its succinct yet scholarly nature as well as the practical quality of the information it provides make this book a valuable time saving tool for both practising and academic jurists Lawyers representing parties with interests in France will welcome this guide and academics and researchers will appreciate its value in the study of comparative constitutional law

Les grandes décisions du Conseil constitutionnel. 20e éd. Patrick Gaïa, Laurent Domingo, André Roux, Marc Guerrini, Ferdinand Mélin-Soucramanien, Éric Oliva, Louis Favoreu, Loïc Philip, 2022-12-08

Mieux connaître l'ensemble des droits et libertés que la Constitution garantit et dont on peut désormais se prévaloir grâce à la QPC Depuis l'entrée en vigueur de la procédure de la question prioritaire de constitutionnalité la jurisprudence constitutionnelle a pris une très grande importance puisque désormais le justiciable a la possibilité de faire valoir devant toute juridiction une méconnaissance de ses droits et libertés que la Constitution garantit Et cela concerne non seulement les particuliers mais aussi les associations les syndicats ou les collectivités territoriales Cette nouvelle dition qui intervient alors que la QPC vient de fêter ses dix ans d'existence et que de nouveaux membres du Conseil constitutionnel viennent d'être nommés est jalonnée de révolutions jurisprudentielles intervenues au cours des trois dernières années agissant notamment des droits et libertés Elle intègre par ailleurs de nouvelles grandes décisions comme celles relatives à l'état d'urgence sanitaire ou encore celle qui pour la première fois consacre la valeur constitutionnelle du principe de fraternité Cet ouvrage permettra aux justiciables de mieux connaître l'ensemble des droits et libertés que la Constitution garantit et dont ils peuvent désormais se prévaloir

A Constitucionalização e a Democratização dos Direitos Sociais do Trabalho no Brasil e França Júlia Francieli Neves Scherbaum, 2019-11-27

A forma de sociedade democrática dominante no Ocidente tem origens nas três grandes revoluções políticas da Inglaterra, da França e dos EUA que impuseram o constitucionalismo

como um referencial obrigatório para a cidadania. Ao mesmo tempo ocorreu a primeira Revolução Industrial que obrigou o direito burguês a se incorporar ao conceito de propriedade e às relações de trabalho. No entanto, somente no século XX o direito do trabalho começou a ser institucionalizado de forma mais contundente. No século XXI, depois da terceira Revolução Industrial, tecnológicas as relações de trabalho alteraram-se de forma imprevisível. No Direito Constitucional francês, a questão social radicalizou-se com a flexibilização do trabalho. No Brasil, país emergente da América Latina, acontecimentos ocorrem por meio de alterações na legislação trabalhista. Assim, sendo este livro pretende analisar esse processo de radicalização da democracia em que o constitucionalismo social articulado com o constitucionalismo político para produzir uma forma complexa ou mista de democracia. Este livro refere-se à constitucionalização dos direitos civis e políticos que produz a forma política da democracia, a constitucionalização dos direitos sociais que poderia produzir a forma social ou contnua da democracia. A lei que a marca pela democracia política responderia ao contrato que seria a marca da democracia contnua. O Parlamento que a institui o da democracia política responderia aos juízes que seriam a institui o da democracia contnua. O cidadão abstrato que a marca da democracia política responderia aos cidadãos concretos que seriam a marca da democracia contnua. Essa configuração não significa que o contrato substitua a lei ou que os juízes substituam o Parlamento. Da mesma forma, a democracia contnua não substitui a democracia política. O constitucionalismo social articulado com o constitucionalismo político para produzir uma forma complexa ou mista de democracia.

Droit constitutionnel 2021 - 23e ed. Louis Favoreu, Patrick Gaïa, Richard Ghevoontian, Jean-Louis Mestre, Otto Pfersmann, André Roux, Guy Scoffoni, 2020-09-16. Le manuel le plus approfondi pour les L1 jour des dernières QPC. Ce précis met particulièrement l'accent sur les différents éléments constitutifs de l'état de droit et notamment sur les sources du droit et sur la justice constitutionnelle dans une perspective de droit comparé. Il traite de manière originale de l'ancrage constitutionnel des institutions politiques mais aussi administratives et juridictionnelles. Cet ouvrage le droit constitutionnel des collectivités locales fait l'objet d'une présentation détaillée. Il consacre par ailleurs des développements synthétiques aux régimes politiques étrangers et d'autres plus substantiels l'histoire constitutionnelle française et au régime politique de la Ve République. La 22e édition de cet ouvrage est enrichie par la prise en compte des nouvelles décisions du Conseil constitutionnel des évolutions de la pratique institutionnelle de la Ve République sous la présidence d'Emmanuel Macron et d'une remise à jour des développements relatifs aux droits fondamentaux y compris les conséquences de la loi d'urgence du 23 mars 2020 pour faire face à l'épidémie de Covid-19.

Les Fondamentaux - Méthodes de travail de l'étudiant en droit - Ebook epub Jérôme Bonnard, 2018-08-29. Destin aux étudiants de licence de droit AES et sciences politiques. Cet ouvrage constitue un guide complet pour aborder les études de droit. Il fournit informations et conseils pratiques pour familiariser l'étudiant avec la documentation, le langage et le raisonnement juridiques, la rédaction et l'interprétation des décisions de justice et pour le conseiller dans l'exécution des divers types d'exercices pratiques en droit : cas pratique, dissertation, exposé oral, fiche de jurisprudence, commentaire d'arrêt et note de synthèse. Cette nouvelle édition est à jour des derniers développements des

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Comparative Climate Change Litigation: Beyond the Usual Suspects Francesco Sindico, Makane Moïse Mbengue, 2021-01-21 This book is based on the acknowledgment that climate change is a multifaceted challenge that requires action on the part of all stakeholders including civil society and the notion that climate change is at a tipping point with urgent measures needed in the next decade Against this background civil society is turning its attention to the courts as a means to directly influence climate action partly because of the global scepticism towards the progress of global climate action despite the ongoing implementation of the Paris Agreement Focusing on the individual broadly representing civil society the book offers fresh perspectives on climate change litigation While most of the literature on climate change litigation examines the same specific jurisdictions mostly common law countries US and Australia in particular this book also considers specific countries in Asia Africa and Latin America with little or no climate change litigation It explores the reasons for the lack of litigation and discusses what measures should or could be taken to change this situation and push forward climate action Unlike other literature on the subject this book analyses climate change litigation using a scenario based methodology Combining rigorous academic analysis with a practical policy oriented focus the book provides valuable insights for a wide range of stakeholders interested in climate change litigation It appeals to civil society organisations around the world international organisations and law firms interested in climate change litigation

Francophone Literature as World Literature Christian Moraru, Nicole Simek, Bertrand Westphal, 2020-06-25 Francophone Literature as World Literature examines French language works from a range of global traditions and shows how these literary practices draw individuals communities and their cultures and idioms into a planetary web of tension and cross fertilization The Francophone corpus under scrutiny here comes about in the evolving markedly relational context provided by these processes and their developments during and after the French empire The 15 chapters of this collection delve into key aspects moments and sites of the literature flourishing throughout the francosphere after World War II and especially since the 1980s from the French Hexagon to the Caribbean and India and from Qu bec to the Maghreb and Romania Understood and practiced as World Literature Francophone literature claims with particular force in the wake of the litt rature monde debate its place in a more democratic world republic of letters where writers critics publishers and audiences are no longer beholden to traditional centers of cultural authority

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