

1.	Record Nr.	UNIBAS000023250
	Autore	Brooks, Van Wyck
	Titolo	The times of Melville and Whitman / by Van Wyck Brooks
	Pubbl/distr/stampa	New York : Dutton, 1947
	Descrizione fisica	489 p. ; 23 cm.
	Disciplina	810.903
	Soggetti	Letteratura americana - Sec. 19
	Lingua di pubblicazione	Inglese
	Formato	Materiale a stampa
	Livello bibliografico	Monografia
2.	Record Nr.	UNINA9910825054903321
	Autore	Bomhoff J (Jacco)
	Titolo	Balancing constitutional rights : the origins and meanings of postwar legal discourse / / Jacco Bomhoff [[electronic resource]]
	Pubbl/distr/stampa	Cambridge : , : Cambridge University Press, , 2013
	ISBN	1-107-70331-X 1-139-89374-2 1-107-70204-6 1-107-67120-5 1-107-69419-1 1-107-70406-5 1-107-59882-6 1-107-36028-5
	Descrizione fisica	1 online resource (viii, 280 pages) : digital, PDF file(s)
	Collana	Cambridge studies in constitutional law ; ; 10
	Disciplina	342.08/5
	Soggetti	Proportionality in law Constitutional law Civil rights Jurisprudence - Philosophy
	Lingua di pubblicazione	Inglese
	Formato	Materiale a stampa

Livello bibliografico	Monografia
Note generali	Title from publisher's bibliographic system (viewed on 05 Oct 2015).
Nota di bibliografia	Includes bibliographical references and index.
Nota di contenuto	Questioning a global age of balancing -- Balancing's beginnings : concepts and interests -- A perfect constitutional order : balancing in German constitutional jurisprudence of the 1950s and 1960s -- A dangerous doctrine : balancing in US constitutional jurisprudence of the 1950s and 1960s -- Two paradigms of balancing.
Sommario/riassunto	The language of balancing is pervasive in constitutional rights jurisprudence around the world. In this book, Jacco Bomhoff offers a comparative and historical account of the origins and meanings of this talismanic form of language, and of the legal discourse to which it is central. Contemporary discussion has tended to see the increasing use of balancing as the manifestation of a globalization of constitutional law. This book is the first to argue that 'balancing' has always meant radically different things in different settings. Bomhoff uses detailed case studies of early post-war US and German constitutional jurisprudence to show that the same unique language expresses both biting scepticism and profound faith in law and adjudication, and both deep pessimism and high aspirations for constitutional rights. An understanding of these radically different meanings is essential for any evaluation of the work of constitutional courts today.