Record Nr. UNINA9910463414603321 Autore Foley Michael <1948-, > Titolo The silence of constitutions: gaps, 'abeyances' and political temperament in the maintenance of government / / Michael Foley Abingdon, Oxon;; New York:,: Routledge,, 2011 Pubbl/distr/stampa 0-203-14254-3 **ISBN** 1-283-96887-8 1-136-49846-X Descrizione fisica 1 online resource (181 p.) Collana Routledge revivals 347.3022 Disciplina Constitutional law - United States Soggetti Constitutional law - Great Britain Electronic books. Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia "First published in 1989 by Routledge"--T.p. verso. Note generali Includes bibliographical references and index. Nota di bibliografia Nota di contenuto Cover; The Silence of Constitutions; Title Page; Copyright Page; Table of Contents; Preface; Part I; 1 The concept and practice of constitutional abevances; Part II; 2 Constitutional abevances and crisis conditions: the early Stuart constitution; 3 Constitutional abeyances and crisis conditions: the imperial presidency; 4 Constitutional gaps and the arts of prerogative; Part III; 5 The theory of abeyances and modern constitutional unsettlement in Britain and the United States; Notes; Bibliography; Index Sommario/riassunto First published in 1989, Michael's Foley's book deals with the 'abeyances' present in both written and unwritten constitutions, arguing that these gaps in the explicitness of a constitution, and the various ways they are preserved, provide the means by which constitutional conflict is continually postponed. Abeyances are valuable, therefore, not in spite of their obscurity, but because of it. The author illustrates his point with analyses of constitutional crises from both sides of the Atlantic. He examines the period leading up to

the English civil war in the seventeenth century, an