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Nota di contenuto	part, I General Principles / Ian D. Loveland -- chapter Introduction / Ian D. Loveland -- chapter 1 The Rule of Law and Its Virtue * / Ian D. Loveland -- chapter 2 Harvard Law Review -- Toward Neutral Principles of Constitutional Law † / Herbert Wechsler -- part, II On Slavery -- chapter 3 The Dred Scott Decision, in the Light of Contemporary Legal Doctrines 1 -- chapter 4 Somerset: Lord Mansfield and the Legitimacy of Slavery in the Anglo-American World * / William M. Wiecekt -- part, III On Social and Economic Rights Prior to the Keynesian Orthodoxy / Ian D. Loveland -- chapter 5 Yale Law Journal -- Liberty of Contract / Ian D. Loveland -- chapter 6 Harvard Law Review -- Judicial Review of Social Policy in England / Ian D. Loveland -- part, IV On the Liberty of the Person in Time of War / Ian D. Loveland -- chapter 7 The Yale Law Journal -- The Japanese American Cases-A Disaster / Eugene V. Rostow -- chapter 8 Liversidge v. Anderson in Retrospect * / Ian D. Loveland -- part, V The South(em) African Crisis of the 1890s and 1950s / Ian D. Loveland -- chapter 9 Constitutionalism in the South African Republics / Ian D. Loveland -- chapter 10 The Entrenched Sections of the South Africa Act -- Two Great Legal Battles / Ian D. Loveland -- part, VI Changing Perceptions of the Sovereignty of the United Kingdom / Ian D. Loveland -- chapter 11 The Basis of Legal Sovereignty / H. W. R. Wade -- chapter 12 Sovereignty of the United Kingdom Parliament after Factortame * / P. P. Craig -- part, VII Canada: A Via Media between

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Sommario/riassunto

"This title was first published in 2000: This volume of essays explores a number of fundamental constitutional law questions in a variety of historical and jurisdictional contexts. The contributions focus on the role to be played by courts and legal principles in the resolution of major political controversies and on the progressive development of constitutional jurisprudence in countries sharing a broadly common law legal tradition. The guiding theme pervading the collection is an attempt to measure the legitimacy of judicial (in-)activism when courts are faced with difficult political choices on matters such as slavery, internment, racism and voting rights and radical economic policies and are also confronted with the requirement to attach concrete meanings to such abstract concepts as the separation of powers and the rule of law."--Provided by publisher.
