

THE ARAB SPRING

An Essay on Revolution and Constitutionalism

Antoni Abat i Ninet and Mark Tushnet



ELGAR MONOGRAPHS IN CONSTITUTIONAL AND ADMINISTRATIVE LAW

Series Editors: Rosalind Dixon, Susan Rose-Ackerman and Mark Tushnet

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Constitutionalism, Human Rights, and Islam after the Arab Spring Rainer Grote, Tilmann J. Röder, 2016-07-25
Constitutionalism Human Rights and Islam after the Arab Spring offers a comprehensive analysis of the impact that new and draft constitutions and amendments such as those in Jordan Morocco Syria Egypt and Tunisia have had on the transformative processes that drive constitutionalism in Arab countries This collection of essays written by an expert team of constitutional and comparative law scholars and practitioners provides an overview of the recent constitutional experience of Arab countries explores the potential and actual impact of Islam and Sharia on the notion of modern constitutionalism and offers insight into the ways in which Western ideals may be reconciled with the Islamic tradition [Constitutionalism in Context](#)
David S. Law, 2022-02-17 With its emphasis on emerging and cutting edge debates in the study of comparative constitutional law and politics its suitability for both research and teaching use and its distinguished and diverse cast of contributors this handbook is a must have for scholars and instructors alike This versatile volume combines the depth and rigor of a scholarly reference work with features for teaching in law and social science courses Its interdisciplinary case study approach provides political and historical as well as legal context each modular chapter offers an overview of a topic and a jurisdiction followed by a case study that simultaneously contextualizes both Its forward looking and highly diverse selection of topics and jurisdictions fills gaps in the literature on the Global South as well as the West A timely section on challenges to liberal constitutional democracy addresses pressing concerns about democratic backsliding and illiberal and or authoritarian regimes **Law and Revolution** Nimer Sultany, 2017 What is the effect of revolutions on legal systems What role do constitutions play in legitimating regimes How do constitutions and revolutions converge or clash Taking the Arab Spring as its case study this book explores the role of law and constitutions during societal upheavals and critically evaluates the different trajectories they could follow in a revolutionary setting The book urges a rethinking of major categories in political legal and constitutional theory in light of the Arab Spring The book is a novel and comprehensive examination of the constitutional order that preceded and followed the Arab Spring in Egypt Tunisia Libya Morocco Jordan Algeria Oman and Bahrain It also provides the first thorough discussion of the trials of former regime officials in Egypt and Tunisia Drawing on a wide range of primary sources including an in depth analysis of recent court rulings in several Arab countries the book illustrates the contradictory roles of law and constitutions The book also contrasts the Arab Spring with other revolutionary situations and demonstrates how the Arab Spring provides a laboratory for examining scholarly ideas about revolutions legitimacy legality continuity popular sovereignty and constituent power *The Law and Legitimacy of Imposed Constitutions* Richard Albert, Xenophon Contiades, Alkmene Fotiadou, 2018-11-01 Constitutions are often seen as the product of the free will of a people exercising their constituent power This however is not always the case particularly when it comes to imposed constitutions In recent years there has been renewed interest in the idea of imposition in constitutional design

but the literature does not yet provide a comprehensive resource to understand the meanings causes and consequences of an imposed constitution This volume examines the theoretical and practical questions emerging from what scholars have described as an imposed constitution A diverse group of contributors interrogates the theory forms and applications of imposed constitutions with the aim of refining our understanding of this variation on constitution making Divided into three parts this book first considers the conceptualization of imposed constitutions suggesting definitions or corrections to the definition of what exactly an imposed constitution is The contributors then go on to explore the various ways in which constitutions are and can be imposed The collection concludes by considering imposed constitutions that are currently in place in a number of polities worldwide problematizing the consequences their imposition has caused Cases are drawn from a broad range of countries with examples at both the national and supranational level This book addresses some of the most important issues discussed in contemporary constitutional law the relationship between constituent and constituted power the source of constitutional legitimacy the challenge of foreign and expert intervention and the role of comparative constitutional studies in constitution making The volume will be a valuable resource for those interested in the phenomenon of imposed constitutionalism as well as anyone interested in the current trends in the study of comparative constitutional law

Democracy and Reform in the Middle East and Asia Amin Saikal, Amitav Acharya, 2013-12-23 The protests that swept across the Middle East and North Africa in late 2010 and 2011 confounded long time observers of the region in both the media and academia After addressing the conditions in the Middle East and North Africa that produced these attempts at revolution Amin Saikal and Amitav Acharya explore the global impact of the protests both in terms of their ideological influence on opposition groups and the prospects for democratic transition in a variety of authoritarian and semi authoritarian governments Democracy and Reform in the Middle East and Asia commences with a comprehensive attempt to understand the cultural economic and political background out of which the uprisings in Egypt Tunisia and Libya emerged It then expands outwards investigating the impact of the Arab uprisings on a regional level in other Middle Eastern and north African states such as Iran Morocco and Algeria and on a more global level in the Asian states of China Malaysia Singapore Indonesia and the former Soviet Muslim republics Saikal and Acharya bring a global perspective to the still unfolding wave of calls for more meaningful political participation which continues to make itself felt in the Middle East to shed light upon the ideal role of both regional and international actors in promoting sustainable transitions from authoritarianism to democracy This book not only offers explanations for why certain countries were more susceptible to the spread of the uprisings in the Middle East and North Africa but also contrasts the organic and grassroots vehicles for democratization characteristic of the most recent Arab uprisings with the Western model of externally imposed regime change to illustrate the conditions necessary for a successful democratic transition Touching on perennial issues in politics for example democracy authoritarian rule and social protest this book is vital for researchers of politics and international relations **Civil**

Resistance in the Arab Spring Adam Roberts, Michael J. Willis, Rory McCarthy, Timothy Garton Ash, 2016-01-08 Civil resistance especially in the form of massive peaceful demonstrations was at the heart of the Arab Spring the chain of events in the Middle East and North Africa that erupted in December 2010 It won some notable victories popular movements helped to bring about the fall of authoritarian governments in Tunisia Egypt Libya and Yemen Yet these apparent triumphs of non violent action were followed by disasters wars in Syria anarchy in Libya and Yemen reversion to authoritarian rule in Egypt and counter revolution backed by external intervention in Bahrain Looming over these events was the enduring divide between the Sunni and Shi a branches of Islam Why did so much go wrong Was the problem the methods leadership and aims of the popular movements or the conditions of their societies In this book experts on these countries and on the techniques of civil resistance set the events in their historical social and political contexts They describe how governments and outside powers including the US and EU responded how Arab monarchies in Jordan and Morocco undertook to introduce reforms to avert revolution and why the Arab Spring failed to spark a Palestinian one They indicate how and why Tunisia remained precariously the country that experienced the most political change for the lowest cost in bloodshed This book provides a vivid illustrated account and rigorous scholarly analysis of the course and fate the strengths and the weaknesses of the Arab Spring The authors draw clear and challenging conclusions from these tumultuous events Above all they show how civil resistance aiming at regime change is not enough building the institutions and the trust necessary for reforms to be implemented and democracy to develop is a more difficult but equally crucial task *Beyond the Arab Spring* Mehran Kamrava, 2014 Georgetown University School of Foreign Service in Qatar Center for International and Regional Studies Title page

The Democratic Coup d'État Ozan O. Varol, 2017-10-05 The term coup d'état French for stroke of the state brings to mind coups staged by power hungry generals who overthrow the existing regime not to democratize but to concentrate power in their own hands as dictators We assume all coups look the same smell the same and present the same threats to democracy It's a powerful concise and self reinforcing idea It's also wrong In *The Democratic Coup d'état* Ozan Varol advances a simple yet controversial argument Sometimes a democracy is established through a military coup Covering events from the Athenian Navy's stance in 411 B.C. against a tyrannical home government to coups in the American colonies that ousted corrupt British governors to twentieth century coups that toppled dictators and established democracy in countries as diverse as Guinea Bissau Portugal and Colombia the book takes the reader on a gripping journey Connecting the dots between these neglected events Varol weaves a balanced narrative that challenges everything we thought we knew about military coups In so doing he tackles several baffling questions How can an event as undemocratic as a military coup lead to democracy Why would imposing generals armed with tanks and guns and all voluntarily surrender power to civilian politicians What distinguishes militaries that help build democracies from those that destroy them Varol's arguments made headlines across the globe in major media outlets and were cited critically in a public speech by Turkish President Recep

Tayyip Erdogan Written for a general audience this book will entertain challenge and provoke but more importantly serve as a reminder of the imperative to question the standard narratives about our world and engage with all ideas no matter how controversial Reconstructing the Middle East Abdulwahab Alkebsi, Nathan J Brown, Charlotta Sparre, 2017-02-24 It is clear by now that the label Arab Spring has proven too simplistic to describe the uprisings that upended the political order of the Arab world in late 2010 Brutal crackdowns and civil conflict in Syria Libya and Yemen dashed the hopes that peaceful democratic revolutions would sweep the region In other countries the departure of authoritarian leaders led to many false starts without producing democratic conclusions Societies that had appeared united in opposition suddenly seemed fractious Youth were once again banished to the political margins Reconstructing the Middle East examines the changes that happened within the region from 2010 and the long term challenges and opportunities they present Featuring the work of authors with a diversity of perspectives most of whom hail from the region it addresses key issues of political economic and societal changes the role of young people and of the international community In addition the book deals with the questions of both political and economic reform and the intertwined nature of the two Political reform that allows greater participation will fail to quell frustration if Arabs continue to feel that their job prospects are bleak Similarly Arabs will not accept economic reform that restores growth but continues to fence off the political sphere This book offers a unique perspective on the uprisings by focusing on specific issue areas where change is needed and offering a roadmap for the long road towards state building and new social contracts based on political inclusion respect for pluralism and sustained economic growth As such it will be a valuable resource for students and scholars of Middle East Politics as well as those with an interest in the Arab Spring **Current Law Index** ,2007

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