

Reading List

Theme: Comparative Constitutionalism in Post-Socialist Countries

February 2008

Books

Andrew Arato, *Civil Society, Constitution and Legitimacy*, New York: Rowman & Littlefield Publishers, Inc, 2000.

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A. Lijphart (ed.), *Parliamentary Versus Presidential Government*, New York: Oxford University Press, 1992.

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Herman Schwartz, *The Struggle for Constitutional Justice in Post-Communist Europe*, Chicago: University of Chicago Press, 2000.

K. Wolczuk, *The Moulding of Ukraine: The Constitutional Politics of State Formation*, CEU Press, 2001.

M. Steven Fish, *Democracy Derailed in Russia. The Failure of Open Politics*, Cambridge: University Press, 2005

G.N. Rosenberg, *The Hollow Hope. Can Courts Bring About Social Change?* Chicago and London: The University of Chicago, 1991

A. Sajo, *Limiting Government*, Budapest, 1999

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J. Elster, C. Offe, U. Preuß, *Institutional Design in Post-Communist Societies*, Cambridge, 1998.

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Andrew Arato, “Refurbishing the Legitimacy of the New Regime: The Constitution-Making Endgame in Hungary and Poland”, in: A. Arato, *Civil Society, Constitution and Legitimacy*, New York, 2000

L. Bruzst, “Market Making as State Making: Constitutions and Economic Development in Post-Communist Eastern Europe,” Vol. 13, No. 1, March 2002, pp. 53-72.

Mark F. Brzezinski, “The Emergence of Judicial Review in Eastern Europe: The Case of Poland,” *The American Journal of Comparative Law*, Vol. 41, No. 2 Spring 1993, pp. 153-200.

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Lee Epstein, Jack Knight, and Olga Shvetsova, "The Role of Constitutional Courts in the Establishment and Maintenance of Democratic Systems of Government," *Law and Society Review*, Vol., 35, 2001, pp. 117-163.

Hristo Dimitrov, "The Bulgarian Constitutional Court and its Interpretive Jurisdiction," *Columbia Journal of Transnational Law*, 1999, Vol. 37, pp. 459-505.

Jon Elster, "Constitution-Making in Eastern Europe: Rebuilding the Boat in the Open Sea," *Public Administration*, Vol. 71, No. 1-2, March 1993, pp. 169-217.

M. Steven Fish, "Stronger Legislatures, Stronger Democracies," *Journal of Democracy*, Vol. 17, No. 1, 2006, pp. 5-20.

Anders Fogelklou, "Constitutionalism and the Presidency in the Russian Federation," *International Sociology*, Vol. 18, No. 1, 2003, pp. 181-198.

Robert Haydn, "Democracy without a Demos? The Bosnian Constitutional Experiment and the Intentional Construction of Nonfunctioning States," *East European Politics and Societies*, Vol. 19, No. 2, May 2005, pp. 226-259.

Katherine Hendley, "Legal Development and Privatization in Russia: a Case Study," *Soviet Economy*, vol. 8, 1992.

Kathryn Hendley, "Rewriting the Rules of the Game in Russia: the Neglected Issue of the Demand for Law," *East European Constitutional Review* 8:4 (Fall 1999).

Kathryn Hendley, Barry Ickes, Peter Murrell, and Randi Ryterman, "Observations on the Use of Law by Russian Enterprises," *Post-Soviet Affairs*, January-March 1997, 13(1), pp. 19-41.

Hendley, Kathryn. "Accelerated Process in the Russian *Arbitrazh* Courts," *Problems of Post-Communism*, vol 52, no. 6, pp. 21-31, 2005

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S.Holmes, "What Russia Teaches us Now," *The American Prospect*, July-August 1997.

S.Holmes, "Superpresidentialism and its Problems", *EECR*, 4-1993-1/1994.

Eugene Huskey, "Speedy, Just and Fair? Remaking Legal Institutions in Putin's Russia," in Wolfgang Danspeckgruber, ed., *Perspectives on the Russian State in Transition*, 2006.

Pamela Jordan, "The Russian Advokatura (Bar) and the State in the 1990s," *Europe-Asia Studies*, Vol., 50, No. 5, 1998, pp. 765-791.

Marina Kurkchiyan, "The Illegitimacy of Law in Post-Soviet Societies," in Denis Galligan ed., *Law and Informal Practices: The Post-Communist Experience*, 2003.

Peter Krug, "Departure from the Centralized Model: The Russian Supreme Court and Constitutional Control," *Virginia Journal of International Law*, Vol. 37, 1997, pp. 725-787.

Web Ewa Letowska, "A Constitution of Possibilities," *East European Constitutional Review* vol. 6 (1997): 76-81.

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C. Ross, "Putin's Federal Reforms and the Consolidation of Federalism in Russia: One Step Forward, Two Steps Back!," *Communist and post-Communist Studies* (36) 2003, pp. 29-47

Andras Sajó and Katharine Lauer, "Western Rights? Post-Communist Application," Aspen Publications, 1996.

A.Sajo, "Rights in Post-Communism", in: A.Sajo (ed.), *Western Rights? Post- Communist Application*, The Hague, 1996.

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