

ROUTLEDGE STUDIES IN PHILOSOPHY OF MATHEMATICS AND PHYSICS

# The Logical Foundations of Scientific Theories

*Languages, Structures, and Models*

Décio Krause and Jonas R. B. Arenhart



# Logical Foundations Of Constit

**S. Shivakumar**



## **Logical Foundations Of Constit:**

*The Calculus of Consent* James M. Buchanan, Gordon Tullock, 1965 A scientific study of the political and economic factors influencing democratic decision making      *The Oxford Handbook of Law and Economics* Francesco Parisi, 2017-04-04 Covering over one hundred topics on issues ranging from Law and Neuroeconomics to European Union Law and Economics to Feminist Theory and Law and Economics The Oxford Handbook of Law and Economics is the definitive work in the field of law and economics The book gathers together scholars and experts in law and economics to create the most inclusive and current work on law and economics Edited by Francisco Parisi the Handbook looks at the origins of the field of law and economics tracks its progression and increased importance to both law and economics and looks to the future of the field and its continued development by examining a cornucopia of fields touched by work in law and economics The uniqueness of its breadth depth and convenience make the volume essential to scholars students and contributors in the field of law and economics      The Logical Foundations of Constitutional Liberty James M. Buchanan, 1999 The thirty one papers presented in this volume offer scholars and general readers alike a comprehensive introduction to the work of one of the greatest economists of the modern era Many of Buchanan's most important essays are gathered in this inaugural volume of the twenty volume series from Liberty Fund of his Collected Works The editors have focused on papers that Buchanan has written without collaboration and which present Buchanan's earlier classic statements on crucial subjects rather than his subsequent elaborations which appear in later volumes in the series Included too is Buchanan's Nobel address The Constitution of Economic Policy and the text of the Nobel Committee's press release explaining why Buchanan was awarded the prize for Economics in 1986 The volume also includes Buchanan's autobiographical essay Better Than Plowing in which he gives not only a brief account of his life but also his own assessment of what is important distinctive and enduring in his work The foreword by the three series editors will be valuable to all readers who wish to engage the challenging but epochal writings of the father of modern public choice theory      The Oxford Handbook of Public Choice, Volume 1 Roger D. Congleton, Bernard N. Grofman, Stefan Voigt, 2018-12-07 The Oxford Handbook of Public Choice provides a comprehensive overview of the research in economics political science law and sociology that has generated considerable insight into the politics of democratic and authoritarian systems as well as the influence of different institutional frameworks on incentives and outcomes The result is an improved understanding of public policy public finance industrial organization and macroeconomics as the combination of political and economic analysis shed light on how various interests compete both within a given rules of the games and at times to change the rules These volumes include analytical surveys syntheses and general overviews of the many subfields of public choice focusing on interesting important and at times contentious issues Throughout the focus is on enhancing understanding how political and economic systems act and interact and how they might be improved Both volumes combine methodological analysis with substantive overviews of key topics This first volume

covers voting and elections interest group competition and rent seeking including corruption and various normative approaches to evaluating policies and politics Throughout both volumes important analytical concepts and tools are discussed including their application to substantive topics Readers will gain increased understanding of rational choice and its implications for collective action various explanations of voting including economic and expressive the role of taxation and finance in government dynamics how trust and persuasion influence political outcomes and how revolution coups and authoritarianism can be explained by the same set of analytical tools as enhance understanding of the various forms of democracy

**The Logical Foundations of Social Theory** Gert H. Mueller, 2014-08-20 The Logical Foundations of Social Theory describes Gert Mueller's argument that physical biological social moral and cultural reality form an asymmetrical hierarchy of founding and controlling relationships that condition social reality rather than mechanically determining it This book analyzes social stratification as labor wealth and power the moral order as solidarity ideology and morality and culture systems as art science and religion

**James M. Buchanan** Richard E. Wagner, 2019-02-15 A fine collection of essays exploring and in many cases extending Jim Buchanan's many contributions and insights to economic political and social theory Bruce Caldwell Professor of Economics Duke University USA The overwhelming impression the reader gets from this very fine collection is the extraordinary expanse of James Buchanan's work Everyone interested in economics and related fields can profit mightily from this book Mario Rizzo Professor of Economics New York University USA This book explores the academic contribution of James Buchanan who received the Nobel Prize for economics in 1986 Buchanan's receipt of the Prize is noteworthy because he was a maverick within the economics profession In contrast to the preponderance of economists Buchanan made little use of mathematics and no use of econometrics preferring to use logic and language to insert his ideas into the scholarly community Moreover his ideas extended the domain of economic inquiry along many paths that numerous economists subsequently pursued Buchanan's scholarship brought economics and political science together under the rubric of public choice He was also a prime figure in bringing economic theory into closer contact with moral and social philosophy This volume includes essays distributed across the extensive domain of Buchanan's scholarly contributions reflecting the range of his scholarly interests Chapters will examine Buchanan's scholarly work on public finance social insurance public debt public choice economic methodology constitutional political economy law and economics and ethics and social theory The book also examines Buchanan in relation to other prominent economists both from the distant past and the recent past

The Constitution of Development S. Shivakumar, 2005-10-13 Examining the foundations of development Shivakumar describes how societies can reconstitute themselves to improve their developmental well being He argues that the unitary state focus in theory and practice limits the creative potential of individuals to improve their mutual well being through crafting capabilities for self governance This is a significant contribution to current discussions on institutional foundations of development providing practical guidance on what it means to constitute a government that

facilitates rather than impedes progress      *The Strategic Constitution* Robert D. Cooter, 2020-06-30 Making amending and interpreting constitutions is a political game that can yield widespread suffering or secure a nation's liberty and prosperity. Given these high stakes, Robert Cooter argues that constitutional theory should trouble itself less with literary analysis and arguments over founders' intentions and focus much more on the real-world consequences of various constitutional provisions and choices. Pooling the best available theories from economics and political science, particularly those developed from game theory, Cooter's economic analysis of constitutions fundamentally recasts a field of growing interest and dramatic international importance. By uncovering the constitutional incentives that influence citizens, politicians, administrators, and judges, Cooter exposes fault lines in alternative forms of democracy: unitary versus federal states, deep administration versus many elections, parliamentary versus presidential systems, unicameral versus bicameral legislatures, common versus civil law, and liberty versus equality rights. Cooter applies an efficiency test to these alternatives, asking how far they satisfy the preferences of citizens for laws and public goods. To answer, Cooter contrasts two types of democracy, which he defines as competitive government. The center of the political spectrum defeats the extremes in median democracy, whereas representatives of all the citizens bargain over laws and public goods in bargain democracy. Bargaining can realize all the gains from political trades, or bargaining can collapse into an unstable contest of redistribution. States plagued by instability and contests over redistribution should move towards median democracy by increasing transaction costs and reducing the power of the extremes. Specifically, promoting median versus bargain democracy involves promoting winner-take-all elections versus proportional representation, two parties versus multiple parties, referenda versus representative democracy, and special governments versus comprehensive governments. This innovative theory will have ramifications felt across national and disciplinary borders and will be debated by a large audience, including the growing pool of economists interested in how law and politics shape economic policy, political scientists using game theory or specializing in constitutional law, and academic lawyers. The approach will also garner attention from students of political science, law, and economics, as well as policy makers working in and with new democracies where constitutions are being written and refined.      **Constitution Making** Calvin C. Jillson, 2002 Looking closely at the roll-call voting records, the author examines the patterns of cooperation and conflict among individual delegates and their state delegations as voting units analyze the changes in voting coalitions and the implication of those changes for the resolution of critical substantive issues before the Convention and shows how these major issues were addressed, modified, and resolved from the opening of the Convention on May 25, 1787, to its final adjournment on September 17. The result is a conceptually sophisticated and empirically accurate understanding of the politics of constitution making in the Federal Convention that the author hopes will allow us to see the democratic politics of our own age in clearer perspective.      **Conservatives and the Constitution** Ken I. Kersch, 2019-03-28 Since the 1980s, a ritualized opposition in legal thought between a conservative originalism and a liberal living constitutionalism has obscured

the aggressively contested tradition committed to and mobilization of arguments for constitutional restoration and redemption within the broader postwar American conservative movement Conservatives and the Constitution is the first history of the political and intellectual trajectory of this foundational tradition and mobilization By looking at the deep stories told either by identity groups or about what conservatives took to be flashpoint topics in the postwar period Ken I Kersch seeks to capture the developmental and integrative nature of postwar constitutional conservatism challenging conservatives and liberals alike to more clearly see and understand both themselves and their presumed political and constitutional opposition Conservatives and the Constitution makes a unique contribution to our understanding of modern American conservatism and to the constitutional thought that has in critical ways informed and defined it An Unamendable Constitution? Richard Albert, Bertil Emrah Oder, 2018-09-03 This book examines the subject of constitutional unamendability from comparative doctrinal empirical historical political and theoretical perspectives It explores and evaluates the legitimacy of unamendability in the various forms that exist in constitutional democracies Modern constitutionalism has given rise to a paradox can a constitutional amendment be unconstitutional Today it is normatively contested but descriptively undeniable that a constitutional amendment one that respects the formal procedures of textual alteration laid down in the constitutional text may be invalidated for violating either a written or unwritten constitutional norm This phenomenon of an unconstitutional constitutional amendment traces its political foundations to France and the United States its doctrinal origins to Germany and it has migrated in some form to all corners of the democratic world One can trace this paradox to the concept of constitutional unamendability Constitutional unamendability can be understood as a formally entrenched provision s or an informally entrenched norm that prohibits an alteration or violation of that provision or norm An unamendable constitutional provision is impervious to formal amendment even with supermajority or even unanimous agreement from the political actors whose consent is required to alter the constitutional text Whether or not it is enforced and also by whom this prohibition raises fundamental questions implicating sovereignty legitimacy democracy and the rule of law *The Oxford Handbook of the U.S. Constitution* Mark Tushnet, Mark A. Graber, Sanford Levinson, 2015-07-31 The Oxford Handbook of the U S Constitution offers a comprehensive overview and introduction to the U S Constitution from the perspectives of history political science law rights and constitutional themes while focusing on its development structures rights and role in the U S political system and culture This Handbook enables readers within and beyond the U S to develop a critical comprehension of the literature on the Constitution along with accessible and up to date analysis The historical essays included in this Handbook cover the Constitution from 1620 right through the Reagan Revolution to the present Essays on political science detail how contemporary citizens in the United States rely extensively on political parties interest groups and bureaucrats to operate a constitution designed to prevent the rise of parties interest group politics and an entrenched bureaucracy The essays on law explore how contemporary citizens appear to expect and accept the exertions of

power by a Supreme Court whose members are increasingly disconnected from the world of practical politics Essays on rights discuss how contemporary citizens living in a diverse multi racial society seek guidance on the meaning of liberty and equality from a Constitution designed for a society in which all politically relevant persons shared the same race gender religion and ethnicity Lastly the essays on themes explain how in a globalized world people living in the United States can continue to be governed by a constitution originally meant for a society geographically separated from the rest of the civilized world Whether a return to the pristine constitutional institutions of the founding or a translation of these constitutional norms in the present is possible remains the central challenge of U S constitutionalism today **Realism,**

**Ideology, and the Convulsions of Democracy** Mikayla Novak,Marta Podemska-Mikluch,Richard E. Wagner,2023-10-14 This edited volume explores the tension between reason and sentiment in democracies and its contribution to the decline of liberalism Bringing together classical liberal scholars with a deep knowledge of public choice ideas the chapters delve into this tension from a variety of perspectives Building on the principle of entangled political economy as articulated by Richard E Wagner this volume engages with new facets of the relationship between choice and consequence and their implications for democratic politics Advocating for a reframing of public choice theory as compatible with civic republicanism this volume will be of interest to students and scholars of public choice political economy political theory governance and economic policy

**The Constitution of Good Societies** Karol Edward Soltan,Stephen L. Elkin,2010-11-01 **Constitutional Mythologies** Alain Marciano,2011-08-02 Our societies obviously rest on common beliefs These myths are tools that help us to develop and build common identities they form the structure around which societies function This does not imply that these beliefs are true in the sense that they would be supported by empirical facts In social matters myths have undoubtedly important functions to play even if no empirical facts support them On the other hand and precisely because they are not discussed myths may be problematic they may create illusions conserve structures that are inefficient and unable to improve the situation of citizens This is particularly true with constitutions Constitutions are very important for societies a constitution is a document even in societies based on unwritten constitutions which binds citizens together creating unity among them and which forms the framework within which our activities take place As Nobel Prize laureate James Buchanan used to say constitutions contain the rules of the social game we play in our everyday life However constitutions are not frequently debated by citizens This is why we end up with common beliefs about these constitutions they are above our heads around us We take them their role function and nature as given The purpose of this volume to investigate and challenge common constitutional myths Featuring contributions from prominent economists political scientists and legal scholars the chapters in this volume address such myths as constitutions are binding social contracts constitutions are economic documents and constitutions are legal documents Illustrating their analyses with historical and contemporary examples from the United States Canada and Europe the authors build a multi layered approach to understanding constitutions and their

implications for social and political influence      *Conservative Liberalism, Ordo-liberalism, and the State* Kenneth Dyson, 2021-01-21 This book uses extensive original archival and elite interview research to examine the attempt to rejuvenate liberalism as a means of disciplining democracy and the market through a new rule based economic and political order This rebirth took the form of conservative liberalism and in its most developed form Ordo liberalism It occurred against the historical background of the great transformational crisis of liberalism in the first part of the twentieth century Conservative liberalism evolved as a cross national phenomenon It included such eminent and cultured liberal economists as James Buchanan Frank Knight Henry Simons Ralph Hawtrey Jacques Rueff Luigi Einaudi Walter Eucken Friedrich Hayek Alfred M ller Armack Wilhelm R pke Alexander R stow and Paul van Zeeland as well as leading lawyers like Louis Brandeis Franz B hm and Maurice Hauriou Conservative liberals also played a formative role in establishing new international networks notably the Mont P lerin Society The book investigates the rich intellectual inheritance of this variant of new liberalism from aristocratic liberalism ethical philosophy and religious thought It also locates the social basis of conservative liberalism and Ordo liberalism in the cultivated bourgeois intelligentsia The book goes on to examine the attempts to embed this new disciplinary form of liberalism in Britain France Germany Italy and the United States and to consider the determinants of its varying significance across space and over time It concludes by assessing the historical significance and contemporary relevance of conservative liberalism and Ordo liberalism as liberalism confronts a new transformational crisis at the beginning of the new millennium Is their promise of disciplining democracy and the market a hollow one      *The Constitutional Corporation* Stephen Bottomley, 2016-03-23 Corporate laws are based on the idea that the interests of shareholders should be the primary concern of company directors However some argue that the proper role for shareholders is to sit back and let the corporation s managers do their job or that the pursuit of shareholders interests detracts from the concerns of employees or victims of corporate wrongdoing or other stakeholders Stephen Bottomley argues that instead of consigning shareholders to this passive role they should be given opportunities to be active members of corporations Corporations are constitutional arrangements rather than mere contractual agreements They are decision making organizations in which questions of process and structure are important Thus instead of using economic criteria such as efficiency as the sole measure for deciding what constitutes good corporate governance this book examines whether ideas of accountability deliberation and contestability provide a valuable framework for assessing corporate structures and process and for encouraging greater shareholder participation      *The Global Emergence of Constitutional Environmental Rights* Joshua C. Gellers, 2017-05-18 Over the past 40 years countries throughout the world have similarly adopted human rights related to environmental governance and protection in national constitutions Interestingly these countries vary widely in terms of geography politics history resources and wealth This raises the question why do some countries have constitutional environmental rights while others do not Bringing together theory from law political science and sociology a global statistical



analysis and a comparative study of constitutional design in South Asia Gellers presents a comprehensive response to this important question Moving beyond normative debates and anecdotal developments in case law as well as efforts to describe and categorize such rights around the world this book provides a systematic analysis of the expansion of environmental rights using social science methods and theory The resulting theoretical framework and empirical evidence offer new insights into how domestic and international factors interact during the constitution drafting process to produce new law that is both locally relevant and globally resonant Scholars practitioners and students of law political science and sociology interested in understanding how institutions cope with complex problems like environmental degradation and human rights violations will find this book to be essential reading

**Constitutional Courts in Asia** Albert H. Y. Chen, Andrew Harding, 2018-09-20 The founding of a constitutional court is often an indication of a chosen path of constitutionalism and democracy It is no coincidence that most of the constitutional courts in East and Southeast Asia were established at the same time as the transition of the countries concerned from authoritarianism to liberal constitutional democracy This book is the first to provide systematic narratives and analysis of Asian experiences of constitutional courts and related developments and to introduce comparative historical and theoretical perspectives on these experiences as well as debates on the relevant issues in countries that do not as yet have constitutional courts This volume makes a significant contribution to the systematic and comparative study of constitutional courts constitutional adjudication and constitutional developments in East and Southeast Asia and beyond

**Drafting a Constitution for a Nation or Republic Emerging into Freedom** Bernard H. Siegan, 1994-06-07 Bernard H Siegan describes the terms and provisions that a constitution dedicated to the maintenance of a free society should contain together with the rationale and philosophy behind them The author gives special consideration to the newly emerging nations of Eastern Europe and formerly communist countries Topics covered include the powers of and restraints on the legislature and the president administrative agencies the judiciary judicial rights for the protection of liberty in addition to property rights and economic liberties Siegan also includes a suggested model constitution

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