



The excessive use of force creates  
legitimacy problems, and force  
without legitimacy leads to  
defiance, not submission.

Malcolm Gladwell

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# Legitimacy And Force

**Albert Venn Dicey**



## **Legitimacy And Force:**

Legitimacy and Force: State Papers and Current Perspectives Jeane J. Kirkpatrick, 2018-01-16 Legitimacy and Force Volumes One and Two are the state papers of Jeane J Kirkpatrick as the United States Permanent Representative to the United Nations The volumes feature all of the ambassador s UN and congressional testimonies addresses speeches and statements and a broad selection of speeches on international affairs and human rights Together they present a lucid and comprehensive account of the position of one of America s most controversial UN representatives Volume One is oriented around themes of democratic societies and undemocratic systems human rights and political obligations Kirkpatrick examines the nature and legitimacy of democracy and the illegitimate nature of undemocratic nations She also offers poignant commentary on the presidential election of 1980 and what the Reagan phenomenon has meant to the United States and the West Volume Two offers Kirkpatrick s formal remarks on nations and nation building She focuses on Grenada Poland Afghanistan Nicaragua and the Soviet Union She provides a particularly trenchant analysis of Israel the Camp David accords the assault on Israel inside the United Nations and on the Middle East in general Essential reading for everyone interested in the policymaking arena these volumes exemplify Kirkpatrick s articulate conceptual underpinning of present day American foreign policy These volumes far from the usual government position papers range widely and personally over the major international issues of our times They are amplified in essays and articles written by Dr Kirkpatrick for special occasions not related to specific UN work In addition the volumes contain crucial papers that were written after her resignation from the UN ambassadorship and hence reflect Kirkpatrick s current interests and persuasions

**Legitimacy and Drones** Steven J. Barela, 2016-03-09 Unmanned combat air vehicles or in common parlance drones have become a prominent instrument in US efforts to counter an objective and subjective cross border terrorist threat with lethal force As a result critical questions abound on the legitimacy of their use In a series of multidisciplinary essays by scholars with an extensive knowledge of international norms this book explores the question of legitimacy through the conceptual lenses of legality morality and efficacy it then closes with the consideration of a policy proposal aimed at incorporating all three indispensable elements The importance of this inquiry cannot be overstated Non state actors fully understand that attacking the much more powerful state requires moving the conflict away from the traditional battlefield where they are at an enormous disadvantage Those engaging in terrorism seek to goad the ruling government into an overreaction or abuse of power to trigger a destabilization via an erosion of its legitimacy Thus defending the target of legitimacy in this case insuring the use of deadly force is constrained by valid limiting principles represents an essential strategic interest This book seeks to come to grips with the new reality of drone warfare by exploring if it can be used to preserve rather than eat away at legitimacy After an extensive analysis of the three key parameters in twelve chapters the practical proposition of establishing a Drone Court is put forward and examined as a way of pursuing the goal of integrating these essential components to defend the citizenry and the

legitimacy of the government at the same time      **War by Other Means--Building Complete and Balanced Capabilities for Counterinsurgency** David C. Gompert, John Gordon IV, 2008-02-08 Examines how the United States should improve its counterinsurgency COIN capabilities through for example much greater focus on understanding jihadist strategy using civil measures to strengthen the local government and enabling local forces to conduct COIN operations Provides a broad discussion of the investments organizational changes and multilateral arrangements that the United States should pursue to improve its COIN capabilities      Sovereignty John Hoffman, 1998 This accessible and relevant book considers one of the central issues of international relations sovereignty the set of issues involving the independence of states and their interactions with controlling authorities John Hoffman proposes removing the nation state from the definition of sovereignty and offers a complete overhaul of our understanding of individual action      **The impact of feminism on political concepts and debates** Georgina Blakeley, Valerie Bryson, 2024-06-04 Many feminists have engaged with the man made concepts and approaches of traditional political analysis to produce an increasingly sophisticated and wide ranging body of thought The starting point of this book is the belief that such work is not simply something for the girls rather it has profound and complex implications without which our understanding of political processes and ideas would be impoverished This book provides an accessible overview and assessment of the impact of recent feminism by bringing together leading feminist and pro feminist political theorists and analysts to focus on key concepts such as rationality citizenship democracy and democratisation development and empowerment Each chapter takes a mainstream concept and examines both the critical debates around it and feminist reactions critiques It then analyses the significance and implications of feminism for the concept considers whether it can simply be extended to include women or whether it should be radically transformed or even abandoned and assesses whether feminist input has become part of the mainstream debate or remains marginalised

*Gender and Sovereignty* J. Hoffman, 2001-02-16 Gender and Sovereignty seeks to reconstruct the notion of sovereignty in post patriarchal society Sovereignty is linked to emancipation and an attempt is made to free both concepts from the static characteristics which derive from the Enlightenment and an uncritical view of the state To reconstruct sovereignty we must look beyond the state Sovereignty analysed in relational terms becomes aligned with autonomy and self determination in a world in which men and women can only be sovereign when they empower one another      *Introduction to the Study of the Law of the Constitution* Albert Venn Dicey, 1915      Citizenship Beyond the State John Hoffman, 2004-05-25 Citizenship Beyond the State is a critical introduction to the concept of citizenship it challenges the notion that citizenship has to be defined as membership of a state a notion implicit in Derek Heater's book and only touched on in Keith Faulks earlier work

**Order and Disorder in the International System** Sai Felicia Krishna-Hensel, 2016-05-13 This volume examines the complex international system of the twenty first century from a variety of perspectives Proceeding from critical theoretical perspectives and incorporating case studies the chapters focus on broad trends as well as micro realities of a Post

Westphalian international system The process of transformation and change of the international system has been an ongoing cumulative process Many forces including conflict technological innovation and communication have contributed to the creation of a transnational world with political economic and social implications for all societies Transnationalism functions both as an integrative factor and one which exposes the existing and the newly emerging divisions between societies and cultures and between nations and states The chapters in this volume demonstrate that re thinking fundamental assumptions as well as theoretical and methodological premises is central to understanding the dynamics of interdependence **Private Actors and Security Governance** Alan Bryden, Marina Caparini, 2006 The privatization of security understood as both the top down decision to outsource military and security related tasks to private firms and the bottom up activities of armed non state actors such as rebel opposition groups insurgents militias and warlord factions has implications for the state s monopoly on the legitimate use of force Both top down and bottom up privatization have significant consequences for effective democratically accountable security sector governance as well as on opportunities for security sector reform across a range of different reform contexts This volume situates security privatization within a broader policy framework considers several relevant national and regional contexts and analyzes different modes of regulation and control relating to a phenomenon with deep historical roots but also strong links to more recent trends of globalization and transnationalization Alan Bryden is deputy head of research at the Geneva Centre for the Democratic Control of Armed Forces DCAF Marina Caparini is senior research fellow at the Geneva Centre for the Democratic Control of Armed Forces DCAF Beyond Declaring Victory and Coming Home Anthony J. Joes, Max Manwaring, 2000-04-30 The political practice of declaring victory and coming home has provided a false and dangerous domestic impression of great success for U S unilateral and multilateral interventions in failing and failed states around the world The reality of such irresponsibility is that the root causes and the violent consequences of contemporary intranational conflict are left to smolder and reignite at a later date with the accompanying human and physical waste This book discusses why it is incumbent on the international community and individual powers involved in dealing with the chaos of the post Cold War world to understand that such action requires a long term holistic and strategic approach The intent of such an approach is to create and establish the proven internal conditions that can lead to a mandated peace and stability with justice The key elements that define those conditions at the strategic level include 1 the physical establishment of order and the rule of law 2 the isolation of belligerents 3 the regeneration of the economy 4 the shaping of political consent 5 fostering peaceful conflict resolution processes 6 achieving a complete unity of effort toward stability and 7 establishment and maintenance of a legitimate civil society These essential dimensions of contemporary global security and stability requirements comprise a new paradigm that will hopefully initiate the process of rethinking both problem and response *State, Violence, and Legitimacy in India* Santana Khanikar, 2018-04-26 How do people respond to a state that is violent towards its own citizens In State Violence and

Legitimacy in India this question is addressed through insights offered by ethnographic explorations of everyday policing in Delhi and the anti insurgency measures of the Indian army in Lakhpathar village in Assam Battling the dominant understanding of the inverse connect between state legitimacy and use of violence Santana Khanikar argues that use of violence does not necessarily detract from the legitimacy of the modern territorial nation state Based on extensive research of two sites the book develops a narrative of how two facets of state violence one commonly understood to be for routine maintenance of law and order and the other to be of extraordinary need for maintaining unity and integrity of the nation state often produce comparable responses The book delves into the debates surrounding state citizen relationship in India while critically engaging with dominant notions of state legitimacy and its relation with use of violence by the state

**Encyclopedia of Political Theory** Mark Bevir, 2010-03-18 How do we arrange our collective affairs Why do we live together in the ways we do How ought we to live together All humans think about the world they live in its history and future and the ideals by which they want to live in relation to others How we think today decisively influences the world of tomorrow This encyclopedia attempts to bring greater clarity and understanding to political debate Drawing together a team of international scholars the Encyclopedia of Political Theory examines the ideas of the major political theorists from before Plato to our own times the main schools of political thought the concepts and issues that have captured the imagination and attention of political theorists and some of the main institutions and practices inspired by political thought With more than 450 entries these three volumes provide a quick one stop source to key topics in the field Key Features Examines the global landscape of all the key theories and the theorists behind them Includes specific lists of entries that deal with constitutional thought and democratic thought Refers to distinctive norms and features of various governments legal systems and societies Devotes large parts to the history of ideas about government ethics and society Provides a chronology of political theory to help readers see how a given theorist school or issue fits into the bigger historical picture Key Themes Ancient Thought Applied Ethics Biographies Comparative Theory Constitutional Thought Critical Theory Democratic Thought Early Modern Thought International Theory Justice Liberal Theory Medieval Thought Modern Theory Power and Authority Religious Thought Self and Community This work is designed to serve as a reference source for anyone interested in the roots of contemporary political theory It will be a welcome addition to any academic or public library *The Reconstruction of the Juridico-Political* Ian Bryan, Peter Langford, John McGarry, 2015-12-22 Hans Kelsen and Max Weber are conventionally understood as the original proponents of two distinct and opposed processes of concept formation generating two separate and contrasting theoretical frameworks for the study of law The Reconstruction of the Juridico Political Affinity and Divergence in Hans Kelsen and Max Weber contests the conventional understanding of the theoretical relationship between Kelsen s legal positivism and Weber s sociology of law Utilising the conceptual frame of the juridico political the contributors to this interdisciplinary volume analyse central points of affinity and divergence in the work of these two influential figures

Thus the chapters collected in *The Reconstruction of the Juridico Political* offer a comprehensive reconsideration of these affinities and divergences through a comparison of their respective reconstruction of the notions of democracy the State legal rights and the character of law From this reconsideration a more complex understanding of their theoretical relationship emerges combined with a renewed emphasis upon the continued contemporary relevance of the work of Kelsen and Weber

*Political Anthropology* Victor W. Turner, 2017-07-12 Politics a static network of structural and functional models Is it a given set of rules statuses and procedures Or a dynamic process a continuum related to the past as well as to the present and continually influenced by pressures within and outside of a society Taking the latter view of the nature of political behavior the editors of *Political Anthropology* here present an original compilation of papers that thoroughly assess contemporary anthropological research and theory on political phenomena and explore the sources and maintenance of political power One of the aims of this book is to take tentative steps toward resolving the developing crisis by investigating the structure of political action revealed in empirical data Within the general framework of political dynamics the book uses processes such as decision making the judicial process the disturbance and settlement of policy issues the application of sanctions and the outcome of disputes among other things These items will find their places as components of phases in the major sequence Investigating societies from Africa to Alaska politics is shown to be a global phenomenon a human process of action centering on the conflict between the common good and interests of groups and on the resolution or extension of that conflict by the religious structural sociocultural and psychological pressures within and external to a social grouping Essential reading for anyone concerned with the nature of political process *Political Anthropology* presents a fresh important and comprehensive overview of the wind of change currently abroad in the study of political behavior

*One Nation Under Contract* Allison Stanger, 2009-10-27 Allison Stanger examines the American government's approach to outsourcing discussing the evolution of military outsourcing the privatization of diplomacy and homeland security and offering an alternative approach

*Power and Responsibility* Bruce D. Jones, Carlos Pascual, Stephen John Stedman, 2009-09-30 The aim of the Managing Global Insecurity project is to launch a reform effort of the global security system in 2009 That task is both ambitious and urgent The time to act is now from the Foreword by Javier Solana The twenty first century will be defined by security threats unconstrained by borders from economic instability climate change and nuclear proliferation to conflict poverty terrorism and disease The greatest test of global leadership will be building partnerships and institutions for cooperation that can meet the challenge *Power and Responsibility* describes how American leadership can rebuild international order to promote global security and prosperity for today's transnational world *Power Responsibility* establishes a new foundation for international security responsible sovereignty or the notion that sovereignty entails obligations and duties toward other states as well as one's own citizens Governments must cooperate across borders to safeguard common resources and tackle common threats *Power Responsibility* argues that in order to advance its own interests the United States must learn to govern in an

interdependent world exercise leadership through cooperation and create new institutions with today's traditional and emerging powers. The result of a collaborative project on Managing Global Insecurity, the book also reflects the MGI project's global dialogue, extensive consultations in the United States and in regions around the world, as well as discussions with the MGI project's Advisory Group composed of prominent U.S. and international figures. The 2008 financial crisis has brought our global interconnectedness close to home. But economic insecurity is just one concern. *Power and Responsibility* provides a road map for building effective policies and legitimate global institutions to tackle today's suite of transnational challenges.

Kemal Dervis, administrator, UN Development Programme

**Law's Violence** Austin Sarat, Thomas R. Kearns, 2009-11-12 Seven diverse voices probe the use of violence to enforce law and the effect of this use of violence on law. *Evil, Law and the State* John T. Parry, 2006 Introduction John T. Parry Pain, Interrogation and the Body State Violence and the Law of Torture Fernando Purcell Too Many Foreigners for My Taste Law, Race and Ethnicity in California 1848-1852 Shani D. Cruse Protection, Harm and Social Evil The Age of Consent c. 1885-c. 1940 Ruth A. Miller Sin, Scandal and Disaster Politics and Crime in Contemporary Turkey Tar G. Zayd1N Adding Injury To Injury The Case of Rape and Prostitution in Turkey Dani Filc and Hadas Ziv Exception as the Norm and the Fiction of Sovereignty The Lack of the Right to Health Care in the Occupied Territories Alban Burke Mental Health Care During Apartheid in South Africa An Illustration of How Science Can be Abused Rui Zhu Schistosomiasis and Capital Marxism Elena A. Baylis The Inevitable Impunity of Suicide Terrorists Douglas J. Sylvester The Lessons of Nuremberg and the Trial of Saddam Hussein Kirsten Ainley Responsibility for Atrocity Individual Criminal Agency and the International Criminal Court Roberto Buonomano Humanity and Inhumanity State Power and the Force of Law in the Prescription of Juridical Norms Vincent Luzzi New Balance Evil and the Scales of Justice Jody Lyne Madeira The Execution as Sacrifice Bram Even Legitimacy and Violence On the Relation between Law and Justice According to Rawls and Derrida Notes on Contributors

**Criticizing Global Governance** M. Lederer, P. Muller, 2005-11-18 The essays in this collection seek to reflect on global governance and to provide a better critical understanding of the various practices that fall under its rubric. The first part challenges the concept of global governance; the second part focuses on organizational and institutional aspects; and the last part examines the rule systems implemented by global governance practices. The vocabulary of global governance has become a serious contender to imagine world order in the post-cold war world. Using different strategies of critique, the contributors argue that global governance denotes a political vocabulary where acts of definition themselves are political moves.



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