

Judging the Past in Unified Germany



A. James McAdams

Judging The Past In Unified Germany

Hester Vaizey



Judging The Past In Unified Germany:

Judging the Past in Unified Germany A. James McAdams, 2001-04-09 In recent years no modern democracy has taken more aggressive steps to come to terms with a legacy of dictatorship than has the Federal Republic of Germany with the crimes and injustices of Communist East Germany In this book A James McAdams provides a comprehensive and engaging examination of the four most prominent instances of this policy criminal trials for the killings at the Berlin Wall the disqualification of administrative personnel for secret police ties parliamentary truth telling commissions and private property restitution On the basis of extensive interviews in Bonn and Berlin over the 1990s McAdams gives new insight into the difficulties German politicians judges bureaucrats and public officials faced sitting in judgment on the affairs of another state He argues provocatively that the success of their policies must be measured in terms of the way they used East German history to justify their actions In 1997 A James McAdams was awarded the DAAD Prize for Distinguished Scholarship in German Studies He is Professor and Chair of the Department of Government and International Studies at University of Notre Dame in Notre Dame Indiana He is the author of *East Germany and D tente* Cambridge University Press 1985 *Germany Divided From the Wall to Reunification* Princeton University Press 1992 and co author of *Rebirth A Political History of Europe Since World War II* Westview Press 1999 McAdams is also editor of *Transitional Justice and the Rule of Law in New Democracies* University of Notre Dame Press 1997

The Judge as Political Theorist David Robertson, 2010-07-01 The Judge as Political Theorist examines opinions by constitutional courts in liberal democracies to better understand the logic and nature of constitutional review David Robertson argues that the constitutional judge s role is nothing like that of the legislator or chief executive or even the ordinary judge Rather constitutional judges spell out to society the implications on the ground of the moral and practical commitments embodied in the nation s constitution Constitutional review in other words is a form of applied political theory Robertson takes an in depth look at constitutional decision making in Germany France the Czech Republic Poland Hungary Canada and South Africa with comparisons throughout to the United States where constitutional review originated He also tackles perhaps the most vexing problem in constitutional law today how and when to limit the rights of citizens in order to govern As traditional institutions of moral authority have lost power constitutional judges have stepped into the breach radically altering traditional understandings of what courts can and should do Robertson demonstrates how constitutions are more than mere founding documents laying down the law of the land but increasingly have become statements of the values and principles a society seeks to embody Constitutional judges in turn see it as their mission to transform those values into political practice and push for state and society to live up to their ideals

Historical Justice in International Perspective Manfred Berg, Bernd Schaefer, Bernd Schäfer, 2009 This book makes a valuable contribution to debates on redress for historical injustices by offering case studies from nine countries on five continents The contributors examine the problems of material restitution criminal justice apologies recognition memory

and reconciliation in national contexts as well as from a comparative perspective Among the topics discussed are the claims for reparations for slavery in the United States West German restitution for the Holocaust the South African Truth and Reconciliation Commission the efforts to prosecute the perpetrators of the Khmer Rouge s mass murders in Cambodia and the struggles of the indigenous people of Australia and New Zealand The book highlights the diversity of the ways societies have tried to right past wrongs as the demand for historical justice has become universal The Invisible Constitution in Comparative Perspective Rosalind Dixon, Adrienne Stone, 2018-11-08 Constitutions worldwide inevitably have invisible features they have silences and lacunae unwritten or conventional underpinnings and social and political dimensions not apparent to certain observers The Invisible Constitution in Comparative Perspective helps us understand these dimensions to contemporary constitutions and their role in the interpretation legitimacy and stability of different constitutional systems This volume provides a nuanced theoretical discussion of the idea of invisibility in a constitutional context and its relationship to more traditional understandings of written versus unwritten constitutionalism Containing a rich array of case studies including discussions of constitutional practice in Australia Canada China Germany Hong Kong Israel Italy Indonesia Ireland and Malaysia this book will look at how this aspect of invisible constitutions is manifested across different jurisdictions

Born in the GDR Hester Vaizey, 2016 The real life stories of eight East Germans caught up in the dramatic transition from Communism to Capitalism by the fall of the Berlin Wall and what they feel about life after the Wall **Encounters with Popular Pasts** Mike Robinson, Helaine Silverman, 2015-03-19 This volume is based on the recognition that heritage is popular and popular culture is now readily transformed into heritage whose meanings and myths reshape social life and political and economic realities as well as re make tradition The papers in this volume consider What does popular heritage look like To whom does it speak Is it active in dissolving class and cultural boundaries or just in reproducing new ones How do societies manage a heritage that is fluid immediate and that straddles extremes of serious conflict and hedonistic frivolity When under what circumstances is the creation and expression of new cultural forms popular culture capable of being transformed into heritage Cold War Cultures Annette Vowinckel, Marcus M. Payk, Thomas Lindenberger, 2012-03-01 The Cold War was not only about the imperial ambitions of the super powers their military strategies and antagonistic ideologies It was also about conflicting worldviews and their correlates in the daily life of the societies involved The term Cold War Culture is often used in a broad sense to describe media influences social practices and symbolic representations as they shape and are shaped by international relations Yet it remains in question whether or to what extent the Cold War Culture model can be applied to European societies both in the East and the West While every European country had to adapt to the constraints imposed by the Cold War individual development was affected by specific conditions as detailed in these chapters This volume offers an important contribution to the international debate on this issue of the Cold War impact on everyday life by providing a better understanding of its history and legacy in Eastern and Western Europe **Secret Agents and the**

Memory of Everyday Collaboration in Communist Eastern Europe Péter Apor, Sándor Horváth, James Mark, 2017-09-27

The collection of essays in *Secret Agents and the Memory of Everyday Collaboration in Communist Eastern Europe* addresses institutions that develop the concept of collaboration and examines the function social representation and history of secret police archives and institutes of national memory that create these histories of collaboration. The essays provide a comparative account of collaboration participation across differing categories of collaborators and different social milieux throughout East Central Europe. They also demonstrate how secret police files can be used to produce more subtle social and cultural histories of the socialist dictatorships. By interrogating the ways in which post socialist cultures produce the idea of and knowledge about collaborators, the contributing authors provide a nuanced historical conception of collaboration, expanding the concept toward broader frameworks of cooperation and political participation to facilitate a better understanding of Eastern European communist regimes.

Art Outside the Lines, 2015-06-29 This collection of essays written by leading scholars in the fields of East German art, film, literature, music, and museum studies seeks to renegotiate the artistic legacy of the German Democratic Republic. Combining a range of theoretical and practical perspectives, the volume challenges the narrow frameworks of totalitarianism and Ostalgie that have dominated discussions of art produced in the GDR. It explores the diversity of art produced in the state and contests the long held perception that socialist realism and artistic innovation were mutually exclusive. Crucially, the collection puts art itself to the fore. GDR art is considered not simply as a political by-product as is so often the case, but as an entity of innovation and aesthetic value in its own right.

Demilitarization in the Contemporary World Peter N. Stearns, 2013-11-16 Contemporary world history has highlighted militarization in many ways, from the global Cold War and numerous regional conflicts to the general assumption that nationhood implies a significant and growing military. Yet the twentieth century also offers notable examples of large scale demilitarization, both imposed and voluntary. *Demilitarization in the Contemporary World* fills a key gap in current historical understanding by examining demilitarization programs in Germany, Japan, Honduras, Guatemala, El Salvador, and Costa Rica. In nine insightful chapters, this volume's contributors outline each nation's demilitarization choices and how they were made. They investigate factors such as military defeat, border security risks, economic pressures, and the development of strong peace cultures among citizenry. Also at center stage is the influence of the United States, which fills a paradoxical role as both an enabler of demilitarization and a leader in steadily accelerating militarization. Bookended by Peter N. Stearns' thought provoking historical introduction and forward looking conclusion, the chapters in this volume explore what true demilitarization means and how it impacts a society at all levels, military and civilian, political and private. The examples chosen reveal that successful demilitarization must go beyond mere troop demobilization or arms reduction to generate significant political and even psychological shifts in the culture at large. Exemplifying the political difficulties of demilitarization in both its failures and successes, *Demilitarization in the Contemporary World* provides a possible roadmap.

for future policies and practices **Driving the Soviets up the Wall** Hope M. Harrison, 2011-06-27 The Berlin Wall was the symbol of the Cold War For the first time this path breaking book tells the behind the scenes story of the communists decision to build the Wall in 1961 Hope Harrison s use of archival sources from the former East German and Soviet regimes is unrivalled and from these sources she builds a highly original and provocative argument the East Germans pushed the reluctant Soviets into building the Berlin Wall This fascinating work portrays the different approaches favored by the East Germans and the Soviets to stop the exodus of refugees to West Germany In the wake of Stalin s death in 1953 the Soviets refused the East German request to close their border to West Berlin The Kremlin rulers told the hard line East German leaders to solve their refugee problem not by closing the border but by alleviating their domestic and foreign problems The book describes how over the next seven years the East German regime managed to resist Soviet pressures for liberalization and instead pressured the Soviets into allowing them to build the Berlin Wall *Driving the Soviets Up the Wall* forces us to view this critical juncture in the Cold War in a different light Harrison s work makes us rethink the nature of relations between countries of the Soviet bloc even at the height of the Cold War while also contributing to ongoing debates over the capacity of weaker states to influence their stronger allies *The Cold War* Konrad H. Jarausch, Christian Ostermann, Andreas Etges, 2017-02-06 The traces of the Cold War are still visible in many places all around the world It is the topic of exhibits and new museums of memorial days and historic sites of documentaries and movies of arts and culture There are historical and political controversies both nationally and internationally about how the history of the Cold War should be told and taught how it should be represented and remembered While much has been written about the political history of the Cold War the analysis of its memory and representation is just beginning Bringing together a wide range of scholars this volume describes and analyzes the cultural history and representation of the Cold War from an international perspective That innovative approach focuses on master narratives of the Cold War places of memory public and private memorialization popular culture and schoolbooks Due to its unique status as a center of Cold War confrontation and competition Cold War memory in Berlin receives a special emphasis With the friendly support of the Wilson Center Constitutionalism and Transitional Justice in South Africa Lollini, 2010-01-11 **Socialist Modern** Katherine Pence, Paul Betts, 2008 This book explores the ways in which modernity shaped the relationship between socialist state and society in East Germany The reunification of Germany in 1989 may have put an end to the experiment in East German communism but its historical assessment is far from over Where most of the literature over the past two decades has been driven by the desire to uncover the relationship between power and resistance complicity and consent more recent scholarship has tended to concentrate on the everyday history of East German citizens experience of life in East Germany with a particular view toward addressing the question what did modernity mean for East German state and society As such the collection moves beyond the conceptual divide between state level politics and everyday life so as to bring into sharper focus the specific contours of the GDR s

unique experiment in Cold War socialism What unites all the essays is the question of how the very tensions around socialist modernity shaped the views memories and actions of East Germans over four decades the Cold War Eastern Europe the history of communism European social history and the history of everyday life gender history as well as modernity and socialist popular culture *Legal Symbolism* Jiří Příbáň,2016-04-22 Jir Prib n s book contributes to the field of systems theory of law in the context of European legal and political integration and constitution making It puts recent European legislative efforts and policies especially the EU enlargement process in the context of legal theory and philosophy Furthermore the author shows that the system of positive law has a symbolic meaning reflecting how it also contributes to the semantics of political identity democratic power and moral values as well as the complex relations between law politics and morality **A Concise History of Germany** Mary Fulbrook,2019-01-03 This third edition of Mary Fulbrook s much admired and popular introduction to German history provides a clear and informative guide to the twists and turns of the story of the German lands and peoples from the early middle ages to the present day Crisply synthesising a vast array of historical material Fulbrook explores the interrelationships between social political and cultural factors in the light of scholarly controversies Since the second edition in 2004 there have been important changes in Germany Europe and the wider world This new edition features a significantly expanded chapter on Germany since 1990 encapsulating recent and dramatic developments that have transformed Germany s character and international standing This single volume history of Germany offers broad and accessible coverage and provides a useful guide for students general readers travellers to Germany and anyone with an interest in German history Nordic, Central, and Southeastern Europe 2024-2025 Bojka Djukanovic,2024-07-08 The World Today Series Nordic Central and Southeastern Europe is an annually updated presentation of each sovereign country in Nordic Central and Southeastern Europe past and present It is organized by individual chapters for each country and presents a complete and authoritative overview of each region s geography people history political system constitution parliament parties political leaders and elections The combination of factual accuracy and up to date detail along with its informed projections make this an outstanding resource for researchers practitioners in international development media professionals government officials potential investors and students Now in its 23rd edition the content is thorough yet perfect for a one semester introductory course or general library reference Available in both print and e book formats and priced low to fit student and library budgets *Germany since 1945* Pól Ó Dochartaigh,2019-10-10 Since its crushing military defeat in 1945 Germany has faced occupation and division economic success amidst Cold War bitterness the rise and spectacular fall of the Berlin Wall and now more than a decade as a country united for only the second time in its history It has become a slumbering economic superpower at the heart of the drive towards European unity while divisions between east and west remain among its own people Germany since 1945 Offers a comprehensive introduction to every stage in Germany s political social and economic development from 1945 right up to the present day Examines in depth both

German states their differences and their similarities as well as the period of occupation 1945 49 and the year of unification 1989 90 Concludes with the first short survey in English of more than a decade of post unification Germany covering the period right up to the Iraq crisis in spring 2003

Lustration and Consolidation of Democracy and the Rule of Law in Central and Eastern Europe Vladimíra Dvořáková, 2007

The History of the Stasi Jens Gieseke, 2014-01-01 A well balanced and detailed look at the East German Ministry for State Security the secret police force more commonly known as the Stasi This is an excellent book full of careful balanced judgements and a wealth of concisely communicated knowledge It is also well written Indeed it is the best book yet published on the MfS German History The Stasi stood for Stalinist oppression and all encompassing surveillance The shield and sword of the party it secured the rule of the Communist Party for more than forty years and by the 1980s it had become the largest secret police apparatus in the world per capita Jens Gieseke tells the story of the Stasi a feared secret police force and a highly professional intelligence service He inquires into the mechanisms of dictatorship and the day to day effects of surveillance and suspicion Masterful and thorough at once he takes the reader through this dark chapter of German postwar history supplying key information on perpetrators informers and victims In an assessment of post communist memory politics he critically discusses the consequences of opening the files and the outcomes of the Stasi debate in reunified Germany A major guide for research on communist secret police forces this book is considered the standard reference work on the Stasi

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Table of Contents Judging The Past In Unified Germany

1. Understanding the eBook Judging The Past In Unified Germany
 - The Rise of Digital Reading Judging The Past In Unified Germany
 - Advantages of eBooks Over Traditional Books
2. Identifying Judging The Past In Unified Germany
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Judging The Past In Unified Germany
 - User-Friendly Interface
4. Exploring eBook Recommendations from Judging The Past In Unified Germany
 - Personalized Recommendations
 - Judging The Past In Unified Germany User Reviews and Ratings
 - Judging The Past In Unified Germany and Bestseller Lists
5. Accessing Judging The Past In Unified Germany Free and Paid eBooks
 - Judging The Past In Unified Germany Public Domain eBooks
 - Judging The Past In Unified Germany eBook Subscription Services
 - Judging The Past In Unified Germany Budget-Friendly Options
6. Navigating Judging The Past In Unified Germany eBook Formats
 - ePub, PDF, MOBI, and More
 - Judging The Past In Unified Germany Compatibility with Devices
 - Judging The Past In Unified Germany Enhanced eBook Features
7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Judging The Past In Unified Germany
 - Highlighting and Note-Taking Judging The Past In Unified Germany
 - Interactive Elements Judging The Past In Unified Germany
8. Staying Engaged with Judging The Past In Unified Germany

- Joining Online Reading Communities
- Participating in Virtual Book Clubs
- Following Authors and Publishers Judging The Past In Unified Germany
- 9. Balancing eBooks and Physical Books Judging The Past In Unified Germany
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Judging The Past In Unified Germany
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Judging The Past In Unified Germany
 - Setting Reading Goals Judging The Past In Unified Germany
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Judging The Past In Unified Germany
 - Fact-Checking eBook Content of Judging The Past In Unified Germany
 - Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
- 14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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