

CONSTITUTIONAL PROPERTY CLAUSES



AJ van der Walt

With a Foreword by Frank I Michelman

Constitutional Property Clauses

**Illinois. General Assembly. Legislative
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Constitutional Property Clauses:

Property and the Constitution Janet McLean, 1999-08-23 Papers from a July 1998 conference written by public lawyers property lawyers and legal philosophers examine public dimensions of private property Contributors consider whether property is a human right and look at its role in making responsible citizens its relationship to freedom of speech constitutional protections of private property and attempts to redress historical wrongs by property settlements to indigenous people The editor is former director of the New Zealand Institute of Public Law and a lecturer at the University of Auckland New Zealand Distributed by ISBS Annotation copyrighted by Book News Inc Portland OR *Constitutional Property Clauses* A. Van der Walt, 1999-12-09 The constitutional entrenchment and protection of property rights has always been a difficult and controversial issue This new and unique work is more than a collection of cases on constitutional property law it is an in depth comparison of constitutional property clauses in jurisdictions around the world The book consists of three parts the first chapter contains a general discussion of comparative theoretical and analytical issues The second part consists of eighteen chapters on jurisdictions where the property clause has generated substantial case law and jurisprudence meriting extensive analysis and discussion Among the countries discussed are Australia Japan Canada Germany Switzerland and South Africa For easy reference the structure of these country by country chapters is identical These chapters not only contain practical useful legal information but also a normative interpretation of constitutional property clauses in their national and international context The third and final part of the book contains a collection of 86 property clauses from jurisdictions not included in the country reports The focus of the book is on comparison and cross references assist the reader in finding related cases and issues in other jurisdictions The book will be of interest to private and public lawyers engaged in international trade and business practices as well as to scholars of comparative constitutional law Constitutional Property Clauses A. J. Van der Walt, 1999 This new and unique work is more than a collection of cases on constitutional property law it is an in depth comparison of constitutional property clauses in jurisdictions around the world The book consists of three parts the first chapter contains a general discussion of comparative theoretical and analytical issues The second part consists of eighteen chapters on jurisdictions where the property clause has generated substantial case law and jurisprudence The third and final part of the book contains a collection of 86 property clauses from jurisdictions not included in the country reports **The Global Debate Over Constitutional Property** Gregory S. Alexander, 2006-07-15 Countries around the world are heatedly debating whether property should be a constitutional right But American lawyers have largely ignored this debate which is divided into two clear camps those who believe making property a constitutional right undermines democracy by fostering inequality and those who believe it provides the security necessary to make democracy possible In *The Global Debate over Constitutional Property* Gregory Alexander recasts this discussion arguing that both sides overlook a key problem that constitutional protection or lack thereof has little bearing on

how a society actually treats property A society's traditions and culture Alexander argues have a much greater effect on property rights Laws must aim then to change cultural ideas of property rather than deem whether one has the right to own it Ultimately Alexander builds a strong case for improving American takings law by borrowing features from the laws of other countries particularly those laws based on the idea that owning property not only confers rights but also entails responsibilities to society as a whole

Constitutional Property Law Andries Johannes Van der Walt, 2005 Successor to the 1997 publication *The constitutional property clause a comparative analysis of section 25 of the South African Constitution of 1996*

Essays on Constitutional Law and Equity, and Other Subjects Henry Schofield, 1921 Constitutional Protection of Private Property and Freedom of Contract Richard A. Epstein, 2013-10-15 First Published in 2000 This is a collection of essays that look at the Constitutional protection of private property and freedom of contract and forms part of the Liberty Property and Law series where the materials in this collection are drawn from many disciplines including economics law philosophy and political science

The Constitutional Property Clause A. J. Van der Walt, 1997 This text is directed at legal practitioners in the fields of property and constitutional law as well as at students dealing with these subjects Through comparative analysis it considers some of the main issues raised by the interpretation and application of Section 25 of the 1996 Constitution

The Chicago Legal News, 1891 **Constitutional Convention Bulletin, No. 1[-15]** ... Illinois. General Assembly. Legislative Reference Bureau, 1920 *The Obligation of Contracts Clause of the United States Constitution* Warren Belknap Hunting, 1919

Constitutional Convention Bulletins: The judicial department, jury, grand jury and claims against the state, 1920 *Constitutional Convention Bulletins ... Illinois. General Assembly. Legislative Reference Bureau, 1919*

Rights and Constitutionalism Dawid Hercules Van Wyk, 1994 An introduction to the constitutional order in South Africa drawing on the constitutional experience in countries such as Canada India Germany and the US which influenced the drafting of Chapter 3 of the 1993 Constitution

Selected Essays on Constitutional Law Association of American Law Schools, 1938 **The Green Bag**, 1899 Includes index 1 v Central Reporter, 1886 *Supreme Court Reporter*, 1911 The Revolutionary Labor Amendment and the Constitution Sampson R. Child, 1925

The Annotated Constitution and Code of the State of Tennessee Tennessee, D. L. Grayson, 1895

Unveiling the Magic of Words: A Review of "**Constitutional Property Clauses**"

In a world defined by information and interconnectivity, the enchanting power of words has acquired unparalleled significance. Their capability to kindle emotions, provoke contemplation, and ignite transformative change is truly awe-inspiring. Enter the realm of "**Constitutional Property Clauses**," a mesmerizing literary masterpiece penned with a distinguished author, guiding readers on a profound journey to unravel the secrets and potential hidden within every word. In this critique, we shall delve into the book's central themes, examine its distinctive writing style, and assess its profound effect on the souls of its readers.

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