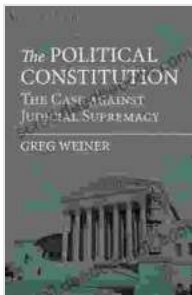


The Political Constitution: The Case Against Judicial Supremacy

Judicial supremacy is the doctrine that the judiciary is the ultimate authority on the interpretation of the constitution. This means that the courts have the power to strike down laws and government actions that they deem to be unconstitutional. Judicial supremacy is a controversial doctrine, and there are many arguments against it.



The Political Constitution: The Case against Judicial Supremacy by Greg Weiner

★★★★★ 5 out of 5

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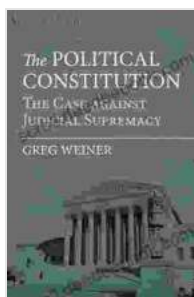
The Case Against Judicial Supremacy

One of the main arguments against judicial supremacy is that it violates the principle of majority rule. In a democracy, the majority of the people should have the right to determine the laws of the land. However, judicial supremacy allows a small group of unelected judges to overturn the will of the majority. This can lead to a situation where the laws of the land are not in line with the wishes of the people.

Another argument against judicial supremacy is that it creates an unaccountable elite. The judges who serve on the Supreme Court are appointed for life, and they are not subject to any form of popular election. This means that they are not accountable to the people for their decisions. This can lead to a situation where the judges become an unaccountable elite who are not responsive to the needs of the people.

Finally, judicial supremacy can undermine the legitimacy of the democratic process. When the courts strike down laws that have been passed by the legislature, it can send the message that the democratic process is not legitimate. This can lead to a loss of faith in the government and in the rule of law.

Judicial supremacy is a controversial doctrine that has a number of negative consequences. It violates the principle of majority rule, creates an unaccountable elite, and undermines the legitimacy of the democratic process. For these reasons, it is necessary to reconsider the doctrine of judicial supremacy and to find a more democratic way to interpret the constitution.



The Political Constitution: The Case against Judicial

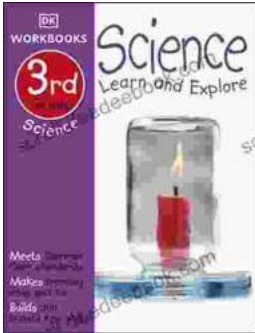
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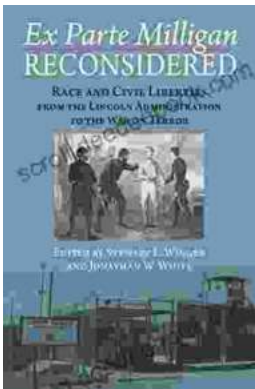
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