

Hans Kelsen

Wer soll der Hüter der Verfassung sein?

Abhandlungen zur Theorie der Verfassungsgerichtsbarkeit in der pluralistischen, parlamentarischen Demokratie Edited by Robert Chr. van Ooyen



Hans Kelsen is seen as the most important precursor of constitutional jurisdiction in the 20th century. In his two ground-breaking texts from 1929 and 1931, he defends his concept of a central judicial authority with the power of judicial review over parliament as an element of pluralistic democracy against Carl Schmitt's concept of a presidential guardian of the political unity »Volk«.

Hans Kelsen (1881-1973): 1919-30 Universitätsprofessor in Wien; 1919-1930 Verfassungsrichter; 1930-33 Professor in Köln; 1933-40 Professor in Genf; 1936-38 Professor in Prag; 1945-52 Professor in Berkeley.

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