

Gerd Morgenthaler

## Freiheit durch Gesetz

### Der parlamentarische Gesetzgeber als Erstadressat der Freiheitsgrundrechte

[Freedom through Law. The Parliamentary Legislator as the First Addressee of Fundamental Rights of Liberty. By Gerd Morgenthaler.]

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The German Basic Law (Grundgesetz) calls for the regulation and safeguarding of freedom through active legislation. Using its constitutional authority to monitor the fulfillment of this task, the Federal Constitutional Court has to compete increasingly with the legislator's power. By going back to the historic roots of the idea of freedom, Gerd Morgenthaler develops legal criteria for the protection of the parliamentary power to shape the legal system. With the help of these criteria he then analyzes the jurisdiction of the German Federal Constitutional Court.

**Gerd Morgenthaler** Geboren 1962; 1982–87 Studium der Rechtswissenschaft und Volkswirtschaftslehre; 1991 Promotion; 1999 Habilitation in Heidelberg; derzeit Professurvertretung für Öffentliches Recht an der Universität Marburg.



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