**JOKI454xA0 Democratic Society and the Rule of Law in Fear of Terror**

**Comparison of the common law concept and the Central European context of terrorism**

*course description*

**Thematic:** 1. The rule of law - comparison of the english and the european context; 2. Changes in the role of the modern democratic state in the 20th and 21th centuries; 3. The state of emergency - the actual bounding of the modern democratic system; 4. Salus populi - theoretical basics and practical delusions; 5. Altering the essence of human rights in the 21th century; 6. Variations and differences in the western and central european forms of terrorism; 7. Multidisciplinary approaches of terrorism I.; 8. Multidisciplinary approaches of terrorism II.; 9. International counter-terrorism efforts; 10. EU and national (MS) counter-terrorism efforts in Europe; 11. Field trip; 12. Dispute on the question: how to go on?

**Requirements:**

In order to complete the course:

* the student has to attend the course;
* be active (e.g. engage in exchanging ideas, do small researches etc.)
* send in via email a 12 to 15 pages long essay in English until the last meeting in the semester, topics will be provided on the first meeting

/the essay should be written in Times New Roman, font size 12, spacing 1,5, with the title and your name on the first page, table of contents is optional, however it should also be on the first page placed under your name and the title of the essay, sources should be cited in footnotes on each page, but also listed in the end of the essay, the last page should be the bibliography, "blank pages" - except the first page with the name of the student and the title of the essay - will not count/

**Curricula:**

**Robert C. Baker** (ed.): Natural Law. A Lutheran Reappraisal. Concordia Publishing House, Saint Louis. 2011

**István, Bibó:** Az államhatalmak elválasztása. Bibó István munkái centenáriumi sorozat (sor.szerk.: Dénes Iván Zoltán), Argumentum Kiadó - Bibó István Szellemi Műhely, 2011

**Jelle van Buuren:** Security as a commodity. The ethical dilemmas of private security services. In: Centre for European Policy Studies. INEX Policy Brief. No. 6. March 2010.

**Ronald Dworkin:** The Threat to Patriotism. The New York Review of Books. 31st January 2002

**David F. Forte (ed.):** Natural Law and Contemporary Public Policy. Georgetown University Press / Washington, D.C. 1998

**János, Frivaldszky:** A demokratikus kormányzat természetjogi kötöttségéről. In: Klasszikus természetjog és jogfilozófia. SZIT, Budapest. 2007. pp. 436-449.

**Peter Gill:** Democratic and Parliamentary Accountability of Intelligence Services after September 11th. DCAF Working Paper No. 103. Geneva, 2003.

**Bruce Hoffman:** Inside Terrorism. Columbia University Press (1998).

**Nasser Hussain:** The Jurisprudence of Emeregency. Univeristy of Michigan Press 2003

**John Locke:** Két értekezés a kormányról

**Richard A. Posner:** The Best Offense. In: The New Republic, 2002. szeptember 2.

**Clinton L. Rossiter:** Constitutional Dictatorship, Princeton University Press 1948

**István, Sabjanics:** A terrorizmus jelentette jogállami kihívásokról. In: Új Magyar Közigazgatás 4. évfolyam 2011/6-7. szám. Complex Kiadó, Budapest 2011. 67-71. p.

**István, Sabjanics:** Review on some actual legal issues regarding anti-terrorism legislation. In: Tradecraft Review 2012/1. Special Issue. 212-218. p.

**István, Sabjanics:** Elméleti alapvetések a különleges jogrend vonatkozásában. In: Magyar Rendészet 2013./ 2. Szám

**István, Sabjanics:** Minősített időszakok az Alaptörvényen innen és azon túl. PPKE Jog- és Államtudományi Doktori Iskola (in print)

**Carl Schmitt:** Legalitás és legitimitás. Attraktor, 2006.

**Carl Schmitt:** The Concept of the Political. The University of Chicago Press, Ltd., London 2007,

**Péter, Tálas:** Kelet-Közép Európa és az új típusú terrorizmus. In: A terrorizmus anatómiája. Szerk. Tálas Péter. Zrínyi Kiadó. Budapest. 2006.

**András Zs., Varga:** Beyond Rule of Law. In: IUSTUM AEQUUM SALUTARE 2013:(2) pp. 117-127. (2013)

**András Zs., Varga:** A közhatalom jogalkalmazói kontrollja mint a jó kormányzás előfeltétele. In: Szigeti Szabolcs, Frivaldszky János (szerk.) A jó kormányzásról: Elmélet és kihívások. Budapest: L'Harmattan Kiadó, 2012. pp. 241-268. (Jezsuita könyvek) 12., Agóra

Further literature in foreign languages can be provided upon request.