



Faculdade de Direito da UFMG

Programa de Pós-Graduação em Direito

PLANO DE ENSINO

ANO E SEMESTRE					
2021/2					
PROFESSOR(ES)					
EMILIO PELUSO NEDER MEYER AND TÍMEA DRINÓCZI					
CÓDIGO DA DISCIPLINA					
DIR872A					
TEMA					
TEMAS DE TEORIA DA CONSTITUIÇÃO					
SUBTEMA					
Global Crisis of Constitutionalism and Democracy?					
AUTORIZA OFERTA DE MATRÍCULA NA MODALIDADE DISCIPLINA ISOLADA?					
() Sim (X) Não					
AUTORIZA OFERTA DE MATRÍCULA DE GRADUANDO NA MODALIDADE DISCIPLINA ELETIVA?					
(X) Sim () Não					
DIA DA SEMANA	HORÁRIO	CARGA HORÁRIA	CRÉDITOS	VAGAS	TIPO DA DISCIPLINA
SEGUNDAS-FEIRAS	18:30	60	4	20	REGULAR
A DISCIPLINA É MINISTRADA EM IDIOMA ESTRANGEIRO: CASO SIM, QUAL IDIOMA?					
() Não (X) Sim Qual: INGLÊS					

PARTICIPAÇÃO DE PROFESSOR(ES) CONVIDADO(S)?		
() Sim (X) Não		
NOME(S) DO(S) PARTICIPANTE(S)	CPF	INSTITUIÇÃO

EMENTA
The crises of constitutional democracy. Constitutional crisis. Democratic crisis. Democratic erosion. Constitutional erosion. Illiberal constitutionalism. Deterioration of democracy. Constitutional erosion in Brazil. Illiberal constitutionalism in Europe. Abusive and progressive constitutional borrowing. Political parties and undemocratic governments. Abusive and participatory constitution-making. Democratic erosion in South Africa. Asian constitutionalism. Constitutionalism in the EU. Covid and constitutionalism.

BIBLIOGRAFIA
ALBERT, Richard. Constitutional Amendments: Making, Breaking and Changing Constitutions . Oxford: Oxford University Press, 2020. CONTESSA, Jorge. Exceptional regulations for an exceptional moment: the law and politics of COVID-19 in Chile. 73 Administrative Law Review 1, 2020. DE BÚRCA, Gráinne. Is EU Supranational Governance a Challenge to Liberal Constitutionalism? 85 The University of Chicago Law Review 337, 2018. DIXON, Rosalind. LANDAU, David. Abusive Judicial Review: Courts Against Democracy, University of California, Davis , Vol 53, 2020. DRINÓCZI, Tímea. BIEN-KACALA, Agnieska. Illiberal Constitutionalism in Poland and Hungary: The Deterioration of Democracy, Misuse of Human Rights and Abuse of the Rule of Law . London: Routledge, 2022. DRINÓCZI, Tímea. Illiberal constitutional courts and the danger they pose . Państwo i Prawa 2021 (forthcoming). DRINÓCZI, Tímea. BIEN-KACALA, Agnieska. HUNGARY & POLAND - The Year 2020: Lessons Learned from the Hungarian and Polish Management of the COVID-19 Crisis and Beyond . https://www.iacl-democracy-2020.org/blog/2016/3/23/blog-post-sample-9wntn-6ye75-hwawc-xx9lz-p6k2z-y8y6h-cplw4-4bcr5-t2hdf-pt4np-nzc2g-f64jl-c53x4-d693x-ycry5-xahmf . JACOBSON, Gary. ROZNAI, Yaniv. Constitutional Revolution . New Haven and London: Yale University Press, 2020.



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KLUG, Heinz. Towards a Sociology of Constitutional Transformation: understanding South Africa's post-apartheid constitutional order. **Legal Studies Research Paper Series Paper No. 1373.**

https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2729460.

MEYER, Emilio Peluso Neder. **Constitutional Erosion in Brazil**. Oxford and Portland, Oregon: Hart Publishing, 2021.

NEO, Jaclyn. NGOC SON, Bui eds. **Pluralist Constitutions in Southeast Asia**. Oxford: Hart Publishing, 2018.

ROSENFELD, Michel. **The Identity of the Constitutional Subject: Selfhood, Citizenship, Culture, and Community**. London and New York: Routledge, 2009.

SCHEPPELE, Kim Lane. The Party's Over. In GRABER, Mark, LEVISON, Sandford eds. **Constitutional Democracy in Crisis?** Oxford: Oxford University Press, 2018.

TEXTOS E DOCUMENTOS DISPONÍVEIS NA WEB

INFORMAÇÕES ADICIONAIS

All students must be able to read all the bibliography, participate in the debates and make their presentations in English.

Methodology: the students shall make presentations of the selected bibliography and critically analyze them.

Assessment:

40,0 points: deliver a final essay relating the subject of their own research with the themes debated in the course.

30,0 points: introductory presentation of one or more texts of the selected bibliography. The student can connect the text with other research results and use diverse forms of presentation.

30,0 points: participation in the debates. All students shall read the whole bibliography and actively engage in the discussions.

The classes will use UFMG's emergency remote system and all classes will occur using Microsoft Teams.