



Ainda sobre a tese da constitucionalização simbólica

[

2021

text (article)

Analítica

OBJECTIVE: The main purpose of this paper is to offer a supplement to my critical analysis of Marcelo Neves' thesis of symbolic constitutionalizing. **METHOD:** In this sense, from a methodological point of view, this supplement is based on a categorical reconstruction of the arguments of the 2018 postscript to his book "Constitution and law in peripheral modernity". **RELEVANCE/ORIGINALITY:** The relevance of this discussion lies in its contribution to a critical approach to Brazilian constitutional history, mainly post-1988. **RESULTS:** The results show that the symbolic constitutionalizing thesis has three problems, in addition to those previously discussed in my essay "To a criticism of the symbolic constitutionalizing thesis": a problem in the "sociological reduction" that it operates; a problem of adequacy between its conceptual framework and the conceptualized phenomenon; and a problem in its theoretical background. **THEORETICAL /METHODOLOGICAL CONTRIBUTIONS:** The main theoretical implication of this paper lies in its possible contribution to the development of a critical constitutional theory about the relationship between constitutionalism and periphery, which fundamental outlines I present in the last section.

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Título: Ainda sobre a tese da constitucionalização simbólica electronic resource]

Editorial: 2021

Tipo Audiovisual: Constitucionalização Simbólica Marcelo Neves Crítica Brasil Symbolic Constitutionalizing Marcelo Neves Criticism Brazil

Documento fuente: Revista de Direito da Faculdade Guanambi, ISSN 2447-6536, Vol. 8, Nº. 2, 2021

Nota general: application/pdf

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Lengua: Portuguese

Enlace a fuente de información: Revista de Direito da Faculdade Guanambi, ISSN 2447-6536, Vol. 8, Nº. 2, 2021

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