



Course Syllabus Template

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| Department/Faculty: Law School |
| Graduate Program: Political and Economic Law |
| Degree <input type="checkbox"/> Academic Master's <input checked="" type="checkbox"/> Doctorate (PhD) <input type="checkbox"/> Professional Master's |
| Course Name: Democracy and Its Challenges in the 21st Century |
| Professor(s) Cláudio Lembo and Monica Herman Caggiano |
| Office hours: 48 class hours |
| Course Overview <p>This subject examines the evolution of democracy throughout the 20th century and the crises that have arisen since the beginning of this new 21st century. From this perspective, it seeks to analyze the identified expansion and retraction waves; the elements of democracy and its presence in the various models applied; political representation and its deficiencies and setbacks; digital democracy; the phenomenon of corruption in politics; democracy and constitutionalism; and the development of new conceptions of constitution, aiming at protecting fundamental rights.</p> |



Topics outline

1. Democracy

Concept and interpretative diversity. Elements. The principle of alternation.

Democracy and its etymological sense. The criticisms to and the limits of democracy: criticism from the republicans.

2. Democracy and its types

The possibility of classifying democratic models or types.

Waves of democratic evolution.

3. The relationship between rulers and ruled. / Political Representation

The designation of the Rulers. The roles of the representative body. The representative mandate; nature; the imperative mandate; duration of the mandate. The democracy of all and the democracy of the majority.

4. Suffrage

Guiding principles. The extent of suffrage. The organization of the elections. Principles governing the electoral operation. The electoral guarantees. The Electoral Systems.

5. The scenario of the Competition for Power in democratic environments

The players of the competition. Political Parties and Party System. Nature and characteristics of political parties. The financing of party activities. The number of parties. The role of the political party. Operating principles. Degeneration.

6. Corruption in Politics

Meaning, causes, effects, and their impact on democracy.



8. Democratic disturbances. Are there geriatric measures for Democracy

An analysis of the impacts and possibilities measures for sanitizing democracy.

9. Democracy in the South American scenario

The Constitution of Venezuela. The organization of Power. Treatment of Fundamental Rights.

The New Constitution of Ecuador.

Reelection: advances and retreats.

10. The evolution of Constitutional Review: Mexico, Costa Rica, Colombia, Ecuador

11. The perspectives of Reforms

The Political Reform.

12. Political Reform. A New Agenda

Letter Grade Assignment

Grade A (Excellent) - Grade points between 9 and 10

Grade B (Good) - Grade points between 8 and 8.9

Grade C (Satisfactory) - Grade points between 7 and 7.9

Grade D (Unsatisfactory) - Grade points between 0 and 6.9

**Texts, Materials, and supplies****BASIC BIBLIOGRAPHY**

- **ACHEN**, Cristopher H. *and* **BARTELS**, Larry M. , *Democracy for Realists*, Princeton University Press, 2016.
- **AGESTA**, Luis Sanches, *Principios de Teoría Política*, Madrid, Ed. Nacional, 1983.
- **Caggiano**, Monica Herman Salem , *Sistemas Eleitorais x Representação Política*, Brasília, Ed. Senado Federal, 1990.
- , *Oposição na Política*, S. Paulo, Angelotti, 1995.
- , *Direito Parlamentar e Direito Eleitoral*, Barueri, SP, Manole, 2004.
- , *O Controle do Mercado por Via de Tabelamento*, *in* RDP 100/41.
- , **Democracia X Constitucionalismo. Um navio à derriwa?**, *in* Cadernos de Pós-Graduação em Direito, Faculdade de Direito – USP, n.1.2011.
- , **É possível reinventar o Partido? O Partido Político no século XXI.**, *in* **Direito Constitucional. Estado de Direito e Democracia**, a tribute to Prof. Manoel Gonçalves Ferreira Filho, São Paulo, Quartier Latin, 2011, ISBN 85-7674-575.1.
- **Elster**, Jon y **Slagstad**, Rune, *Constitucionalismo Y Democracia*, Mexico, Fondo de cultura Económica, 1999.
- **Ferreira Filho**, Manoel Gonçalves, *Direito Constitucional Econômico*, São Paulo, Saraiva, 1989.
- **Ferreira Filho**, Manoel Gonçalves, *Princípios Fundamentais do Direito Constitucional*, São Paulo, Saraiva, 2009.
- **Sartori**, Giovanni, *Teoria de la Democracia*, Madrid, Alianza Editorial S/A, 1988.
- **CARBONELL**, Miguel, *Neoconstitucionalismo*, Madrid, Editorial Trotta, 2009.
- **GALEANA**, Patricia, (organizer) *México y sus constituciones*, México, DF, Fondo de Cultura Económica, 2003.
- **LEMBO**, Cláudio, *Participação Política e Assistência Simples*, Rio de Janeiro, Forense Universitária, 1991.
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- , *A Pessoa. Seus Direitos*. Barueri, Manole, 2006.
- **OYARTE**, Rafael, *Derecho Constitucional Equatoriano e Comparado*, Quito, Equador, CEP, 2014.
- **COSTA LEITE**, Glauco, *Corrupção Política*, Belo Horizonte, Del Rey, 2016
- **CARAVIERI MARTINS**, Juliane, *O Parlamento do Mercosul no Século XXI*, Belo Horizonte, Arraes Editora, 2016.