

## **“Reflections on Constitutional Reforms” by Justo P. Torres Jr.**

*“The end of the institution, maintenance and administration of government is to secure the existence of the body politic, to protect it, and to furnish the individuals who compose it with the power of enjoying, in safety and tranquility, their natural rights and the blessings of life; and whenever these great objects are not obtained the people have a right to alter the government and to take the measures necessary for their safety, happiness and prosperity.” – John Adams*

*My role in this symposium on Constitutional Reforms is to give brief remarks and to provide direction for a vibrant discussion after we have listened to our speakers on the subject of reforms. It may be asked why a symposium on the constitution, being conducted under the auspices of the Cavite Historical Society and not by an organization of lawyers? There are more questions than answers to this query and it is not my duty to answer them. Be that as it may, present events merely mirror the past and the past is history, which serves as a guide to the present. Thus, it has been written by a great jurist that:*

**“When I want to understand what is happening today or try to decide what will happen tomorrow, I look back.”**

*We have invited outstanding national leaders of our time to read their respective papers and discuss with us new vistas of constitutionalism with an eye to reforms necessary for a progressive and relevant society. Historically, we have traveled a long way on the road to constitutionalism only to discover more “sails than anchor.” Although the Malolos Constitution of November 29, 1898 drafted by Felipe G. Calderon from Sta. Cruz de Malabon (now Tanza), Cavite was a good one, it was nipped – in – the bud by fortunes or should I say misfortunes of the Philippine American war. We have had four constitutions since then. The first was the constitution during the Commonwealth period in 1935, the second was the 1973 constitution during the Marcos regime, the third was the Freedom Constitution after Edsa I and the fourth was the Constitution prepared by a Constitutional Commission ratified in a plebiscite on February 2, 1987. There was one too many other constitutions in our history.*

*I agree with the notion that it is perhaps necessary to remind us on occasion that every social, political or economic system at present is the result of rebellion to antiquated array of discredited systems. **“When a new form of organization triumphs, it can be only because the old lacked the ability to adapt itself to conditions that demand change.”** This, to my mind, is but logical because experience had shown that blind adherence to precedents merely as precedents is not the rule. Its acceptance in the “marketplace of ideas” may be a better norm. If we come down to it, many systems have had their day – but were found wanting.*

*We are now in serious search for a better one expecting for light at the end of the tunnel.*

*It has been said, **“the people made the constitution, and the people can unmake it. It is the creature of its own will, and lives only by their will.”**<sup>2</sup> It is an axiom long recognized by constitutionalists that **“a government is a trust, and the officials are the trustees, and both trust and trustees are created for the benefit of the people.”***

# Constitutional Reflections

**James Franck Bright**



## **Constitutional Reflections:**

**Reflections on Constitutional Law** George Anastaplo, 2006-08-25 Constitutional scholar George Anastaplo believes that many judges and lawyers draw upon a skimpy if not simply unreliable knowledge of history. He proposes that in order to write reliable opinions these men and women must have a deeper understanding of the enduring principles upon which the law naturally tends to draw. In the study of constitutional law, Anastaplo argues that it is more important to weigh what the Supreme Court has said and how that is said, what considerations it weighed and how, than it is to know what it is recorded that the Court decided. In *Reflections on Constitutional Law*, Anastaplo makes the case for a renewed focus on a now often overlooked aspect of the study of law. He emphasizes the continuing significance and importance of the Constitution by thoroughly examining the most important influences on the American constitutional system, including the Magna Carta and the Declaration of Independence.

**Reflections on Freedom of Speech and the First Amendment** George Anastaplo, 2007-02-16 The guarantee of free speech enshrined in the U.S. Bill of Rights draws upon two millennia of Western thought about the value and necessity of free inquiry. Acclaimed legal scholar George Anastaplo traces the philosophical development of the idea of free inquiry from Plato's *Apology* to Socrates to John Milton's *Areopagitica*. He describes how these seminal texts and others by such diverse thinkers as St. Paul, Thomas More, and John Stuart Mill influenced the formation and the earliest applications of the First Amendment. Anastaplo also focuses on the critical free speech implications of a dozen Supreme Court cases and shows how First Amendment interpretations have evolved in response to modern events. *Reflections on Freedom of Speech and the First Amendment* grounds its vision of America's most basic freedoms in the intellectual traditions of Western political philosophy, providing crucial insight into the legal challenges of the future through the lens of the past.

**Reflections on Life, Death, and the Constitution** George Anastaplo, 2009-07-17 The role of law in government has been increasingly scrutinized as courts struggle with controversial topics such as assisted suicide, euthanasia, abortion, capital punishment, and torture. *Reflections on Life, Death, and the Constitution* explores such issues by using classical standards of morality as a starting point for understanding them. Drawing on works of literature and philosophy and on U.S. Supreme Court decisions, George Anastaplo examines the intimate relationship between human nature and constitutional law.

**Constitutional Reflections** Albert Venn Dicey, Arthur Berriedale Keith, 1996 This edition of the correspondence between A. V. Dicey and A. B. Keith is of interest to scholars of imperial history and the law, especially the field of conflict of laws. It presents the exchange of views between Dicey, the older professor, and Keith, the young man at the Colonial Office, on a multitude of topics of contemporary importance. It provides an insight into the books and revisions of earlier editions written by both men. The period 1905-1919 was filled with political and constitutional issues that drew the attention of public-minded individuals. Such specific discussions of constitutional matters over time were rare in Edwardian Britain, so this collection of letters presents an important addition to the stock of private materials by which public policy

must be judged      **Transition to a New Model of Economy and Its Constitutional Reflections** European Commission for Democracy through Law, Russia (Federation). Verkhovnyĭ Sovet, 1993-01-01      **Reflections on the Constitution** Richard A. Maidment, John Zvesper, 1989      "*The Constitution of the People*" Robert E. Calvert, 1991      **Reflections on the Constitution, Law and Development** S. K. B. Asante, 2002      Constitutional History of France Henry C. Lockwood, 1890

**The Constitution in Practice: Rights and Duties** Ritu Chaudhary, Harshita Thakur, Khushi Jain et al., 2025-09-25 The Constitution in Practice Rights and Duties covers Articles 1 51A of the Indian Constitution through student contributed chapters It simplifies complex provisions to make learning easier offering clear and practical insights into the nation s fundamental rights and duties      **Karl Jaspers** Dr Chris Thornhill, Chris Thornhill, 2013-10-31 This book sets out a new reading of the much neglected philosophy of Karl Jaspers By questioning the common perception of Jaspers either as a proponent of irrationalist cultural philosophy or as an early peripheral disciple of Martin Heidegger it re establishes him as a central figure in modern European philosophy Giving particular consideration to his position in epistemological metaphysical and political debate the author argues that Jaspers s work deserves renewed consideration in a number of important discussions particularly in hermeneutics anthropological reflections on religion the critique of idealism and debates on the end of metaphysics      **Decolonizing Constitutionalism** Boaventura de Sousa Santos, Sara Araújo, Orlando Aragón Andrade, 2023-07-31 The modern state law and constitution result from a legal canon that re produces the abyssal lines dividing the world that is validated from the world whose humanity and epistemological validity are denied This book aims to contribute to a post abyssal reflection on law and constitutionalism by considering the structural axes of power that are constitutive of modern law capitalism colonialism and heteropatriarchy alongside the legal plurality of the world Is it possible to decolonize decommodify and depatriarchalize the constitution The authors speak from multiple geographies raise different questions resort to differentiated theoretical approaches and reveal varying levels of optimism about the possibilities of transforming constitutions The readers are confronted with critical perspectives on the Eurocentric legal canon as well as with the recognition of anti capitalist anti colonial and anti patriarchal legal experiences The horizon of this publication is the expansion of the possibilities of legal and political imagination      **Reflections on Slavery and the Constitution** George Anastaplo, 2012-04-19 In this insightful book about constitutional law and slavery George Anastaplo illuminates both how the history of race relations in the United States should be approached and how seemingly hopeless social and political challenges can be usefully considered through the lens of the U S Constitution He examines the outbreak of the American Civil War its prosecution and its aftermath tracing the concept of slavery and law from its earliest beginnings and slavery s fraught legal history within the United States Anastaplo offers discussions that bring into focus discussions of slavery in Ancient Greece and within the Bible showing their influence on the Constitution and the subsequent political struggles that led to the Civil War      The Christian Heritage George Anastaplo, 2010-03-16 The Christian Heritage Problems and Prospects

delves into the history of the western Christian heritage Challenges to the Christian heritage a heritage nourished both by Judaism and by the western classics have been stimulated by the very success of the way of life that is promoted a way of life that is somehow responsible for the emergence of modern science with its revolutionary technology The reader is encouraged to reconsider authors prominent in the religious tradition of the West Guidance is provided for examinations of the fundamental assumptions and the enduring questions by which Western Civilization has been guided and challenged for millennia The enduring texts that we in the West repeatedly encounter especially the most challenging of them are apt to draw upon and to illuminate the fundamental assumptions and the enduring questions by which Western Civilization has been guided and challenged for millennia Vital to Western Civilization has long been the Christian Heritage That Heritage has been taken for granted in our general education in something as prosaic as the everyday operations of our legal system and perhaps even in our economic and other social arrangements

**Some Constitutional Reflections by Mark DeWolfe Howe** Mark De Wolfe Howe,1960 The Constitutional Review Henry Campbell Black,1925 Includes section Book reviews

*Constitutional monarchy, 1689-1837* James Franck Bright,1907 *Works* Charles Dickens,1907 **Works** Thomas Carlyle,1872 **Family Tree Book, Genealogical and Biographical, Listing the Relatives of General William Alexander Smith and of W. Thomas Smith** William Thomas Smith,1922

## Whispering the Strategies of Language: An Psychological Quest through **Constitutional Reflections**

In a digitally-driven world wherever screens reign great and immediate conversation drowns out the subtleties of language, the profound strategies and emotional subtleties concealed within phrases often get unheard. However, located within the pages of **Constitutional Reflections** a interesting literary prize blinking with fresh thoughts, lies an extraordinary quest waiting to be undertaken. Published by a talented wordsmith, that enchanting opus attracts visitors on an introspective journey, softly unraveling the veiled truths and profound impact resonating within the cloth of each word. Within the emotional depths with this emotional evaluation, we will embark upon a genuine exploration of the book is key subjects, dissect its captivating writing design, and succumb to the strong resonance it evokes deep within the recesses of readers hearts.

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