

Una teoria analitica del potere costituente

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An Analytical Theory of Constituent Power

Abstract: The essay discusses Jorge Baquerizo's important book on constituent power view under the lenses of analytical jurisprudence. While Baquerizo's analysis of constituent power is extremely valuable for its clarity and conceptual coherence, the essay ultimately casts some doubts on the viability of the concept of constituent power as a tool to make sense of "real world" instances of creation of new legal systems.

Keywords: Constituent power, Efficacy, Legal order, Normativity.

notizie di POLITEIA, XXXIX, 150, 2023. ISSN 1128-2401 pp. 51-57