

Laicit Dello Stato Italiano

Carlo Cardia

Secularism and Freedom of Religion in Italy Maria Cristina Ivaldi, 2025-02-11 The display of religious symbols in the public space has been the subject of much debate. This book provides an overview of the presence of religious symbols in Italian public institutions from a legal standpoint. The situation is analysed from the perspective of the principles of laicità/secularism, as defined by the Constitutional Court, and freedom of religion. It is argued that while the display of religious symbols in public institutions has been widely investigated doctrinally, the wearing of religious symbols in Italy has generally been neglected. Key cases are examined in light of national jurisprudence as well as intervention by the European Court of Human Rights and relevant judgments from foreign courts regarding this issue. Finally, the work considers the presence of religious symbols that transcend national borders, as in the case of arts, sport and advertising. A comparison is made with the French system which takes a very different approach. The book outlines possible ways forward in light of the growing interculturality of European societies. It will be a valuable resource for academics, researchers and policy-makers working in the areas of law and religion, and comparative law.

The Legal Treatment of Muslim Minorities in Italy Andrea Pin, 2017-05-15 Islam is a growing presence practically everywhere in Europe. In Italy, however, Islam has met a unique model of state neutrality, religious freedom and church and state collaboration. This book gives a detailed description of the legal treatment of Muslims in Italy, contrasting it with other European states and jurisprudence, and with wider global tendencies that characterize the treatment of Islam. Through focusing on a series of case studies, the author argues that the relationship between church and state in Italy, and more broadly in Europe, should be reconsidered both to secure religious freedom and general welfare. Working on the concepts of religious freedom, state neutrality, and relationship between church and state, Andrea Pin develops a theoretical framework that combines the state level with the supranational level in the form of the European Convention of Human Rights, which ultimately shapes a unitary but flexible understanding of pluralism. This approach should better accommodate not just Muslims' needs, but religious needs in general in Italy and elsewhere.

Law and the Christian Tradition in Italy Orazio Condorelli, Rafael Domingo, 2020-07-02 Firmly rooted on Roman and canon law, Italian legal culture has had an impressive influence on the civil law tradition from the Middle Ages to present day, and it is rightly regarded as the cradle of the European legal culture. Along with Justinian's compilation, the US

Constitution, and the French Civil Code, the Decretum of Master Gratian or the so-called Glossa ordinaria of Accursius are one of the few legal sources that have influenced the entire world for centuries. This volume explores a millennium-long story of law and religion in Italy through a series of twenty-six biographical chapters written by distinguished legal scholars and historians from Italy and around the world. The chapters range from the first Italian civilians and canonists, Irnerius and Gratian in the early twelfth century, to the leading architect of the Second Vatican Council, Pope Paul VI. Between these two bookends, this volume offers notable case studies of familiar civilians like Bartolo, Baldo, and Gentili and familiar canonists like Hostiensis, Panormitanus, and Gasparri but also a number of other jurists in the broadest sense who deserve much more attention especially outside of Italy. This diversity of international and methodological perspectives gives the volume its unique character. The book will be essential reading for academics working in the areas of Legal History, Law and Religion, and Constitutional Law and will appeal to scholars, lawyers, and students interested in the interplay between religion and law in the era of globalization.

Freedom of Religion. A Comparative Law Perspective Grzegorz Blicharz, 2019 Freedom of Religion. A Comparative Law Perspective consists of five chapters, looking at freedom of religion, particularly the display of religious symbols, in Poland, Italy, Hungary, and the United States. It provides a concise and very insightful look into the legal regimes of four nations, allowing reader to get a solid comparative view of public religious displays in these countries. Each chapter has sufficient depth and overall this edited volume will be a useful resource to scholars and jurists in this area. Dr. James C. Phillips, Stanford University's Constitutional Law Center The presented volume leads to an in-depth reflection on the issue of the display of religious symbols in the public sphere, which is widely discussed today. Most of the articles prove that secularism of the contemporary state ruled by law targets Christian symbolism (cross, cradle, the Decalogue). Christian religious symbols shall always be inscribed in the temporal order, otherwise they have no chance to be displayed in the public sphere. In this way, the rights of Catholic believers, as one of the dominant religious groups, are restricted in the name of the protection of religious and areligious minorities. As a result, the aim is to bring about the actual equality of all religions and - ultimately - the final removal of the Christian tradition from Western culture. Against this background, Polish (as well as Hungarian and Italian) judicial decisions present a different approach, which - as the authors of the volume prove - presents a position in favour of the presence of religious symbolism in the public sphere. The multifaceted evaluation of the inconsistency, casuistry and nuance of the jurisprudence of the US Supreme Court is extremely creative and interesting. It allows to conclude that the jurisprudence of the US Supreme Court, which usually limits the presence of religious symbols in the public forum, has not yet become universally binding. The pluralism of philosophical and religious attitudes still constitutes the axiological core of American democracy. Prof. dr hab. Andrzej Dziadzio, Jagiellonian University in Kraków

La condizione giuridica dello straniero in Italia nella giurisprudenza Andrea Di Francia, 2006

Religione, cultura e diritto tra globale e locale Paolo Picozza, Giuseppe Rivetti, 2007

Religious Freedom in Secular States Md. Jahid Hossain Bhuiyan, Ann Black, 2022-08-29 What constitutes the core values, tenets, cultural, historic, and ideological parameters of secularism in international contexts? In twelve chapters, this edited work examines current tensions in liberal secular states where myriad rights and freedoms compete regarding education, healthcare, end-of-life choices, clothing, sexual orientation, reproduction, and minority interests. It explores the legal complexity of defining a 'religion' through judicial decisions and scrutinises Christianity, Hinduism and Islam's relative success in accommodating religious pluralism. Part One explores the religious practice and persecution nexus, COVID-19's effect on religious freedom, religious education, burqas/headscarves, and religious culture in civil law. Part Two explores the constitutional principle of secularism in Member States of the Council of Europe, US Religious Clauses, and religious freedom in South Africa, UK, Australia, and India.

La laicità nel pensiero dei giuristi italiani Lorenza Forni, 2010

Nonreligion in Late Modern Societies Anne-Laure Zwillling, Helge Årsheim, 2022-06-14 This volume presents results from new and ongoing research efforts into the role of nonreligion in education, politics, law and society from a variety of different countries. Featuring data from a wide range of quantitative and qualitative studies, the book exposes the relational dynamics of religion and nonreligion. Firstly, it highlights the extent to which nonreligion is defined and understood by legal and institutional actors on the basis of religions, and often replicates the organisation of society and majority religions. At the same time, it displays how essential it is to approach nonreligion on its own, by freeing oneself from the frameworks from which religion is thought. The book addresses pressing questions such as: How can nonreligion be defined, and how can the "nones" be grasped and taken into account in studies on religion? How does the sociocultural and religious backdrop of different countries affect the regulation and representation of nonreligion in law and policymaking? Where and how do nonreligious individuals and collectives fit into institutions in contemporary societies? How does nonreligion affect notions of citizenship and national belonging? Despite growing scholarly interest in the increasing number of people without religion, the role of nonreligion in legal and institutional settings is still largely unexplored. This volume helps fill the gap, and will be of interest to students, researchers, policymakers and others seeking deeper understanding of the changing role of nonreligion in modern societies.

La chiesa e l'Europa, 2007

Diversi ed eguali Barbara Randazzo, 2008

Io amo l'Italia Magdi Allam, 2009-03-31 Attraverso il racconto della sua esperienza di vita Allam ci riporta a un sentimento di adesione e partecipazione all'ideale civile nazionale che il popolo italiano, forse, non ha coltivato abbastanza.

Il diritto dell'immigrazione, 2010

La Civiltà cattolica ,1947

Italiani senza padri Emilio Gentile, Simonetta Fiori, 2011-04-28T00:00:00+02:00 La festa dei centocinquant'anni di unità cade in un'Italia smarrita, un paese che rinnega se stesso e i propri padri fondatori. Ma perché abbiamo un cattivo rapporto con il movimento nazionale che diede origine allo Stato italiano? E per quale ragione ci sentiamo italiani, ma non cittadini di uno Stato nazionale? Emilio Gentile ripercorre un secolo e mezzo di storia italiana attraverso la lente del rapporto con il Risorgimento e nel confronto con le voci più autorevoli della storiografia italiana e straniera. Da una riflessione svolta senza retorica, senza condanne e senza apologie, emerge il ritratto realistico di un popolo continuamente oscillante fra euforia e depressione, orgoglio e avvilitamento, presunzione di grandezza e complesso di inferiorità. Una comunità rissosa, incapace di accordarsi su cos'è l'Italia e cosa sono gli italiani.

Giurisprudenza italiana ,1892

Aut aut 329 - Gayatri Chakravorty Spivak. Tre esercizi per immaginare l'altro AA.VV., 2012-02 Questo numero della rivista Aut aut presenta gli articoli di: Gayatri Chakravorty Spivak, Davide Zoletto, Giovanni Leghissa, Sergio Adamo, Slavoj Žižek.

I simboli religiosi tra diritto e culture Edoardo Dieni, Alessandro Ferrari, Vincenzo Pacillo, 2006

La prova e il quantum Paolo Cendon, 2014-01-07 L'Opera, divisa in tre tomi, fornisce una trattazione completa in materia di prova e quantum nel risarcimento del danno non patrimoniale. Il volume si sofferma sulla nozione di risarcimento in generale, e, in particolare, analizza l'applicazione pratica dell'istituto nei vari ambiti, quali il diritto della persona, famiglia, medicina, diritti reali, ambiente, obbligazioni e contratti, lavoro, società, amministrazione della giustizia, cultura e tempo libero. Si evidenzia l'analisi di figure nuove che danno luogo a responsabilità per danni quali lo stalking, la pedopornografia, diritti del morente, nascita indesiderata L'opera, aggiornata alla giurisprudenza di merito e di legittimità del 2013, è corredata da una ricca bibliografia, nonché da dettagliati indici sommario ed analitico e dalla spiegazione di numerosi casi pratici.

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Ateismo e libertà religiosa Carlo Cardia, 2023-12-18 Pubblicato nel 1973, il libro si è imposto all'attenzione della comunità scientifica, segnando un punto fermo nel dibattito sulla libertà religiosa. Dedicato ai rapporti tra ateismo e libertà religiosa nell'ordinamento giuridico italiano, il libro ne segue l'evoluzione storico-giuridica spingendo l'indagine oltre la rilevazione delle garanzie normative della libertà, per cercare di «individuare, al di là del significato letterale, il valore reale, l'incidenza sociale di norme e concetti giuridici che, pur non esprimendosi mai apertamente in questa direzione, favoriscono poi incisivamente la diffusione della religione (e di una determinata religione) ostacolando quella dell'ateismo». Proponendo e sperimentando questo percorso, il libro è riuscito a scuotere il dibattito scientifico su ateismo e religione in corso negli anni Settanta, indicando un metodo d'indagine ancora oggi utile a guidare e stimolare la ricerca di una protezione giuridica equilibrata della libertà di credere e di non credere. DOI: 10.13134/979-12-5977-272-5

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Table of Contents Laicit Dello Stato Italiano

1. Understanding the eBook Laicit Dello Stato Italiano
 - The Rise of Digital Reading Laicit Dello Stato Italiano
 - Advantages of eBooks Over Traditional Books
2. Identifying Laicit Dello Stato Italiano
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Laicit Dello Stato Italiano
 - User-Friendly Interface
4. Exploring eBook Recommendations from Laicit Dello Stato Italiano
 - Personalized Recommendations
 - Laicit Dello Stato Italiano User Reviews and Ratings
 - Laicit Dello Stato Italiano and Bestseller Lists
5. Accessing Laicit Dello Stato Italiano Free and Paid eBooks
 - Laicit Dello Stato Italiano Public Domain eBooks
 - Laicit Dello Stato Italiano eBook Subscription Services
 - Laicit Dello Stato Italiano Budget-Friendly Options
6. Navigating Laicit Dello Stato Italiano eBook Formats
 - ePub, PDF, MOBI, and More
- Laicit Dello Stato Italiano Compatibility with Devices
- Laicit Dello Stato Italiano Enhanced eBook Features
7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Laicit Dello Stato Italiano
 - Highlighting and Note-Taking Laicit Dello Stato Italiano
 - Interactive Elements Laicit Dello Stato Italiano
8. Staying Engaged with Laicit Dello Stato Italiano
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Laicit Dello Stato Italiano
9. Balancing eBooks and Physical Books Laicit Dello Stato Italiano
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Laicit Dello Stato Italiano
10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine Laicit Dello Stato Italiano
 - Setting Reading Goals Laicit Dello Stato Italiano
 - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Laicit Dello Stato Italiano

- Fact-Checking eBook Content of Laicit Dello Stato Italiano
- Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
- 14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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