## Democracy and the Rule of Law

Edited by

José María Maravall

Juan March Institute

Adam Przeworski

New York University



## Contents

List of Contributors		page ix
Ack	nowledgments	X
	Introduction José maría maravall and adam przeworski	1
Par	t I	
1	Lineages of the Rule of Law STEPHEN HOLMES	19
2	Power, Rules, and Compliance IGNACIO SÁNCHEZ-CUENCA	62
3	Obedience and Obligation in the <i>Rechtsstaat</i> MICHEL TROPER	94
4	A Postscript to "Political Foundations of Democracy and the Rule of Law" BARRY R. WEINGAST	109
5	Why Do Political Parties Obey Results of Elections?  ADAM PRZEWORSKI	114
Par	t II	
6	The Majoritarian Reading of the Rule of Law ROBERTO GARGARELLA	147
7	How Can the Rule of Law Rule? Cost Imposition through Decentralized Mechanisms CATALINA SMULOVITZ	168

		Contents
8	Dictatorship and the Rule of Law: Rules and Military Power in Pinochet's Chile ROBERT BARROS	188
Par	t III	
9	Courts as an Instrument of Horizontal Accountability: The Case of Latin Europe CARLO GUARNIERI	223
10	Rule of Democracy and Rule of Law JOHN FEREJOHN AND PASQUALE PASQUINO	242
11	The Rule of Law as a Political Weapon JOSÉ MARÍA MARAVALL	261
12	The Rule of Law and the Problem of Legal Reform in Michel de Montaigne's <i>Essais</i> BIANCAMARIA FONTANA	302
Author Index		317
Subject Index		321