

Constitutionalism and the Protection of Fundamental Rights in Modern Democracies

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Abstract

Constitutionalism provides a framework for limiting public power, organizing state institutions, and protecting fundamental rights. Modern constitutional systems vary in structure, but recurring concerns include separation of powers, judicial review, equality, due process, freedom of expression, and the relationship between constitutional text and changing social conditions. This paper examines the principal legal principles, scholarly debates, institutional mechanisms, practical implications and emerging challenges associated with the topic. It adopts an analytical and comparative perspective and emphasizes legal certainty, accountability, procedural fairness and effective remedies.

Keywords: constitutionalism, fundamental rights, judicial review, rule of law, democracy, constitutional law, public power

1. Introduction

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Table 1. Key Legal Dimensions

Legal dimension	Example source	Analytical focus
Substantive law	Constitution, statute, treaty	Rights and obligations
Procedural law	Rules of procedure	Fairness and remedies
Institutions	Courts, agencies, regulators	Implementation
Rights	Privacy, equality, liberty	Legal protection
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Artificial Intelligence and the Future of Legal Regulation

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Abstract

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Keywords

artificial intelligence, AI regulation, liability, technology law, accountability, legal standards, governance

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