



Neuer Mitarbeiter
Konrad Alexander

Wintersemester Alexander Konrad Ebook

Konrad Körner



Wintersemester Alexander Konrad Ebook:

Innerer Notstand und Revolution. Voraussetzungen, Umfang und Mittel für staatliche Organe Konrad

Körner, 2013-06-20 Studienarbeit aus dem Jahr 2013 im Fachbereich Jura öffentliches Recht Staatsrecht Grundrechte Note 13
Friedrich Alexander Universität Erlangen Nürnberg Lehrstuhl für öffentliches Recht Veranstaltung Seminar Theorie und Praxis
der Revolution Sprache Deutsch Abstract Ich schwöre dass ich meine Kraft dem Wohle des deutschen Volkes widmen seinen
Nutzen mehren Schaden von ihm wenden das Grundgesetz und die Gesetze des Bundes wahren und verteidigen meine
Pflichten gewissenhaft erfüllen und Gerechtigkeit gegen jedermann üben werde Die Eidesformel des Bundespräsidenten und
der Mitglieder der Bundesregierung aus Art 56 S 1 des Grundgesetzes zeigt Kernelemente des staatlichen Schutzauftrages
gegenüber Volk und Verfassung auf Gerade diese Dualität des unbedingten Schutzauftrages gegenüber Volk und Verfassung
ist es die im Folgenden immer wieder problematisch wird Denn in außergewöhnlichen Situationen wenn der Schutz der Bevölkerung
schwerer sicherzustellen ist als in der Normallage müssen sich die staatlichen Organe mit außergewöhnlichen Maßnahmen
behelfen Das Grundgesetz will diese Maßnahmen regeln und begrenzen zeigt doch die deutsche Geschichte nur zu
deutlich dass beim Austreiben des Teufels schnell der sprichwörtliche Beelzebub bei der Hand ist Doch wenn das eigene Volk
oder zumindest Teile dessen die Verfassung und die verfassungsmäßige Rechts und Gesellschaftsordnung ablehnen Wie sollen
staatliche Organe auf revolutionäre Bestrebungen in einer Ausnahmelage reagieren Gerade wenn es um den Umgang mit
anderen politischen Meinungen geht um den Umgang mit der eigenen Bevölkerung ist Vorsicht geboten Das Grundgesetz will
aber dennoch wehrhaft sein Die Beseitigung der Verfassung und ihrer Rechtsordnung durch revolutionäre Bestrebungen die
außerhalb der vom Grundgesetz aufgezeigten Möglichkeiten agieren kann und will nicht geduldet werden Wie die Verfassung
auf eine dieser außergewöhnlichen Lagen nämlich revolutionäre Bestrebungen im Inland reagiert welche Mittel sie den
staatlichen Organen an die Hand gibt und welche Beschränkungen den staatlichen Organen bei der Verwendung eben dieser
auferlegt sind wird in dieser Arbeit gezeigt

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