

Kirche Und Staat In Deutschland

Wilhelm Rees

Kirche und Staat in der neueren katholischen Kirchenrechtswissenschaft Joseph Listl, 2017

Katholische Kirche im neuen Europa Wilhelm Rees, 2007

Gesammelte Schriften Karl-Hermann Kästner, 2011 Karl-Hermann Kästner ist Inhaber des Lehrstuhls für Öffentliches Recht und Kirchenrecht an der Juristischen Fakultät und kooptiertes Mitglied der Evangelisch-theologischen Fakultät der Eberhard-Karls-Universität Tübingen, Mitglied des Beirats des Kirchenrechtlichen Instituts der Evangelischen Kirche in Deutschland und Ausländisches ordentliches Mitglied der Akademie der Rechtswissenschaften der Ukraine. Aus Anlass seines 65. Geburtstages versammelt dieser Band Artikel und Beiträge aus rund drei Jahrzehnten wissenschaftlicher Tätigkeit. Er spannt den Bogen von der Rechtsgeschichte über das Kirchen- und Religionsverfassungsrecht bis hinein in das allgemeine Verfassungsrecht. Besondere Schwerpunkte sind die Religions- und Gewissensfreiheit, Religionsunterricht und Schule, der Rechtsschutz in Kirchensachen, der verfassungsrechtliche Schutz des kirchlichen Vermögens und nicht zuletzt der Sonn- und Feiertagsschutz.

Vom Staatskirchenrecht zum Religionsverfassungsrecht Simon Schurz, 2025-08-20

Die Neubestimmung des Staat-Kirche-Verhältnisses in den neuen Ländern durch Staatskirchenverträge Hans Ulrich Anke, 2000 English summary: After German reunification, the new German federal states had to restructure their relationship to the various religious communities, and thus they signed 17 contracts with the Holy See, the regional churches and Jewish associations. In this work, the author presents and systematizes the content of these state contracts. He explains the 4 basic functions of contracts between the state and religious communities as being to organize their cooperation, to support religious activities, to consolidate the existing guarantees and to lay down ecclesiastical duties. German description: Nach der Wiedervereinigung stellte sich Staat und Kirchen in den neuen Landern die Aufgabe, ihr Verhältnis zueinander im Rahmen der freiheitlichen Ordnung des Grundgesetzes von Grund auf neu zu gestalten. Hans Ulrich Anke arbeitet die rechtlichen Möglichkeiten heraus, die der Staatskirchenvertrag als eingeführtes Gestaltungsinstrument dem Staat, den Kirchen und den Judischen Verbänden bietet, um ihre staats- bzw. kirchenpolitischen Ziele umzusetzen. Zunächst erarbeitet Hans Ulrich Anke die gemeinsamen Gestaltungsanliegen von Staat und Kirche, bevor er dann ihre Umsetzung in den neuen Staatskirchenverträgen anhand von vier grundlegenden Funktionen darstellt: der Forderfunktion, der Absicherungsfunktion,

der Kooperationsfunktion und der Einbindungsfunktion. Damit lassen sich Rechtsnatur und Wirkungsweise der Staatskirchenverträge teilweise neu bestimmen. Die staatskirchenvertraglichen Bindungen stellen innerstaatliches Staatsvertragsrecht dar. Es ermöglicht auf der einen Seite eine Bindung des staatlichen Gesetzgebers zugunsten des kirchlichen Vertragspartners, die zwar einem eingeschränkten Gemeinwohlvorbehalt unterliegt, im übrigen aber verfassungsgerichtlich durchsetzbar ist. Auf der anderen Seite erlaubt es auch eine weitgehende Einbindung des kirchlichen Wirkens in die staatliche Aufgabenwahrnehmung sowie eine differenzierte kulturstaatliche Kirchenpolitik des sakularen Staates. Außerdem setzt sich Hans Ulrich Anke mit den aktuellen Problemen und Streitigkeiten bei der Auslegung und Anwendung der einzelnen Vertragsbestimmungen in der staatskirchenrechtlichen Praxis auseinander.

Der Rechtsstatus der evangelischen Kirchen in der DDR und die neue Einheit der EKD Holger Kremser, 1993 Rev. version of the author's thesis (doctoral)--Georg-August-Universität zu Göttingen, 1991/92.

Die Kirchen und der deutsche Nationalstaat Bastian Scholz, 2015-11-04 Bastian Scholz legt die erste diachrone, konfessionsvergleichende Analyse der staatspolitischen Haltungen beider christlicher Großkirchen in Deutschland vor. Er erörtert ihren Einfluss auf die Stabilität der politischen Systeme des 19., 20. und 21. Jahrhunderts sowie ihre Rolle während der staatlichen Umbrüche. Für Deutschlands Geschichte war die konfessionelle Spaltung der Bevölkerung ebenso schicksalhaft wie die Vielzahl von Systemtransformationen. Die katholische Kirche pflegte nach 1803 allgemeine Staatsdistanz, war opportunistische wie risikoscheue Wegbereiterin des Verfassungsstaates. Erst im Vaticanum II 1962-65 bekannte sie sich zur Demokratie. Die evangelische Kirche opponierte in Deutschland lange gegen die Demokratisierung und idealisierte die Monarchie bis zur Kirchenspaltung durch Hitler. Mit der Bundesrepublik erwies sich nur jenes System als stabil, das frühzeitig die Loyalität beider Konfessionen genoss.

Staat und Kirche im deutschen Naturrecht Thomas Hahn, 2012 English summary: Natural church law was the central discussion forum for questions of religious policies in the 18th and early 19th centuries. In this section of secular natural law, very diverse protagonists discussed the sovereign's claim to power over the church, the freedoms enjoyed by the clergy, the demand for religious freedom and democracy within the church. German description: Unsere Vorstellungen vom Verhältnis von Staat und Kirche werden entscheidend von der Rechtsphilosophie des 18. und frühen 19. Jahrhunderts bestimmt. Das epochenprägende sakulare Naturrecht widmete sich staatskirchenrechtlichen Fragen im Teilgebiet des anaturlichen Kirchenrechts. Dessen Anhänger leiteten aus übergeordneten Vernunftgründen Regeln ab, die - im Gegensatz zu den besonderen Rechtsordnungen einzelner Kirchen - für alle Religionen Gültigkeit beanspruchten. Die Kirche galt einerseits als eine mit autonomen Befugnissen ausgestattete Gesellschaft; ihre Existenz im Staat machte sie andererseits zum Objekt staatlicher Hoheitsrechte. Das Spannungsverhältnis von Gesellschaftsautonomie und Staatsaufsicht erlaubte die Legitimierung unterschiedlicher politischer Interessen: der Starkung der kirchlichen Unabhängigkeit oder des staatlichen

Einflusses. Thomas Hahn untersucht den Wandel von Inhalten und Funktionen des natürlichen Kirchenrechts im Zeitraum von ca. 1680 bis 1850.

The Churches and Politics in Germany Frederic Spotts, 1973 Probably in no other European country have the churches enjoyed such pervasive social and political influence as in western Germany--or succeeded in carrying into the twentieth century so many of their traditional privileges. Even today the two confessions remain among the more powerful interest groups in the German policy-making process. Frederic Spott's major thesis is that the immediate post-war circumstances in Germany permitted the churches to mould social attitudes indirectly, thereby playing a major role in the construction of the new Germany. The author further shows that the paradoxical concomitant has been that they helped to bring about a sweeping secularization of German society that now circumscribes both their social and political influence. Making full use of the available documents, including many unpublished church papers and governmental reports, and of his own interviews with officials, Mr. Spotts has been able to clarify certain aspects of this important period in German history. In his comparative approach and his clear narrative account of the years from 1945 until the present, he offers to Germanists and to other interested scholars the first full-scale study of the complex role of the churches in rebuilding Germany.

Jahrbuch des Öffentlichen Rechts der Gegenwart Gerhard Leibholz, 1978

Die wichtigsten neueren kirchenstaatsrechtlichen Gesetze Deutschlands, Österreichs, der Schweiz und Italiens Philipp Zorn, 1876

Orthodox Christian Identity in Western Europe Sebastian Rimestad, 2020-11-19 This book analyses the discourses of Orthodox Christianity in Western Europe to demonstrate the emerging discrepancies between the mother Church in the East and its newer Western congregations. Showing the genesis and development of these discourses over the twentieth century, it examines the challenges the Orthodox Church is facing in the modern world. Organised along four different discursive fields, the book uses these fields to analyse the Orthodox Church in Western Europe during the twentieth century. It explores pastoral, ecclesiological, institutional and ecumenical discourses in order to present a holistic view of how the Church views itself and how it seeks to interact with other denominations. Taken together, these four fields reveal a discursive vitality outside of the traditionally Orthodox societies that is, however, only partly reabsorbed by the church hierarchs in core Orthodox regions, like Southeast Europe and Russia. The Orthodox Church is a complex and multi-faceted global reality. Therefore, this book will be a vital guide to scholars studying the Orthodox Church, ecumenism and religion in Europe, as well as those working in religious studies, sociology of religion, and theology more generally.

Allgemeine Staatslehre Professor Dr. Thomas Fleiner-Gerster, 2013-04-17 Dieses Lehrbuch zur Allgemeinen Staatslehre berücksichtigt neben europäischen auch außereuropäische Staatsentwicklungen sowie die unterschiedlichen staatsphilosophischen Grundlagen Chinas, des Islam, der christlichen Kirchen Englands, Amerikas und Frankreichs. Es

vergleicht die verschiedenen Entwicklungen demokratischer Staatsorganisationen und stellt vor allem das System der repräsentativen Demokratie der direkten schweizerischen Demokratie gegenüber. Es wird versucht, neue Grundlagen für eine Theorie des Bundesstaates zu entwickeln. Eine philosophische Auseinandersetzung mit den Aufgaben des Staates unter dem Gesichtspunkt der verschiedenen Gerechtigkeitstheorien des 19. und 20. Jahrhunderts beschließt das Werk.

Das Staatskirchenrecht der DDR im Lichte des Aufeinandertreffens von Katholischer Kirche und Marxismus

Katharina Grünwald, 2012-01-01 Hauptbeschreibung Die vorliegende Arbeit beleuchtet das Staatskirchenrecht der DDR von verschiedenen Seiten, nämlich der staatlichen und parteilich-ideologischen Seite und von der Seite der Religionsgemeinschaften, beispielhaft vertreten durch die Katholische Kirche. Nach einem historischen Abriss werden maßgebliche Teile der Staatslehre von Katholischer Kirche und Marxismus dargestellt, bevor sich die Untersuchung des Staatskirchenrechts der DDR anschließt. Neben den Verfassungen wird hier auch die Verfassungswirklichkeit besonders in den Blick genommen. Wechselseitig werden die ve.

Religion and Biopolitics Mirjam Weiberg-Salzmann, Ulrich Willems, 2019-05-31 Given the profound moral-ethical controversies regarding the use of new biotechnologies in medical research and treatment, such as embryonic research and cloning, this book sheds new light on the role of religious organizations and actors in influencing the bio-political debates and decision-making processes. Further, it analyzes the ways in which religious traditions and actors formulate their bio-ethical positions and which rationales they use to validate their positions. The book offers a range of case studies on fourteen Western democracies, highlighting the bio-ethical and political debates over human stem cell research, therapeutic and reproductive cloning, and pre-implantation genetic diagnosis. The contributing authors illustrate the ways in which national political landscapes and actors from diverse and often fragmented moral communities with widely varying moral stances, premises and commitments formulate their bio-ethical positions and seek to influence political decisions.

Die wichtigsten neueren kirchenstaatsrechtlichen Gesetze Deutschlands, Österreichs, der Schweiz und Italiens Philipp Zorn, 1876

Germany and the Confessional Divide Mark Edward Ruff, Thomas Großbölting, 2021-12-10 From German unification in 1871 through the early 1960s, confessional tensions between Catholics and Protestants were a source of deep division in German society. Engaging this period of historic strife, Germany and the Confessional Divide focuses on three traumatic episodes: the Kulturkampf waged against the Catholic Church in the 1870s, the collapse of the Hohenzollern monarchy and state-supported Protestantism after World War I, and the Nazi persecution of the churches. It argues that memories of these traumatic experiences regularly reigned confessional tensions. Only as German society became increasingly secular did these memories fade and tensions ease.

Kirche, Staat, Nation Hans-Joachim Schmidt, 2017-01-20 Die Studie versucht, die mittelalterliche Kirche in ihrer

Gesamtheit zu erfassen und geht damit weit über die Anwendung sozialgeschichtlicher Methoden für die Geschichte einzelner kirchlicher Institutionen hinaus.

Protestantische Kirchenzeitung für das evangelische Deutschland, 1893

Der Lutheraner, 1916

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