

Contents

Introduction	vii
1 Subjective Rights	1
1.1 Subjective rights: A disputed concept	1
1.2 Kant: Private law as a doctrine of subjective rights	4
1.3 The individualisation of rights	10
1.4 Marx, legal equality and democracy	18
2 Democracy	27
2.1 Some elements of the modern history of the term 'democracy'	27
2.2 Democracy as the government of the people, or, 'Was Rousseau a democrat?'	31
2.3 From Rousseau to Kant	46
2.4 Critiques of democracy: The people and the rabble	51
3 The Democratisation of Democracies	57
3.1 From civil rights to social rights: The statutorisation of subjective rights	57
3.1.1 The political people and the nation	57
3.1.2 The extension of political rights	62
3.1.3 The invention of social rights: Citizenship as status	68
3.2 The rights of foreigners	77
3.2.1 The citizen and the foreigner: The right of world citizenship in Kant	77
3.2.2 The 'right to have rights'	84
4 Democracy Without <i>Demos</i>	91
4.1 Democracy without <i>demos</i> : From Schmitt to Kant	91
4.2 Liberal individualism and democracy	99

4.3 Solidarities in struggle: The impossible 'routinisation'	106
4.4 Farewell to communitarianism?	114
5 The Future of the Political Subject in the Context of Globalisation	121
5.1 Citizenship and solidarity	121
5.2 The denationalisation of citizenship	130
5.3 New scenes of civic creativity: The city	136
5.4 New scenes of civic creativity: The world?	140
Conclusion	147
Bibliography	157
Index	165