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The self-limiting revolutions of 1989 in Central Europe offer an alternative paradigm of revolutionary change that is reminiscent more of the American struggle for independence in 1776 than the Jacobin tendencies that grew out of the French Revolution of 1789. In order to understand the contradictory impulses of the revolutions of 1989—the desire for a radical renewal and the concern for preservation—this article takes as its point of departure the political thought of Hannah Arendt and Edmund Burke.

KEYWORDS: Arendt, Burke, collapse of communism, Conservatism, Jacobinism, self-limiting revolution, 1989

This article seeks to unravel the paradoxes of the revolutions of 1989 in Central Europe by taking seriously the ideas and ideals that guided the dissident intellectuals in their struggle for liberty and the rule of law. They were driven by the desire not to repeat the mistakes of the revolutionary regime that they fought against—communism—and imposed limits on both their methods and goals. The result was a self-limiting revolution that resembled more the American struggle for independence in 1776 than the French Revolution of 1789. Hence, 1989 offers a radically different paradigm of revolutionary change that is reminiscent of certain aspects of thinking of Hannah Arendt and Edmund Burke. Both authors dealt, from their vastly different vantage points, with the challenges of modernity. Arendt’s work that highlighted the virtues of the American Revolution in contrast to the shortcomings of its French counterpart is particularly relevant to a better understanding of 1989. Similarly, Burke’s thoughts on the French Revolution are remarkably prescient to the problems that the leaders of the revolutions in Central Europe had to face two centuries later: what is an adequate response to the challenge of radical revolutionary ideologies (from Jacobinism in the eighteenth century to Marxism-Leninism in the twentieth century)?

A reappraisal of 1989 should help us in addressing one of the fundamental questions of modern political life: How to build lasting political structures on the basis of a revolution? One possible answer is simply to avoid having a revolution. Or, if you absolutely must have a revolution (because, for example, there is no other way of ending a tyrannical regime) it is best to pretend that what is happening is not really a revolution. As a revolutionary leader, do so as if you were neither a revolutionary, nor a leader (as Václav Havel did in December 1989). The end-result may be strange and self-contradictory—a ‘conservative revolution’—but it is one that creates possibilities for the establishment of lasting political institutions that preserve liberty under the rule of law. This is one of the reasons why Edmund Burke would have been likely to endorse the self-limiting revolutions of 1989, even though he vehemently opposed their famous predecessor, the French Revolution of 1789. In 1989, in contrast to 1789, a new beginning was presented as a ‘return to normality’, and a radical social and political change was implemented by strikingly moderate methods.

Hence, I will argue that the events of 1989 are best understood as self-limiting conservative revolutions in the Burkean sense. This concept is clearly based on an oxymoron: one cannot be both a conservative and a revolutionary. One cannot aim at a radical political change while, at the same time, be willing to accept the constraints of traditions and (to some extent at least) the existing political realities of the day. Yet, the aim of this article is not to resolve these inconsistencies, but rather to identify the conflicting imperatives, which endowed the events of 1989 in Central Europe with their unique
character. Similarly, no sensible political actor can hope to eliminate all contradictions from political life. In fact, the relative success of reluctant revolutionaries may have been partly due to their realisations of their own limits. This realisation was reflected in the employed strategies: the concept of self-limiting revolutions; the ideal of ‘anti-politics’ and of an ethical civil society; and the idea of combining the pursuit of ambitious future oriented goals with a reverence to (some aspects of) the past.

A precautionary note is in order here: clearly, a number of substantive conservative ideals cherished by Burke towards the end of the eighteenth century have lost their relevance today. It is the spirit of Burke’s thinking (or the Great Melody in Conor Cruise O’Brien terminology) rather than just his particular statements and positions that I believe are useful for an analysis of the 1989 revolutions. As Martin Krygier has suggested, one should differentiate between “methodological conservatism [that] is compatible with a variety of substantive political commitments” and “normative conservatism” that is based on “a positive evaluation and attachment to what exists.” This distinction makes it possible to characterise the leading dissidents in Central Europe as reluctant, or even ‘conservative revolutionaries’. Even though people like Václav Havel, György Konrád and Adam Michnik differed a great deal amongst themselves, and in relation to Burke, with respect to their substantive political commitments, they shared “a distinctive view of the methods appropriate to politics.” In line with this, I would see the militant counter-revolutionary pose that Burke adopted towards the end of his life as a betrayal of one of his guiding principles: the idea that dogmatic ideological thinking had to be rejected in any form. At any rate, the term conservative employed in this article is not to be confused with a dogmatic position based on a set of doctrines that amount to conservative ideology. The rejection of Jacobin tendencies that may be characteristic of many contemporary political movements on the Right, but are far removed from the thinking of those Central European dissidents who prevailed in 1989 (their anti-communism was anything but militant!). In fact, it is worth remembering that the Nazis were militant anti-communists, who also saw the French Revolution as anticipating the Bolshevik revolutions. Theirs was a ‘conservative revolution’ openly directed against the universal liberal values of the French Revolution. Militant anti-communism can be thus brought close to Goebbels who commented after the Nazi takeover in 1933: “With a stroke we have now obliterated 1789 from the history books.”

It can be argued that Jacobin tendencies that may be characteristic of many contemporary political movements on the Right, but are far removed from the thinking of those Central European dissidents who prevailed in 1989 (their anti-communism was anything but militant!). In fact, it is worth remembering that the Nazis were militant anti-communists, who also saw the French Revolution as anticipating the Bolshevik revolutions. Theirs was a ‘conservative revolution’ openly directed against the universal liberal values of the French Revolution. Militant anti-communism can be thus brought close to Goebbels who commented after the Nazi takeover in 1933: “With a stroke we have now obliterated 1789 from the history books.”

Clearly, the reluctant revolutionaries of 1989 were conservative in radically different ways, not least because they actually endorsed the enlightened values (partly) inherited from the French Revolution, while they remained committed to the rejection of violence in political struggle.

Strange Revolutions/Strange Revolutionaries

The revolutions of 1989 do not fit easily into any preconceived notion of revolutionary change in Europe. These were self-limiting revolutions in which there was very little, or no violence; no radical break with the past; and very
little or no revenge towards those who were responsible for the injustices of the old regime. In direct opposition to the revolutionary regime change orchestrated by the communists after the Second World War, the revolutions of 1989 were marked by constraint, not radicalism. They were, as Gale Stokes astutely observed, “revolutionary in the negative sense that they interfered any realistic hope that the teleological experiment in the use of human reason to transform society in its entirety might succeed.” In this way, they undermined the credibility of the revolutionary tradition usually traced back to the French Revolution, which was driven by the belief that radically new ideas would give rise to radically improved societies.

By any standards, the dissident intellectuals in Poland, Czechoslovakia and Hungary, who were catapulted into the position of leaders of these revolutions, were very unlikely revolutionaries. The likes of Václav Havel in Czechoslovakia, Adam Michnik in Poland and György Konrád in Hungary saw their struggle against the omnipotent communist state as an ‘anti-political’ struggle for authenticity, not a fight for political power. In line with this, they were reluctant to ally themselves with clearly defined ideological positions. Instead they appealed to a set of basic human values, assuming that a regime built on hypocrisy, greed and conformism could be defeated by truthfulness and a sense of basic human decency (hence Havel’s notion of the “living in truth”).

1989 and Theories of Modernisation

These ideas may have been noble, but to many western observers they seemed antiquated and unsuitable as a basis for a coherent and clearly formulated political program. In line with this, dissident intellectuals and their ideas were not at the centre of scholarly attention before and (not even) after the collapse of communism. The disregard of western scholars towards intellectual developments amongst dissident intellectuals in Central and Eastern Europe was even easier to justify after the collapse of communism. The disregard of western scholars towards intellectual developments amongst dissident intellectuals in Central and Eastern Europe was even easier to justify after the collapse of communism. There was not much to study, so the argument went, given the fact that the 1989 revolutions in Central and Eastern Europe did not bring about any new ideas. Jürgen Habermas, for example, identified as early as in 1990 “a peculiar characteristic of this revolution, namely its total lack of ideas that are either innovative or oriented towards the future.” According to Claus Offe, this was also the reason why the prospects for the success of the postcommunist transition were rather slim. In a situation in which “the negative coalitions of dissidents and citizens’ movements had no coherent political and economic project on their own,” there was little hope for the countries of Central and Eastern Europe to master the multiple challenges of economic and political transformation. It was Offe who coined the memorable phrase of the “tunnel at the end of the light,” which best captured the pessimistic predictions of many political theorists at the time.

We know now that most of those gloomy predictions did not materialise. The countries of Central Europe did not relapse to old, or new forms of despotism. It is worth remembering, however, that immediately after 1989 it would have been prudent to expect that the revolutions would turn nasty, and that people would end up supporting some kind of authoritarian regimes. The challenges ahead were indeed formidable, and it was by no means inevitable, for example, that the eruption of violence fuelled by extreme nationalism was limited to the Balkans. Yet, no similar developments took place in the countries of Central Europe. This is not to suggest that this process is irreversible, or that there are no challenges ahead—far from it. But I think that it is fair to say that despite many difficulties and significant current challenges, all the countries of Central Europe have developed remarkably stable political regimes, in which “liberal democracy is the only game in town.”

Historically speaking the failure of the revolutions would not have been unusual—it is their success that is remarkable and calls for explanation. As Hannah Arendt noted “it is perfectly true and a sad fact indeed, that most so-called revolutions, far from achieving constitutio libertatis, have not even been able to produce constitutional guarantees of civil rights and liberties, the blessings of ‘limited government.’” Contrary to Offe’s assumptions, I will argue (relying on Arendt and Burke) that the key to understanding the success of the 1989 Revolutions in Central Europe was their lack of radically new ideas. It was precisely because these revolutions were unoriginal and backward-looking that they were also largely successful.

But before discussing 1989 as self-limiting conservative revolutions, it is useful to recall some crucial arguments of the theories of modernisation. Possibly the most plausible explanation for the revolutions of 1989 was to see them
as ‘catching up revolutions’, revolutions which simply allowed the societies behind the former iron curtain to catch up with the rest of Europe in its never-ending march towards modernity.

This interpretation had the great advantage of assimilating the experience of 1989 into the existing narratives of European history based on theories of modernisation. Although most observers rejected Fukuyama’s claim about the end of history as far too simplistic, they were less disinclined to see 1989 as the culmination of those historic processes that were triggered originally in 1789. While the French Revolution marks the birth of modernity, 1989 brings Europe to maturity. In this account, the path of European civilisation towards ever-greater progress was merely interrupted by the tragic accidents of Nazism and communism. Typical is the assessment by Francois Furet, who believed that the revolutions of 1989 imbued the famous principles of 1789 with a certain freshness and with renewed universality. As we begin to close the long and tragic digression that was the Communist illusion, we find ourselves more than ever confronted by the great dilemmas of democracy as they appeared at the end of the 18th century, expressed by ideas and by the course of the French Revolution.24

Furet’s view is not without justification and it resonates with the views of some of the actors of the revolutions in 1989. György Konrád, for example, noted that their timing was “an edifying coincidence, one might say: an homage, at a remove of two hundred years, to the revolution that first proclaimed the civil rights of the individual.”25 In fact, the most popular slogan of these revolutions, “the return to Europe,” could be seen as the invocation of those principles that are usually associated with the heritage of the French Revolution: the ideals of freedom, equality and solidarity.26

Yet, the reliance on the theories of modernisation and the French Revolution as the exclusive paradigm of radical political change obscures some unique features of the revolutions of 1989. These theories focus on abstract historic forces and are hence ill equipped to deal with the impact of those imponderable factors that make societal change such a fascinating (and unpredictable) subject of inquiry: the role of personalities and their ideas; the role of cultural and political identities and the like. More generally, the theories of modernisation have little to add to our understanding of possibilities to challenge repressive political structures from within. It is telling that while most of those observers who were indebted to the modernisation theories failed to predict the collapse of communism, in hindsight the theory gives the most plausible explanation for the reasons of the ‘inevitability’ of this collapse.27

Moreover, 1989 invalidated (or at least thoroughly discredited) one of the defining principles of 1789; the principle extolled by revolutionary leaders and thinkers from Robespierre through Lenin to Žižek, that a radical societal change is only possible as a result of a violent struggle.28 The reluctant revolutionaries in Central Europe refused to accept that revolutionary violence should be used (and justified) as a liberating force. They rejected “the Jacobin orientations and program” based on “the belief in the possibility of transforming society through totalistic political action.” In this way, the 1989 revolutions in Central Europe could be seen as undermining the credibility of that component of contemporary political discourse which S.N. Eisenstadt calls the “Jacobin dimension of modernity.”29

One of the obvious possible conclusions to draw from the limitations of modernisation theories in relation to the collapse of communism is to construe the 1989 revolutions as ‘post-modern’. “Modernity’s failure,” in this view, ushered into “post-modernity’s predicament.”30 “Postcommunism is post-modern,” avers Richard Sakwa, “in the paradoxical sense that it returns to premodern traditions truncated by the triumph of modernity from the late eighteenth century.”31

The anti-communist revolutions of 1989-91 transcended the logic of modern vanguardist revolutions by espousing specific rather than universal goals, by transcending sectarian agendas with national ones, and by rejecting rather than innovating. . . . [T]hese were ‘anti-revolutions,’ repudiating the dynamic of revolution and counter-revolution in their entirety. In short, post-communism is post-revolutionism.32

In a similar vein, Boris Kapustin critiques the reductionism of modernisation theories for their tendency to assume that there is “an uncompromising opposition between ‘tradition,’ or better, ‘traditionalism,’ and ‘modernity.’”33 However, the attempts to replace modernisation theories with suitably adjusted theories of postmodernity are themselves not without limitations. Ironically,
these theories still rely (if only implicitly) on the crude temporal logic that divides history into pre-modern, modern and post-modern times. As Johann P. Arnason reminds us, “visions of an existing or emerging postmodernity are always based on oversimplified images of modernity.”

Hence the terms borrowed from post-modern discourse tend to obscure rather than clarify the political developments in the countries of the former Eastern bloc. At any rate, the talk about ‘post-communism-as-postmodernity’, or ‘post-communism as post-revolutionism’, adds little to our understanding of its problems (let alone helping the actors to deal with them).

1989 as Self-limiting Conservative Revolutions

Rejecting various ‘postist’ labels and their pretensions, I want to suggest a simpler conceptual framework that should allow us to evaluate the meaning and significance of the 1989 revolutions without falling into the pitfalls of modernisation theories. Ironically, the term that would possibly better describe the events of 1989 is revolution in its original meaning as a return to an earlier state of affairs. This is the kind of revolutionary change defended by the critics of the French Revolution, such as Edmund Burke. Burke’s famous rebuttal of the ideologically inspired violent excesses of the French Revolution strongly resonates with the key insights of dissident intellectuals in Central Europe: the concept of a self-limiting revolution, the idea of a ‘return to normality’ and the ideals of an ethical civil society and ‘anti-politics’.

One does not need to adopt a postmodern idiom to argue (as Kapustin did) that it is unhelpful to postulate an unbridgeable gap between the political program of modernity and tradition. As David Gress demonstrated in a recent historic survey, the emergence of modernity and the concomitant rise of the West should not be seen as marking a radical break in human history (which can be conveniently dated with the French Revolution), but rather a result of long-lasting historic developments that should be traced back to its Greek, Latin and Christian origins. Gress challenges the myth of a sudden appearance of freedom in the western world and guards against the influence of the philosophical program of radical enlightenment (Rousseau). According to Gress, the political, social and economic phenomenon of modern liberty was made possible by the synthesis of the heritage of the Old West with the political values that came to be equated with the New West. This is clearly in line with the kind of thinking represented by Edmund Burke (and later Alexis de Tocqueville), but also of the dissident intellectuals in Central Europe.

Ever since Burke’s publication of the Reflections on the Revolution in France, the proponents of such revolutionary changes that aimed at delivering (instantly) both liberty and equality had to deal with one of the fundamental dilemmas of liberal democracy: the fact that democracy can destroy liberty. Thinkers as different as Alexis de Tocqueville, John Stuart Mill, Lord Acton, Hannah Arendt, and more recently Fareed Zakaria, from their different vantage points, warned against the danger of substituting the rule of mob for the rule of law: this was the problem of ‘the tyranny of the majority’.

As Burke argued in his response to the French Revolution, unregulated liberty can lead to anarchy, in which everyone would lose out:

> When I see the spirit of liberty in action, I see a strong principle at work; and this, for a while, is all I can possibly know of it. […] I should therefore suspend my congratulations on the new liberty of France, until I was informed how it had been combined with government; with public force; with the discipline and the obedience of armies; with the collection of an effective and well-distributed revenue; with morality and religion; with the solidity of property; with peace and order: with civil and social manners. […]

> The effect of liberty to individuals is, that they may do what they please: We ought to see what it will please them to do before we risque congratu- lations, which may be soon turned into complaints.

Burke’s reluctance to congratulate the French people on the attainment of liberty was vindicated once the revolution descended into a more violent phase. The guillotine and the reign of terror under Robespierre, in Burke’s view, were not just an aberration marking the betrayal of the initial ideals of the revolution, but a direct consequence of attempts at the implementation of those very same radical ideas. This is not to say that the descent to anarchy and the concomitant increase in political violence were inevitable, but rather that certain radical ideals can pave ground for these developments. This lesson was well understood by the dissident leaders in Central Europe who
were vehemently opposed to the use of violence. Consider Michnik’s comments about the virtues of democracy:

Democracy is not identical to freedom. Democracy is freedom written into the rule of law. Freedom in itself, without the limits imposed on it by law and tradition, is a road to anarchy and chaos—where the right of the strongest rules. 41

Michnik’s view echoes Burke, and is representative of the conscious effort of the reluctant revolutionaries to lay the ground for liberty under the rule of law.

An Alternative Paradigm of Revolutionary Change: 1688 and 1776 not 1789

In fact, even Burke himself can be seen as a defender of the ideals of liberty (if not equality), and a certain kind of revolutionary change, which he saw best embodied in the Glorious Revolution in Britain of 1688. As the full title of Burke’s seminal work indicates, there was another dimension to his criticism of the French Revolution often neglected in the discussions about modern revolutions, which was his concern with the protection of the legacies of revolution in Britain. 42 Hence, Burke’s key insights can also help in understanding the unique nature of 1989 by providing alternative points of reference, such as the Glorious Revolution of 1688 and the American Revolution of 1776. Burke’s account of the revolution of 1688 that focuses on the attempt to preserve “antient indisputable laws and liberties,” 43 can be related to the notion of a “return to normality” in the countries of Central Europe. When Czechs, Poles, Slovaks and Hungarians shed their oppressive regimes, they believed (rightly or wrongly) that they were simply reclaiming their ancient liberties.

Hence, it was crucially important for the success of the 1989 revolutions in Central Europe that the universal liberal ideals were ‘translated’ into domestic nationalist discourses at the theoretical level, 44 and into national constitutions and the emerging legal orders at the practical level. In this context, it is telling that the first president of the Hungarian constitutional court, László Sólyom, was able to justify a number of controversial decisions by referring to the existing “invisible constitution,” as well as “the history of constitutional democracies,” or “a common constitutional law of Europe.” 45 Václav Havel was also well aware of the challenge of embedding liberal principles within the national context. As he argued in an interview with Adam Michnik for the Polish newspaper Gazeta Wyborcza, universal liberal principles could not be a sufficient reason for the foundation of an independent state.

[Why] could we not become the seventeenth state of the Federal Republic of Germany, why have an independent state because of something which is a universal programme? I think it is necessary to seek other dimensions of Czech political traditions and Czech statehood. Something, to my mind, that has occurred repeatedly in Czech political life from time immemorial is a sense of a broader responsibility. [ . . . ] This sense of responsibility and the feeling that the Czech concern is a human concern (věc česká je věc lidská) can be found in St Wenceslas, Charles IV, George of Poděbrady, Comenius, Masaryk, Patočka. I think that this political line should become a part of the foundations of the new Czech state and even a warrant of its prospects. 46

This combination of universalist and particularist agendas makes 1989 look more like the American struggle for independence—at least when one accepts Burke’s interpretation of these events. In his view, the American colonists did not fight in the name of some abstract principles such as the Rights of Men, but merely sought to “reclaim” their “Rights of Englishmen.” “The feelings of the Colonies were formerly the feelings of Great Britain,” argued Burke. 47 Freedom was the most precious inheritance that the Americans gained from Britain:

We cannot, I fear, falsify the pedigree of this fierce people, and persuade them that they are not sprung from a nation, in whose veins the blood of freedom circulates. The language in which they would hear you tell them this tale, would detect the imposition; your speech would betray you. An Englishman is the unfittest person on earth to argue another Englishman into slavery. 48

To do justice to Burke, it is important to acknowledge other differences between the French and the American Revolutions, which make the latter look more like the 1989 revolutions in Central Europe. Whatever is suggested in Thomas Jefferson’s ambitious rhetoric in the Declaration of Independence, the goals of the American Revolution were always more moderate than the goals of the
French Revolution. They were tempered by the concern of its leaders to avoid a descent into anarchy; to ensure stability and order in the new republic. As Irving Kristol observed (relying largely on Arendt’s interpretation), “all revolutions unleash tides of passion, and the American Revolution was no exception. But it was exceptional in the degree to which it was able to subordinate these passions to serious and nuanced thinking about fundamental problems of political philosophy.” This is the reason why Burke was able to endorse the American Revolution and oppose the French one later without being inconsistent.

For similar reasons, both a Burkean and an Arendtian position towards the American Revolution would allow for the endorsement of the revolutions in 1989. Michnik lends support to this interpretation in the Polish context, “Solidarity has never had a vision of an ideal society. It wants to live and let live. Its ideals are closer to the American Revolution than to the French.”

Yet, not many observers have paid attention to the similarities between the American Revolution of 1776 and the 1989 revolutions in Central Europe. This may simply be one of the consequences of the long lasting infatuation of Western intellectuals with the French Revolution at the expense of its American predecessor. As Arendt noted,

> It was the French and not the American Revolution that set the world on fire, and it was consequently from the course of the French Revolution, and not from the course of events in America or from the acts of the Founding Fathers, that our present use of the word ‘revolution’ received its connotations and overtones everywhere… The sad truth of the matter is that the French Revolution, which ended in disaster, has made world history, while the American Revolution, so triumphantly successful, has remained an event of little more than local importance.

However, if we accept the ‘Burkean’ view of the 1989 revolutions as marking the end of the modern revolutionary tradition in Europe (derived from 1789), then the order of importance of the two revolutions, which Arendt bemoans, could be turned around. This is not to deny the limitations of the American paradigm of revolutionary change. Arendt was well aware of the difficulties in sustaining the noble values of the revolution, such as “public freedom, public happiness, public spirit,” within everyday political practice once the revolution had been completed. The greatest challenge was how to keep alive the revolutionary spirit without suffering the consequences of revolutionary instability. Yet, according to Arendt, the American Revolution was more successful than its French counterpart in opening up new opportunities for citizens to become actively involved in politics as equals under the rule of law, because it managed to keep the balance between two conflicting elements: “the concern with stability and the spirit of the new.” By focusing on political liberty rather than the issues of social equality, the American Revolution created public space for authentic political engagement. As Winfried Thaa forcefully demonstrated, the revolutions of 1989 can be seen as late vindications of Arendt’s attempt to challenge the dominant concept of revolution in Europe with a “concept of revolution that does not seek the radical overthrow of the societal order, but rather, orientated on the American model, aims primarily at a renewal of the political space.”

Another aspect of the French Revolution, which was not echoed in 1989, was its adverse relation to religion. In fact, the hostility of the French enlightenment to religion, which Burke abhorred, can be contrasted with the importance of religious sentiments that fed into the revolutions of 1989. This also brings it closer to the American model that was “based on a political ideology transformed from a religious experience but maintaining its religious orientations.”

**Spiritual Grounding of Liberal Democracy**

The most obvious example to illustrate this is, of course, Poland, where the role of the Catholic Church was not just contingent on the fact that it was the only institution that was relatively independent of the state (though this was undoubtedly an important factor too). There were also some profound philosophical reasons why the fight for liberty was seen in alliance with the fight for authentic religious faith. As the prominent Polish historian of Solidarity, Jan Józef Lipski clearly demonstrated, the movement was strongly influenced by a Christian ethos, which even a large majority of the non-religious members adopted as their own. This attitude was described by Jacek Kuron in an essay with a revealing title: “A Christian Without God.”

In Slovakia too, the ‘Velvet Revolution’ in 1989 was anticipated by large religious demonstrations in the summer of 1988, which had both openly polit-
cal as well as spiritual dimensions. Even in the Czech Republic, which is characterised by a thoroughly secular society, the defence of human rights was voiced in almost religious language. Consider Patočka’s statement about the importance of human rights, which was published in a key document of Charter 77:

No society, no matter how well-equipped it may be technologically, can function without a moral foundation, without convictions that do not depend on convenience, circumstances, or expected advantage. . . . The idea of human rights is nothing other than the conviction that even states, even society as a whole, are subject to the sovereignty of moral sentiment: that they recognise something unconditional that is higher than they are, something that is binding even on them, sacred, inviolable . . .

So, even Patočka, while remaining truthful to phenomenology and its anti-foundationalist philosophical position, sought to ground the idea of human rights in “something unconditional.” Following in his steps, Havel repeatedly stressed the importance of morality in politics; he talked about higher responsibility that he sought to justify with a reference to some higher entity: whether it be God, “the chain of being,” “the voice of being,” or any other metaphysical concept. While these philosophical positions may not warrant Derrida’s reading of Patočka as “a fundamentally Christian thinker,” it is clear that both Patočka and Havel were not dogmatically opposed to Christianity and recognised it as an important resource for moral deliberations. Havel also repeatedly raised concerns about the destructive potential of the more ambitious and radical aspects of enlightenment, which gave rise to ideological frameworks, or in Burke’s terminology “abstract designs.”

At any rate, both revolutions, the one in 1776 as well as the one in 1989, can be described as self-limiting revolutions. The idea of a self-limiting revolution emerged partly as a pragmatic response to a new geopolitical situation in Central and Eastern Europe. After a series of unsuccessful revolts against the Soviet style authoritarian communist regimes (in 1953 in Germany, 1956 in Hungary and Poland, and 1968 in Czechoslovakia), it became clear that no significant changes of the political system within the countries of Central Europe were possible as long as the Soviet Union was determined to maintain its control over its satellite states. Yet, the actions of the reluctant revolutionaries in Central Europe were guided not only by these pragmatic considerations. Equally, or even more important, was their conviction that they had to exercise constraint in their own political struggle in order to prevent “the very negative experiences of all unlimited social revolutions of the Jacobin-Bolshevik type.” They were also convinced that the ‘post-totalitarian’ communist regimes could have been challenged from within by peaceful means, if only enough people were determined to defy it. This was the reasoning behind Havel’s seminal essay “The Power of the Powerless,” in which he rejected the use of violence inspired by dogmatic ideologies:

‘dissidents’ tend to be sceptical about political thought based on the faith that profound social changes can only be achieved by bringing about (regardless of the method) changes in the system or in the government, and the belief that such changes—because they are considered ‘fundamental’—justify the sacrifice of ‘less fundamental’ things, in other words human lives. Respect for a theoretical concept here outweighs respect for human life. Yet this is precisely what threatens to enslave humanity all over again.

Michnik was even more direct in rejecting the ideal of revolutionary violence associated with the French Revolution: “to believe in overthrowing the dictatorship of the party by revolution is both unrealistic and dangerous,” he argued, because “those who use force to storm present-day Bastilles are likely to build bigger and worse Bastilles.”

Consequently, the opposition leaders were willing to constrain themselves in their exercise of power even after the actual collapse of communism. They made considerable efforts to maintain “the fiction of legal continuity with a past without legality.” As Arato commented, this is one of the remarkable legacies of 1989. “It is the great contribution of the Central and East European struggle for legality in the midst of radical transformation that, even without inherited republican institutions, the new can be built without total rupture with the past.” The anti-communist revolutionaries were prepared to make deals with their former communist foes, because they feared that the alternative would have brought about a descent to chaos and anarchy. These actors “were trying at all times to promote a revolution without a revolution.”
Another distinguishing feature of the self-limiting 1989 revolutions in Central Europe was their negotiated character. The negotiations allowed for a political transition that was radical in its speed but very moderate in its means. One of the crucial factors in this was the restraint shown by the leaders of the democratic opposition. Adam Michnik defended his conciliatory stance towards the communists in the round table discussions in summer 1989 as follows: “The path of negotiations brings many disappointments, bitterness, and a sense of injustice and unfulfillment. But it does not bring victims. Disappointed are those who are, after all, alive.”

Moreover, the opposition leaders did not see themselves as the only possible representatives of “a monolithic people in revolt against its masters” but, rather, sought to represent “the multiplicity and diversity of all citizens.” This point could be nicely illustrated with the analysis of the strategies used by the Czechoslovak dissident movement Charter 77. As its founding members such as Václav Havel and Jan Patočka repeatedly stressed, the main purpose of the movement was to engage the communist rulers in an open-ended dialogue with all sectors of society. This ideal informed also the working methods of the leading citizen movement in the revolution of 1989, the so-called Civic Forum. The Czech historian Jiří Suk may have gone too far by suggesting that one could usefully relate this instigation to dialogue to the Habermasian concept of a “communicative ethics,” but there can be little doubt that they constituted an attempt to reclaim the public sphere as a space for genuine political engagement. In this sense, one can also talk about “a return to normality,” in which the lives of citizens were no longer to be determined by the bureaucratic monopoly of the communist party, but rather by an open-ended contest between different societal actors.

‘Return to Normality’

The notion of a ‘return to normality’ may have been very ambiguous, but it found resonance with a vast majority of the people. Many Poles, Czechs, Slovaks and Hungarians simply desired to restore a sense of normality after the ‘foolish experiment’ of communism. The fact that this ‘normality’ was equated with securing life-styles that were thought characteristic of the well-established democracies in the West, and was hence quite removed from any present or past experiences of the peoples in Central Europe, did not prevent them from seeing it as their natural destiny. It was their return to a past that (may have) never existed (or a past they could have had but for communism). As the Polish sociologist Jerzy Jedlicki wryly remarked, Poland has always been returning to Europe, although it has actually never been there. Yet, it is precisely thanks to this perception, that it was possible for the Poles, Czechs, Slovaks and Hungarians to see their fight for liberty as being in line with the best aspects of their own national traditions. In this way, the notion of a return to normality linked the project of postcommunist transition, which was oriented towards a liberal-democratic future, with the pre-communist past.

However, not only the pre-communist past served as a point of reference for the evaluation of liberal values. The new leaders also sought to rally people in support of liberal values by recalling their failed revolts against communism. This return to the best aspects of dissident past(s) was obviously in conflict with the second aspect of self-limiting conservative revolutions, the effort to maintain the fiction of legal continuity with the illegal and illegitimate communist regime. Clearly, these were contradictory impulses: one could not ‘preserve’ pasts, which were so radically different and even mutually exclusive. Yet, it was done even when it led to grotesque occurrences. It suffices to recall that Václav Havel, who as a leader of Charter 77 was thoroughly despised by the communists, was voted into the presidency of Czechoslovakia in December 1989 by the national assembly clearly dominated by the communists.

In fact, there is a further irony that makes the 1989 revolutions conservative in the Burkean sense. Even though the 1989 revolutions shared a number of goals with 1789, which Burke opposed in his own times, many of the radical ideas from more than 200 hundred years ago seem less radical today. For example, Burke was not unusual in his own time in opposing democratic ideals and the modern concept of citizenship; these enlightened concepts were generally seen as too radical, and dangerous for liberty. However, two hundred years after the French Revolution the ideals of the French revolutionaries themselves became a part of a European, or Western tradition, and most people today would not think of democracy and liberty as inherently incompatible.

Similarly, the ideal of universal human rights, which was vehemently opposed by Burke as far too radical and dangerous, has become a powerful source of
灵感是为人们有不同背景的人们；人权的论述今天跨越了所有的意识形态的界限。它值得回忆的是，这是一个结果，从一个相当近的发展（从海牙1975年到宪章1977年）在1968年，在中央和东欧知识分子的权力。沃伦甚至在1960年代把信息和波伏娃的关于他们不是否定的而是反应性的。”沃伦认为信念的社会是远太过于雄心勃勃的有用的实践的政治。像沃伦，阿兰德相信社会的理想的普遍的人的权利是不现实的有用的在实践的政治。像沃伦，阿兰德把信息认为是保守主义的信念，使自由社会依靠在私人的美德。好的性格和美德，根据沃伦，不能被发展成为作为结果的一个抽象的理想的普遍的人权。他们只是被抚养在在一个相对小的社会的公民现在和在内；在小的“platoons”，在每个人都知道他们的位置（移动在扩大同心圆从你的家庭到你的邻里，从你的邻里到你的城市，从你的城市到你的国家和更广泛的世界）。一个人不变成善良简单理解并接受洛克的“general will”，或康德的“categorical imperative”。类似，对于阿兰德，没有太多的用关于诺贝尔的权力的哲学，除非在政治的空间是（re）创造在社会，其中正义的行为的独立公民可以采取立场。沃伦的信息自己的亲自例子是这不是否定说一个人应该限制一个人的道德的关于一个人的自己的小社会。但开始的点必须是你的关切的与个体们现在和在内。如沃伦说它：

I have no great opinion of that sublime abstract, metaphysic reversionary, contingent humanity, which in cold blood can subject the present time and

**Anti-Politics and Civil Society**

由于最近流行性概念，超越了意识形态的界限，它可能是容易被忘记的概念是原意于在一个保守主义的信念的——相信自由社会依靠在私人的美德。像沃伦，不能被发展成为一个抽象理想的普遍的人权。他们只是被抚养在在一个相对小的社会的公民现在和在内；在小的“platoons”，在每个人都知道他们的位置（移动在扩大同心圆从你的家庭到你的邻里，从你的邻里到你的城市，从你的城市到你的国家和更广泛的世界）。一个人不变成善良简单理解并接受洛克的“general will”，或康德的“categorical imperative”。类似，对于阿兰德，没有太多的用关于诺贝尔的权力的哲学，除非在政治的空间是（re）创造在社会，其中正义的行为的独立公民可以采取立场。沃伦的信息自己的亲自例子是这不是否定说一个人应该限制一个人的道德的关于一个人的自己的小社会。但开始的点必须是你的关切的与个体们现在和在内。如沃伦说它：

I have no great opinion of that sublime abstract, metaphysic reversionary, contingent humanity, which in cold blood can subject the present time and

Once again, this kind of reasoning resonates with the convictions of dissident intellectuals (for example, Havel, Michnik, Konrád), who strongly believed that only through changing the ‘hearts and minds’ of individual members of society could communism be defeated, and later the process of postcommunist transition succeed. This is why Havel repeatedly stressed that one must turn away from “abstract political visions of the future and toward concrete human beings and ways of defending them effectively in the here and now.”

Hence, any genuine political engagement had to be a result of taking concrete responsibility. This was the ideal of an ethical civil society.

In its initial form, the concept of civil society was not meant to be revolutionary; civil society was not seen as directed against the state, but was supposed to complement it. That was the vision inherited “from Locke, the Scottish Enlightenment, Burke, Hegel, and de Tocqueville.” As one of the leading Hungarian intellectuals, G.M. Tamás, explained, the dissidents in Central Europe appropriated this concept creatively for their own purposes and turned it against the oppressive communist state. This antagonism between state and society is reminiscent more of Thomas Paine than Burke, and it is not surprising, hence, that the Central European concept of civil society had strong appeal to the left-wing intellectuals in the West.

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The dissident’s suspicion of the communist state and its official ideology, Marxism, found its expression in the idea of anti-politics. Anti-politics was directed not only against the state, but any institutionalised politics, and was hostile not only towards Marxism, but any (dogmatic) political ideology in general. However, it would be a crude misunderstanding to see the ideal of anti-politics as apolitical. On the contrary, by liberating individuals from the constraints of institutional politics and the schematic thinking imposed by abstract ideological frameworks, individuals were empowered to endow their actions with authentic meaning: in this sense personal became political. The ideal of anti-politics urged people to act “as if” they were free, and to assume
responsibility that comes with freedom. Hence, anti-politics was not a politics without principles, rather simply a "politics without cliche."\(^{89}\)

In fact, if there is one distinct contribution from the intellectuals from Central and Eastern Europe to political theory in general, it is to be found in their conviction that "the old categories of ideological contestation have become hopelessly cliché: they refer only to themselves in tendentious circles of self-referentiality."\(^{90}\) While many intellectuals in the West seem still indebted to these ideological frameworks (even when intent on overcoming them),\(^{91}\) most intellectuals in Central Europe abandoned them. However, even though this 'post-ideological' position rejects all great narratives it would be a mistake to label it as post-modern (especially if postmodernism implies moral relativism). As I have argued, it is much closer to the thinking of the likes of Burke, who identified the dangers of schematic ideological thinking well before it became one of the dominant features of modernity. Arendt shared this suspicion of ideologies, which have the tendency to neatly divide the political world into binary oppositions. This is reflected in her critique of conventional theories of revolution, which underpin the argument about the self-limiting conservative revolutions of 1989 advanced in this article. In her view, "the very fact that these two elements [which were contained in the spirit of revolution], the concern with stability and the spirit of the new, have become opposites in political thought and terminology—the one being identified as conservatism and the other being claimed as the monopoly of progressive liberalism—must be recognized to be among the symptoms of our loss."\(^{92}\)

Hence, following Arendt, the legacy of the revolutions of 1989 in Central Europe can be seen as an invitation to rethink the relationship between the ongoing concern with political stability and the desire for a radical renewal.

**Concluding Remarks**

The attempts of Central European dissidents to reclaim the sphere of politics as a place for human authenticity resulted in their rejection of ideologies. Leszek Kolakowski offered a witty justification of this approach in the late 1970s. He proposed the establishment of a Conservative-Liberal Socialist International, which was based on the assumption that the differences between the sensible parts of these ideologies were not insurmountable. Thus, their conflicting demands were not mutually exclusive.\(^{93}\) In line with this, the dissident intellectuals in Central Europe were able to follow radically conflicting ideals that led to the relative success of their self-limiting conservative revolutions in 1989.

The goals of these conservative revolutionaries were both modest and ambitious. They were modest, because they did not openly seek political power, ambitious because they aimed at a redefinition of political space and activities within it. It may be questioned as to how successful these revolutions were in delivering those more ambitious goals. As Arendt reminds us, to sustain the spirit of the revolution after the event is very difficult, if not impossible. However, the attempts of the reluctant revolutionaries to reclaim the sphere of politics as a place for human authenticity must be seen, like democracy, as a part of an open-ended project—a normative ideal worth striving for, rather than something that can be achieved overnight (or in those 15 years that passed since the collapse of communism). The revolutions were successful to the extent that they created preconditions for liberty under the rule of law. The relative success of the conservative revolutions in Central Europe could give some hope to those political theorists who, like S.N. Eisenstadt, believe that 'the paradoxes of democracy' do not need to (and should not) lead to its ultimate demise.

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**Notes**

1. I wish to thank András Bozóki, Christopher Finlay, Tom Garvin, Andreas Hess, Robert Horvath, Martin Krygier, Tim Meighan, Suzanne Mulcahy, Tony Philips, Charles Sowerwine, Tobias Theiler and Ben Tonra for their support and constructive criticism of earlier versions of this paper. I also benefited from the facilities of the Contemporary Europe Research Centre in Melbourne in producing this paper.
2. Central Europe, for the purposes of this article, denotes the countries of the so-called Visegrad four: the Czech Republic, Slovakia (that is Czechoslovakia before 1993), Poland and Hungary.
4. This is in marked contrast to those contemporary neo-conservatives in the United
States who believe that there are virtually no limits to their ambitious project of radically remaking the existing world order. Their thinking displays more Jacobin rather than Burkean tendencies.


While I do not seek to establish a causal relationship between Burke and the 1989 revolutions (Burke provides me simply with an interpretative vantage point), it is worth noting that Michnik admired Burke’s work. In a February 1988 interview for the Times Literary Supplement Michnik bemoaned the fact that Burke’s Reflections were banned in Poland and suggested that if he “was proficient in English [he] would translate this book and present Gorbachev and others with a complimentary copy—to teach them the philosophy of compromise.” Adam Michnik, Letters from Freedom: Post-Cold War Realities and Perspectives, Berkeley, University of California Press, 1998, p. 111.


9 As Darrin M. McMahon noted, towards the end of his life Burke increasingly adopted dogmatic views inspired by those French revolutionaries, whose “modern politics of the Right was not conservative but revolutionary in its desire to remake the world in the image of a rigorous ideal.” Darrin M. McMahon, “Edmund Burke and the Literary Cabal: A Tale of Two Enlightenments,” in Reflections on the Revolution in France, ed. Frank M. Turner, New Haven and London, Yale University Press, 2003, p. 245. In contrast, earlier writings of Burke can be seen as anticipating the concerns of critical theory and postmodern philosophy. As Stephen K. White argued, “Burke’s critique of modernity begins to exhibit some family resemblance to contemporary ones that have focused upon the costs of the modern imperatives of rationalization, especially the unlimited drive to mastery; both of the self and of the world around us.” Stephen K. White, Edmund Burke: Modernity, Politics, and Aesthetics, Thousand Oaks, Calif., Sage, 1994, p. 84.


11 “Burke would have been likely to see in the principles of the Communist revolution the emergence in even purer form of all that he most detested in the contemporary revolution whose progress he watched with horror and fascination in France, and sought with eloquence and skill to check in England. The spirit of total, radical innovation; the overthrow of all prescriptive rights; the confiscation of property; destruction of the Church, the nobility, the family, tradition, veneration, the ancestors, the nation—this is the catalogue of all that Burke dreaded in his darkest moments, and every item in it he would have discovered in Marxism.” Ibid., pp. 9-10.

12 Ernst Nolte, “Die unvollständige Revolution: Die Rehabilitierung des Bürgertums und der defensive Nationalismus,” Frankfurter Allgemeine Zeitung, January 24, 1991, p. 27. I have no space to explore the controversy that Nolte’s interpretative framework caused in Germany and beyond. Suffice to say that his thesis triggered the so-called “Historikerstreit,” in which Nolte was accused of being apologetic of Nazi crimes by playing down their historic significance. It is interesting to note, however, that some aspects of his theory are today accepted within the mainstream. It is no longer taboo, for example, to compare Nazism and Communism, and to contextualise the rise of Nazism within the broader context of European history. See for example, Mark Mazower, Dark Continent: Europe’s Twentieth Century, London, Penguin, 1999. For a good summary of key Nolte’s ideas and their evaluation see also François Furet, The Passing of an Illusion: The Idea of Communism in the Twentieth Century, trans. Deborah Furet, Chicago, Chicago University Press, 1999, pp. 518-9.

13 Stefan Steinberg, “Right-Wing Historian Ernst Nolte Receives the Konrad Adenauer Prize for Science,” World Socialist Web Site, 17 August 2000.


20 Claus Offe, Der Tunnel am Ende des Lichts: Erkundungen der politischen Transformation im Neuen Osten, Frankfurt/Main, Campus Verlag, 1994.


22 Arendt, On Revolution, p. 220, cf. 111. More recently, Andrew Arato has also argued

23 This is not to say that other aspects were not important. The international environment, for example, “has been exceptionally favourable to the democratic transition in Central Europe.” Jacques Rupnik, “The Postcommunist Divide,” *Journal of Democracy*, vol. 10, no. 1, 1999, p. 62.


26 Europe was for most people in Central Europe primarily a political concept synonymous with the West; that is with the traditions of liberal democracy. Already in November 1956, for example, when there was a popular uprising against the communist rule in Hungary, the director of the Hungarian News agency called for help against the Soviet invasion with the following words: “We are going to die for Hungary and for Europe” (my italics). Milan Kundera, “The Tragedy of Central Europe,” *New York Review of Books*, 1984, 33.


28 Most historians of the French Revolution differentiate between its different phases, and would hence challenge the notion that the rise of Robespierre and Jacobinism could be traced back to 1789, but for Burke there was no substantial difference between 1789 and 1793. For the view of revolutionary violence as “an authentic act of liberation” see Žižek’s recent commentary on Lenin in Slavoj Žižek, *Revolution at the Gates*, London, Verso, 2002, especially pp. 259-61. For a persuasive critique of this argument see for example Jörg Lau, “Auf der Suche nach dem guten Terror: Über Slavoj Žižek,” *Merkur*, vol. 57, no. 2, 2003, pp. 158-63.


30 Boris Kapustin, “Modernity’s Failure/Post-Modernity’s Predicament: The Case of Russia,” *Critical Horizons*, vol. 4, no. 1, 2003. While Kapustin develops his argument with respect to Russia, some of his insights could be applied also to Central Europe.


32 Ibid., pp. 90-91.

33 Kapustin, “Modernity’s Failure,” p. 102.


35 I do not find it helpful to describe, as Kapustin does, the failed economic reforms in Russia “the post-modernisation of the economy,” and the failures of the current political system in Russia as “Communism’s relapse into post-modernity.” One does not need to accept that there was only one path open to Russia after the collapse of communism, to maintain that it is meaningful to talk about relative successes and failures of certain political and economic measures. The conceptual confusion is best encapsulated in the description of the current economic predicament as “the post-modern capitalist re-feudalisation of Russia.” Kapustin, “Modernity’s Failure,” pp. 127, 31, 29.


42 *Reflections on the revolution in France, and on the proceedings in certain societies in London relative to that event in a letter intended to have been sent to a gentleman in Paris*. As J.C.D. Clark argued, Burke “did not defend an old world against a new world; he defended his modern world (Whig, commercial, rational, patrician, Anglican) against assault by atavistic moral, intellectual and political vices.” Burke and Clark, *Reflections*, p. 89. In line with this, a number of contemporary political theorists and historians seek to reclaim the heritage of Edmund Burke, and present him partly as a predecessor of liberalism. See, for example, Gress, *From Plato to Nato*; Lawrence E. Cahoone, *Civil Society: The Conservative Meaning of Liberal Politics*, Malden, Massachusetts, Blackwell, 2002, pp. 6, 119; Martin Greenberg, “Burke & Political Liberty,” *New Criterion*, vol. 20, no. 7, 2002.


57 1998. More recently, a number of Polish intellectuals and politicians advocated
against it. Adam Michnik and David Ost,
54 Tischner, On Revolution, 49.
55 Ibid., p. 223.
56 ThaaS, Die Wiedergeburt des Politischen, p. 142.
57 Shmuel Noah Eisenstadt, Paradoxes of Democracy: Fragility, Continuity, and Change,
58 Jan Józef Lipinski, KOR: A History of the Workers’ Defense Committee in Poland, 1976-
1981, trans. Olga Amsterdamska and Gene M. Moore, Berkeley, University of
California Press, 1985, p. 75. Consider also the work of Józef Tischner and Michnik’s
response to it. Adam Michnik and David Ost, The Church and the Left, Chicago,
University of Chicago Press, 1993; Tischner, Etika Solidarity, Bratislava, Kalligram,
1998. More recently, a number of Polish intellectuals and politicians advocated
that the new European constitution, proposed by the Convention on the Future of
Europe, would refer to God in the preamble. According to Tadeusz Mazowiecki,
Poland’s first postcommunist Prime Minister, leaving God out of the constitution
is like “someone cutting the Cathedral of Notre Dame out of a Paris album.” Cited in
A similar argument was also advanced by the former Polish Foreing Minister,
Bronislaw Geremek: Consider that even Voltaire talked about “Christian Europe.”
Bronislaw Geremek, “Europe: United or Divided? Enlargement and Future of the
European Union” (paper presented at the Irish Central European Dialogues, Dublin,
Royal Irish Academy, March 26, 2004).
59 Erazim Kohá&egrave;, Jan Pato&cacute;k: Philosophy and Selected Writings, Chicago, The University
of Chicago Press, 1989, p. 341. For more background material on the Charter 77
and the original version of this document see Jan Pato&cacute;k, “O provinnosti bránit
60 Václav Havel, Letters to Olga: June 1979-September 1982, New York, Knopf, 1988,
pp. 352-3.
61 Cf. Burke’s preoccupation with the importance of the awareness of “human finitude”
and the role of the sublime in politics. See White, Edmund Burke.
62 Jacques Derrida, The Gift of Death, Religion and Postmodernism, Chicago, University
of Chicago Press, 1995. For a convincing critique of Derrida’s reading of Pato&cacute;k
see Edward F. Findlay, “Secrets of European Responsibility: Jacques Derrida on
Responsibility in the Philosophy of Jan Pato&cacute;k,” Philosophy Today, vol. 46, no. 1,
2002.
63 Slavoj Z&iacute;tk, “Attempts to Escape the Logic of Capitalism,” London Review of Books,
1999, 4.
64 Gress, From Plato to Nato, p. 489.
65 Arato, Civil Society, p. 48.
66 Incidentally, it is worth noting that Havel allowed for the possibility that violence
may be justifiable “as a necessary evil in extreme situations, when direct violence
can only be met by violence and where remaining passive would in effect mean
supporting violence: let us recall, for example, that the blindness of European
pacifism was one of the factors that prepared the ground for the Second World
War.” Havel, “The Power of the Powerless,” p. 71. In line with this, Havel was
able to endorse, if not without qualification, the US led invasion of Iraq.
67 Michnik, Letters from Freedom, p. 106. Michnik made this argument firstly in Adam
Michnik, Letters from Prison and Other Essays, Berkeley, University of California
68 Arato, Civil Society, p. xiv. This approach found its legal expression in one of the
key decisions of the newly established Hungarian constitutional court (On
Retroactive Criminal Legislation,' 5 March 1992). It was justified thus: “The change of system has been carried out on the basis of legality. . . . The old law retains its validity. With respect to its validity, there is no distinction between ‘pre-Constitution’ and ‘post-Constitution’ law. The legitimacy of the different (political) systems during the past half century is irrelevant from this perspective; that is from the viewpoint of the constitutionality of laws, it does not comprise a meaningful category.”

Sólyom and Brunner, Constitutional Judiciary in a New Democracy, p. 220.

69 Arato, Civil Society, p. xiv.

70 Ibid., p. 15.


73 Jiří Suk, Labyrintem revoluce, Prague, Prostor, 2003, pp. 72-73.

74 Tadeusz Mazowiecki was hence able to proclaim in August 1989: “One has return to Poland the mechanisms of normal political life. The transition is difficult, but it does not have to cause shaking. On the contrary, it will be a path to normalcy.”


75 Holmes, Post-Communism: An Introduction, pp. 335-6.


77 Auer, Liberal Nationalism in Central Europe.

78 This is the main reason why “Burke’s remains an incomplete vision of politics.” For an insightful discussion of Burke’s shortcomings with respect to the issues of equality in a politically liberal society see, for example, Frank M. Turner, “Edmund Burke: The Political Actor Thinking,” in Reflections on the Revolution in France, ed. Frank M. Turner, New Haven and London, Yale University Press, 2003, pp. xxxix-xli.

79 Cahoon, Civil Society, p. 119.


81 “No statesman, no political figure of any importance could possibly take them seriously; and none of the liberal or radical parties in Europe thought it necessary to incorporate into their program a new declaration on human rights.” Hannah Arendt, The Origins of Totalitarianism, London, Allen & Unwin, 1966, p. 292.

82 Ibid., p. 301.