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Beyond Utopian and Dystopian Approaches to Democratic Innovations

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Abstract

This paper discusses both myths of conceptualization and of assumed effects that are implicitly or explicitly presented in analyses of the so called ‘democratic innovations’ –i.e. the new institutions addressed to increase public participation beyond regular elections. It is argued that these myths, together with the (fictitious) confrontation between direct and indirect politics, have generated false oppositions and reductionisms that mask the debate and limit empirical approximations to democratic innovation. A research agenda based on the concept of ‘participatory ecologies’ is suggested for an understanding of the mechanisms of participation in a systemic way.

Keywords

democratic innovations, representation, participation, direct politics, indirect politics

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Introduction

Over the past decades, an expansion of institutions addressed to increase public participation beyond regular elections commonly defined in Europe as involving “Democratic Innovations” and in the Americas as “Participatory Democracy” has been observed. Among their main goals – at least the explicit ones – are the revitalization of democracy and the resolution of the legitimacy deficit that now characterizes contemporary democracies. With these propositions in mind, the focus on democratic innovations aims to include citizens in decision-making processes beyond the election of representatives (Cameron et al., 2012; Font et al., 2014; Smith, 2009; Wampler & Avritzer, 2005). Such inclusion comprises different characteristics with regard to who can participate (e.g. individuals or civil society associations) and how they do this (e.g. by defining the agenda or through deliberation, consultation, elaboration of proposals and/or decision-making as well as implementation and oversight).

Some experiences seek to complement and improve electoral representation, for example with agenda-initiatives, while others propose to replace electoral representation through introducing sortition at all levels.¹ The diversity of strategies used includes the creation of mixed partisan and citizen conventions chosen by lottery to develop proposals for constitutional reforms, as was seen in Ireland in 2012 (see Farrel et al., 2017); participation in broad multi-channel deliberative processes, as seen in the G1000 in Belgium (see Caluwaerts & Reuchamps, 2015); the deployment of communal councils with the capacity to directly manage budgets, as seen in Venezuela (see Garcia Guadilla, 2008); the implementation of national conferences and councils of public policies, as seen in Brazil (see Melo Romao et al., 2017); the implementation of participatory budgeting, as seen globally in a number of countries (Goldfrank 2011; Sintomer 2008); as well as the implementation of new technologies to promote citizen participation (Borge et al., 2009); and the proliferation of traditional mechanisms of direct democracy (MDDs) (Ruth et al., 2017).

As diverse as the mechanisms enacted and or implemented are the studies about them. Scholarly research has been characterized by the focus on specific institutions (i.e. participatory budgeting or MDDs) or on experiences by region or country (i.e. Europe, Latin America, Brazil, Venezuela, amongst other notable cases). The focus on mechanisms, areas or countries has led to sometimes contradictory conclusions on the outcomes of democratic innovations. Thus, results are understood both as a driving force promoting populism as well as

¹ Such as Van Reybrouck’s (2016) proposal in *Against Elections*.

clientelism (Rhodes Purdy, 2015; De La Torre 2013) or, on the opposite as means of citizen empowerment and source of democratic legitimacy (Fishkin, 2009). Other studies considered most of participatory processes analyzed as a symbolic exercise of scarce value (Saati, 2015) or, on the contrary, as a tool for polarization and manipulation (Balderacchi, 2015). Something similar has happened regarding new technologies, where studies are divided between those that highlight an instrumental use (i.e. manipulation), and those that emphasize the capacity to boost direct democratic participation (Morozov, 2009, Castells, 2009 respectively). Within this scenario, we maintain that in order to advance the analysis of democratic innovation, it is necessary to “demystify” its assumptions, avoiding both idealized as well as demonizing visions.

Here we propose that these contradictory conclusions are due to both scholars’ perpetuating myths related to citizen’s participation as well as to the fact that different Participatory Institutions (PIs) and MDDs operate in different contexts and or using different rules. Accordingly, our work discusses “myths” that are explicitly or implicitly presented in the analysis of democratic innovations. Definitions of “myth” allude to fabulous stories describing forces of the nature or the human condition, both heroic as well as detestable, generally reflected in ancient gods. In the most prosaic way, the myth also alludes to imaginary stories that alter the true qualities of a person or thing. We consider that scholarly research – and political promotion – of institutions of participation has been influenced by positive vs negative attributes given *ex ante*. The World Bank promoting the virtues of a limited institution such as participatory budgeting (Goldfrank 2011) could be considered an example of an acritical positive view, supported for scholars of radical democracy (Santos and Avritzer 2004). The demonization of referendums is an example of negative out of context criticism (Franklin et al 1994).

We consider that this pre conceptions have generated false opposition and reductionisms obscuring the debate. Reductionist conceptions do not adequately permit the establishment of relations with outcome variables such as democratization, inclusion or political conflict. Meanwhile, participatory institutions are at the crossroads in places in which the same democratic system has been recently neglected, as in Venezuela. But it keeps growing in other places, such as with the sortition in Ireland, where just in May 2018 the proposal to liberalize one of the most restrictive abortion regimes in the world submitted by an

assembly selected by sortition was ratified by referendum.² More impressive seems to be the creation of laboratories of innovation in European and Latin American cities (Feenstra et al. 2017). Thus, the revision of these myths is required to produce a more accurate framework where mechanisms of participation could be properly understood. This will permit the development of methodologies to assess the effects of these innovations, not in contrast with normative idealizations, but with parameters based on empirical evidence. Emphasis will be placed first on myths that we refer to as of “conceptualization” and after on those that revolve around the assumed “effects” of participation. Finally, our conclusions are presented.

Myths of conceptualization

The Rousseauian myth

The *Rousseauian myth* comes from a classic debate among theorists of representation. According to a simplified vision, direct participation, expressed particularly in assemblies, would be normatively superior to the election of representatives by avoiding the “fiction” attributed to indirect politics. The characteristic of “indirect”, therefore, is understood as the process in which to represent means “the making present in some sense of something which is nevertheless not present literally or in fact” (Pitkin, 1985).

Discussing the seminal work of Hanna Pitkin, several authors have highlighted that political representation presents contradictions, as expressed in the paradox of making present the absent. This leads to another paradox with representation offering contradictory elements: primacy of the citizen’s mandate and, at the same time, independence of representatives with regards to this mandate. This would imply that representative governments involve both aristocratic and democratic elements (Manin, 1997; Tornquist 2009). In the myth of direct participation, here referred to as the *Rousseauian myth*, this paradox is resolved in favor of the represented, annulling the existence of the representatives.

In other words, the *Rousseauian myth* opposes direct participation to electoral representation assuming that the second is negative. But as Plotke (1997) suggests, the opposite of representation is not participation but exclusion, while the opposite of

² This was the sixth referendum on the subject in the past 35 years but the last was called to decide on the proposal of a citizen’s assembly elected by sortition. Voters supported to repeal article 40.3.3 – known as the eighth amendment – which gives unborn fetuses and pregnant women an equal right to life. The penalty for accessing an illegal abortion was until now up to 14 years in prison.

participation is abstention. This false opposition has theoretical but also historical roots, given that it is based on the soviet experience, associated with the leftist ideology.

The Soviet experience conditioned the theoretical development of the concepts of representation and participation during the twentieth century³. In the wake of the second world war, the Soviet experience exacerbated the distance between representation and participation. On the other side of the wall, the liberal theory of representation would increasingly retreat to the confined framework of representative democracies with elections as both the only mechanisms to distribute political power and the superior method of representation. In certain liberal sectors settled in countries in the north-western quadrant, participation became synonymous with authoritarianism (Schumpeter, 1983). Between the notion of “imperative mandate” and the liberal notion of representation, following Plotke (1997), those theorists that defended the participatory component as part of a social-democratic program were ignored. In other words, the option of a positive relationship between representative government and participation in democratic contexts was increasingly asphyxiated.

The dichotomy authoritarian-participation –democratic-representation began to crack in the 70’s and even more so with the fall of the Berlin wall at the end of the 80’s. As an example, since the 1990’s, all German federal states (*Bundesländer*) have introduced referendums at the state and local level, which can be launched by respective authorities or by citizens (Geissel, 2017). Through diffusion or *zeitgeist* (the spirit of the time), diverse mechanisms of participation and citizen control have since then expanded in various parts of the world, complementing and enriching the relationship between participation and electoral representation as a way of deepening democracy. Offering a re-reading of the classics, Carole Pateman (1970) underlines the role of participation in revitalizing democracy while Benjamin Barber (1984), from a pragmatic philosophical position, highlights the educational virtues of participation in the construction of full citizenship. Nevertheless, these works continue to consider electoral representation as *second best* (the best possible) in comparison with direct participation (again, idealized in the form of assemblies).

The works of Urbinati (2006) and Warren (2001) were crucial. After revisiting the classical writings of Condorcet, Urbinati proposed that indirect politics were not inherently

³ This is expressed in the Marxist-Leninist rhetoric of the Soviet project, giving origin to the process of “democratic centralisation” introduced following the Russian revolution in 1917. Around 1935, with the consolidation of the Stalinist regime, this project increasingly acquired an authoritarian turn (Fitzpatrick, 1994).

inferior to direct. In this sense, the vision of Condorcet was highlighted in terms of the capacity of indirect politics to restrain the contextual and instantaneous “passions” of direct politics. In contrast, indirect mechanisms allow for sufficiently reasoned decision-making, generally more beneficial for the common good. It is only from this standpoint that it is possible to think in a complete participatory engineering that does not exclude representation nor reduce the indirect to simply the electoral. Warren unpacks the idea of idealized participation regarding civil society associations. From his perspective, there are different kinds of associations, each of them having at the same time both negative and positive democratic effects.

In this sense, there is no normative desideratum for the associative world because there is not an inherently best setting for democracy. As we will see, this is crucial for undoing the sterile opposition between participation and representation. In “Between the ‘fiction’ of representation and the ‘faction’ of direct democracy”, Whitehead goes further to show to what extent both forms are combined in reality: “Just as direct forms of democracy were mixed in with the representative variant from the earliest days of the American Republic, so also in the supposedly pure city state democracies of ancient Greece, representative and direct variants also always coexisted” (Whitehead, 2017: 9).

The myth of the scarecrow, or myth of a single word

By setting a fictitious opposition between participation and representative government, the *Rousseauian myth* obscures the richness and diversity of participatory experiences. To neglect the heterogeneity of participatory experiences allows its detractors to define it in negative terms and to suggest that aside from the electoral rules, nothing valuable exists but only informal, clientelistic practices or mere symbolic exercises. In contrast, studies of social movements and civil society tend to consider protest or contentious movements as “real or genuine” participation, identifying it as pure activism, generally in positive terms. This is rooted in the idea – based on an Habermasian approach – that locates civil organisations within the life-world, that is essentially different from the world of the state and the market (Alvarez et al. 2017; Gurza Lavalle and Szwako 2015; Della Porta 2013).

These dichotomies obscure the analysis of participatory experiences and invite to the development of classifications able to overcome reductionisms and capture the complexity of the phenomena. For example, many participatory mechanisms are based on the actions of representatives or intermediaries, even when they are not elected. This sustains the distinction between direct and indirect politics. Indirect politics involve some degree of intermediation,

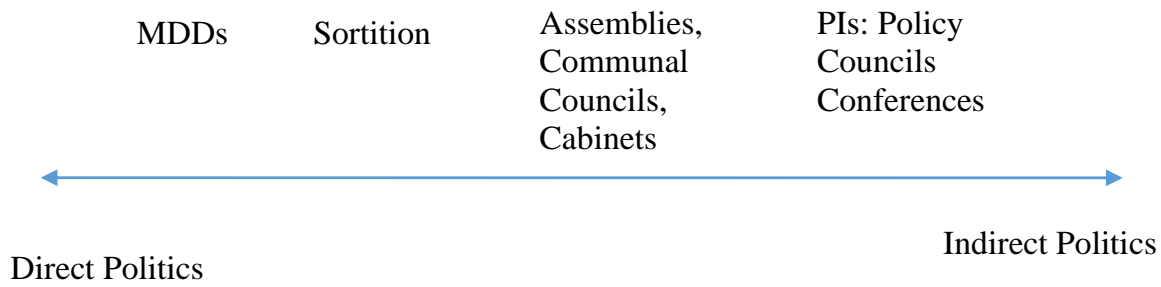
direct politics no. Direct politics include institutions based on individual votes such as referendums and popular initiatives, as well some kind of assemblies. Indirect politics display the usually called as Participatory Institutions (PIs) such as councils, conferences or other types of socio-state interfaces in which members of civil society, labor unions, civil servants and business representatives generally participate, and speak in the name of different citizens and or groups. These mechanisms of indirect politics characterize one of the world's best-known examples of participatory democracy: Brazil.

Most of the PIs in Brazil have been set up in specific sectors of public policy, and as such are also referred to as public policy councils and conferences. Contrary to the MDD, PIs do not tend to include “transcendental” issues such as constitutional reforms or long term geopolitical decisions on their agenda. Participation occurs mostly through delegates who speak in the name of a given group – women, poor neighborhoods, victims of human rights abuse, etc. This leads to a specific type of representation (virtual) in which representatives are not authorized by a formal procedure (e.g. a vote) and are sometimes not even understood as such by the citizens referred to⁴. However, these intermediaries are recognized and “authorized” in terms of their own personal trajectory and prestige or of the recognition of the organizations they work for to advocate for the rights of others. This implies that all dimensions shaping the intermediation are activated, together with the typical issues profusely dealt with by the theory of representation (Zarembek et al., 2017). In few words, the frontier between direct and indirect politics is more blurred than what is generally admitted. The lack of dialogue between those that study mechanisms based on votes and those focused on mechanisms that do not use electoral authorization does not contribute to an understanding of the grey areas between such options. Graduations, mixtures and overlaps exist between direct and indirect politics, rather than airtight boundaries. Figure 1 shows several participation mechanisms located in a continuum of degree that goes from direct to indirect politics:

As the Figure 1 shows, on one hand sortition is emerging as a mechanism combining even more options and inviting more comprehensive approaches than traditional mechanisms such as referendums. On the other hand, indirect participatory mechanisms, as assemblies, considered the paradigm of direct democracy are not located at the extreme of direct politics. Next section will develop it broadly.

⁴ See more about the concept of virtual representation related to Burke's theoretical framework in Pitkin (1985).

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Source: Prepared by the authors

The myth of eliminating intermediation

The frontiers between direct politics (in the assembly version) and indirect politics is not as clear as suggested: neither participation in assemblies nor virtual representation preclude intermediation⁵. This is evident in the case of the Venezuelan communal councils, where spokespeople become leaders who act as intermediators, clearly fulfilling functions of indirect politics (García Guadilla, 2016). Thus, while participation of the 'common citizen' is idealized, the spectrum of intermediations includes partisan control and manipulation. While in theory the source of sovereignty is formally established in communal assemblies (every 400 families in urban areas and every 200 in rural areas, self-defined as communities by proximity and affinity), in practice it can be observed that direct participation does not avoid intermediation as conceived in the myth. The Council of Citizen Participation and Social Control contained in the Ecuadorian Constitution of 2008 works as another good example⁶. Although it acquired competences of the legislative assembly and was not made up of partisan positions, it quickly came to be directly controlled by the government (de la Torre and Ortiz Lemos, 2016).

⁵ A particularly delicate issue is to what degree can the same be argued in cases of assemblies in indigenous communities. While dealing with these questions exceeds the boundaries of this paper, we nevertheless suggest that some studies indicate that mechanisms of assemblies in these communities are not always in accordance with idealized images. This depends on the hybridization of political (for example, co-option of leaders), economic (for example the presence of mega-projects), social (migration) and cultural (*mestizaje*, access to information networks, etc.) processes. Some studies clearly indicate the existence of an individual level that is different to the communal or the presence of conflicts between indigenous leaders and members of the community (see Eisenstadt, 2011 and Torres, 2016).

⁶ Its institutional design has been challenged in the referendum of February 4 2018 given the high level of control given to the authorities in the former definition.

Constraint mechanisms between citizens and intermediaries are a classic dimension of representation identified as mechanisms of accountability. Also evident in the theory of representation are dilemmas regarding the authorization of intermediaries. By whom and how are these roles assigned? Studies have emphasized that beyond elections other forms of authorization exist in terms of recognizing intermediaries (Abers, Neaera and Keck, 2013; Dowbor and Houtzager, 2014). For example, the shared history of a common project, reputation – and the cost of losing this–, and proximity – not only geographical but also ideological – constitute other forms of recognizing / authorizing certain intermediaries that act in PIs (Zarembek et.al 2017).

The myth of eliminating intermediation does not even hold firm in sortition experiences, as these are in the process of defining procedures and selection criteria, the agenda and relationship with other institutions (government, parliament) and mechanisms (referendums) that anchor the myth of direct participation in numerous mediations. The use of sortition to generate suggestions for constitutional reform in Ireland is a key example (see Farrell et al, 2017).

The myth of the vote as an exclusive element of representation

Initiatives and referendums enable voting on issues, more or less transcendental, from local public works to questions of constitutional order and also on authorities (i.e. recall referendums). When plebiscites or referendums are called from above – by presidents or prime ministers– the decision regarding a particular issue, for example, the exit of Great Britain from the European Union (known as Brexit) or the peace agreement in Colombia, tends to remain conditional on the support or rejection of the organizing government (Le Duc, 2002). In contrast, when organized from below, the purpose tends to be more centered on societal control and the expression of citizen's preferences. In either case, the objective of the vote in MDDs is not to choose representatives. However, in both cases context matters and patterns of activation can diverge (Serdült and Welp 2012). In this sense, it is noticeable that paradigmatic participatory experiences –such as the Brazilian one– have not considered a greater inter-relationship with MDDs, although this has begun to occur with certain frequency in experiences that combine deliberation, through random selection, and decision-making through referendums, as in British Columbia, Ontario and Ireland.

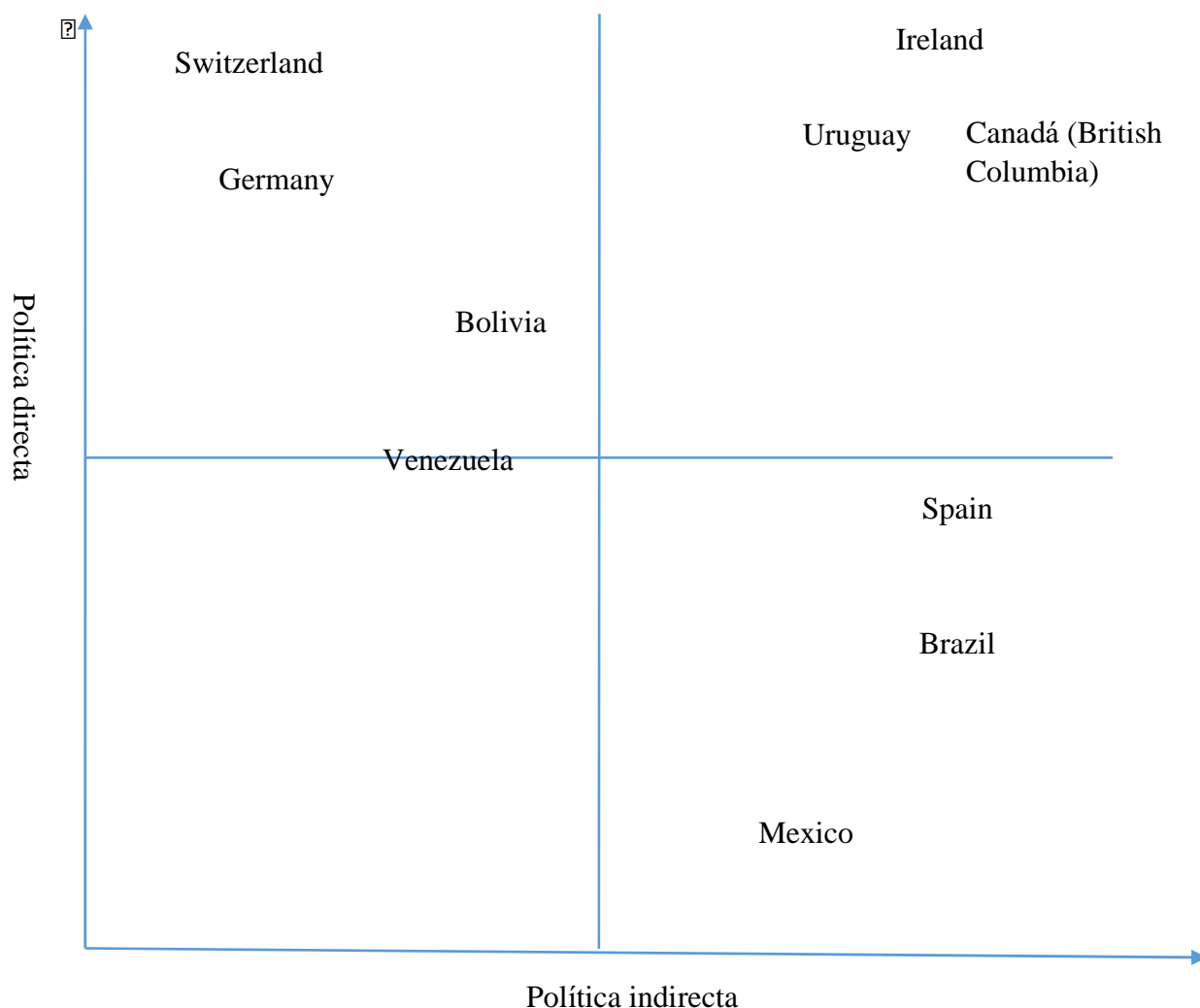
Considering PIs in terms of participatory ecologies where the vote is not an instrument only confined to the election of representative governments would broaden possibilities for

the mutual improvement of electoral representation and participation. In this way, a range of countries could be plotted with these coordinates, based on existing legislation on PIs and MDDs, and guided by the new (blurred and gradual) frontier between direct and indirect politics. Figure 2 is a tentative exercise in classifying cases according to existent legislation on mechanism of participation, taking into account both the national as well as sub-national space. Thus, Switzerland is located in the upper quadrant of direct politics, with scarce or no advocacy for indirect mechanisms as observed on a local, cantonal and sub-national level (Colombo 2018). Spain, in contrast, is identified as a case that allows the deployment of indirect mechanisms, with scarce advocacy –although some practices are registered recently– of direct mechanisms on a local level, particularly Madrid and Barcelona since 2015. Germany, on the other hand, shows greater advocacy in direct mechanisms (referendums) on a sub-national level (Geissel 2017).

With this focus, countries that have been considered pioneers in democratic innovation, such as Brazil are, in fact, located in the quadrant that shows a high presence of indirect mechanisms (the mentioned PIs: councils and conferences). The exception would be the assemblies planned for participatory budget, that would be mixed mechanisms (direct and indirect). It is significant that this mechanism has decreased over the last 12 years in Brazil, while the PIs concentrated in councils and conferences (especially those induced federally), increased (Spada, 2014). In contrast, Uruguay is located in the quadrant in which both types of mechanisms are present (direct and indirect). Bolivia is placed a few grades above regarding direct politics due to the “social control” practiced by communities based on indigenous tradition (Zuazo, 2017). Nevertheless, the heterogeneity in the functioning of these mechanisms in different indigenous communities with different levels of *mestizaje* (race fusion) should be studied more systematically (see footnote 4).

Similar considerations can be done to the extended participation mechanism called prior consultation, contained in the International Labor Organization ILO Convention 169 (approved in 1989) with the aim of protecting indigenous livelihoods and their natural environments. This international norm afforded indigenous people in the postcolonial world the right to be consulted by their governments about any project that could impact their territory (Torres 2016, Falletti and Riofrancos 2018). Finally, note that Figure 2 does not seek to locate the cases in terms of effectiveness of democratization, citizen inclusion, etc. In the following section we will deal with these issues.

Figure 2: Location of countries according to Direct and Indirect politics (MDDs and PIs)



Source: Prepared by the authors based on legislation on PIs and MDDs

Myths of effects

What are the best criteria for evaluating the performance of the participatory mechanisms classified above? A certain idealization exists with respect to the contribution that participation should make: improve inclusion, open the agenda, promote progressive legislation, overcome the crisis of representative democracy and the legitimacy deficit (Cabannes 2004, Santos and Avritzer 2004, Seele and Peruzzotti 2009, Fung and Wright, 2003).

The classification proposed here allows for the development of more adequate parameters of evaluation by better identifying expectations for each mechanism and the problems it addresses. For example, the results of the so-called PIs generally tend to be evaluated in terms of what would usually be expected from mechanisms of direct participation

in the form of assemblies, without accounting for the challenges of virtual representation exercised by members of civil society organizations. The lack of an adequate distinction between mechanisms in which ordinary citizens participate directly and PIs that are mainly comprised of people exercising virtual representation do not help to develop adequate criteria to assess the results of PIs in comparison with results of parliamentary bodies.

If these institutions are judged based on the ideal of Rousseauian participation, the experience of the councils of public policy in Brazil could be conceived as deficient as they reflect various problems inherent in representation; for example, disconnection with ordinary citizens. Nevertheless, if these same PIs are compared with parliamentary representation, it could be argued that they achieved the inclusion of issues, populations and citizens' interests that elected representatives had not taken to the field of political decisions. It is also possible to analyse the performance of these institutions comparing what their capacity is for exercising societal control over different areas of public policies (education, health, etc.) in contrast with what has been achieved in this area in parliamentary representation (Gurza Lavalle & Isunza Vera 2011). Distancing ourselves from a dichotomized point of view would allow for a more accurate evaluation of these PIs.

Myth of the democratization cure vs. authoritarian poison

The optimistic visions regarding participation tend to implicitly or explicitly suggest an inherent relationship between participation and democratization. However, following Warren, the participation of organizations in political life can simultaneously create both positive and negative effects in certain types of “democratic goods” (Warren, 2001). A single organization can teach a group of citizens that participate in it to be more active and committed to the community, while at the same time generate exclusionary effects (for example, a religious organization that does not accept certain minorities).

The way to consider the complex relationship between participation and democracy is, according to the abovementioned author, to think in terms of “associational ecologies”. The balance between a plurality of organizations is what could begin to be evaluated in terms of democratizing contributions. What can have a democratizing effect is the existence of ecologies that are open to associational diversity to the extent that these produce trade-offs that facilitate balanced results. Because associations may have positive and negative democratic effects at the same time the idea of associational ecologies is more complex than to consider it simple pluralism. There are different levels or dimensions of democratic effects

(i.e. individual autonomy, collective autonomy and institutional conditions). There is no association “purely” contributing to democracy. An association may contribute with a democratic good at the individual level while at the collective or at the institutional level (or vice versa) not. In a participatory ecology there is not a single mechanism able to deliver all the virtuous democratic effects⁷. Empirical evidence supports this proposition. For example, a positive balance of participatory mechanisms was observed in Ireland with the combination of a citizen’s assembly selected by sortition which opened an informed debate about abortion with a referendum as a fair mechanism to take legitimate decisions. A negative balance is exemplified by the experience with recall referenda in Japan, where recall is activated more against policies than against authorities but as the first is binding and easier than the activation of initiative is used more frequently (see Okamoto and Serdült 2016).

Similarly, some authors have begun to analyze the diversity of participatory experiences in terms of regimes of participation or regimes of democratic non electoral control, with the understanding that contributions to the creation of democratizing effects require a series of mechanisms that promote citizen control over representative government (Isunza Vera and Gurza Lavallo, 2010; Isunza Vera 2014).

Polarizing poison vs consensual cure

For some scholars, participation goes hand in hand with deliberation and the achievement of consensus (Dryzek 2010, Rosenberg 2007). However, recent studies on participation in the digital sphere show that without coordination and rules of behavior, deliberative processes can often generate polarization and disqualifications (Mcclurg 2003, Zaremborg 2018). In contrast, to mitigate the polarization and binary exercise attributed to mechanisms of direct democracy, the Swiss experience shows that institutional designs can develop more complex and inclusive options and that learning processes generate mechanisms for bargaining. For example, a citizens’ initiative can be voted together with a counterproposal presented by the parliament and even with a third proposal negotiated between promoters of the initiative and members of parliament (to which a fourth option, maintaining the status quo, can be added) (Serdült 2018). Information, and clear, shared exchange rules are key, as is the conventional election of authorities. This leads one to think of mechanisms of participation not as isolated institutions,

⁷ We thank Adrián Gurza Lavallo for introducing the perspective of Warren to approach participatory institutions in a systemic way. Other researchers as Wagner Romao, Ernesto Isunza Vera and Debora Rezende also share their reflections on the necessity of thinking about participation not as single mechanisms.

but rather, embedded in a broader framework and conditions that go beyond specific institutional designs (Rosenberg 2007, Dryzek 2002).

The recall referendums, a mechanism oriented to remove a representative by a vote before the end of her or his term by a popular vote, offer good insights to think on mechanisms of participation which are seen from highly polarized views among scholars. Recall might provide a safety valve to allow those discontented with a given representative to feel that they had been allowed to protest and could influence the government by removing the inadequate individual or authority, and so could remain basically loyal to the electoral process and its democratic principles. However, recall can also work in the opposite direction. The findings of most recent research show that variations in recall experience can prove highly consequential for the structure and quality of the associated democratic process, and that in many cases the “safety valve” justification is inadequate. Then, the balance between positive and negative outcomes depends in good proportion on the legitimacy and robustness of the political system as well as on the design features of the recall mechanism itself and on the very specific context in which it was first adopted and then adapted (Whitehead 2018). A crucial issue is whether the result of the recall is accepted by the losers, as well as the winners, and that depends not solely on whether the process is procedurally correct and generates a public benefit, but also on whether the electorate is inclined to demand institutional compliance from all its political operators. Without falling into relativism, it is key to keep in mind that context matters when determining the effectiveness and acceptability of any given procedural rule, since each society develops its own traditions and collective understandings about the rightness of claims to political authority.

The Myth of inclusion

For many authors, participation involves a progressive element with the inclusion of minorities and disadvantaged sectors in the political arena (Wampler 2015, Villasante 2017). However, there is abundant evidence that participatory spaces can promote exclusion and results that are contrary to the rights of disadvantaged groups. An eloquent example of this is the case of the Women’s Parliament in Mexico, created in April 1998, during the LVII Legislature (1997 – 2000), as an exchange space with civil society organizations in order to build consensus around the legislative agenda. According to Martinez Medina (2016), in the following Legislature this space was taken over by conservative organizations and women who, in their personal capacity, entered proposals against abortion and promoting family, morality and religion.

Following this, and despite the activity of legislators proposing various mediation strategies, the confrontation could not be contained and thus the legislative agenda became increasingly splintered from the Women's Parliament. In this way, it is clear that participation mechanisms are conflictive spaces. An idealization of their democratizing virtues prevents us from being attentive to the inclusion of actors who, from monolithic worldviews or privileged positions, seek the exclusion of others.

Conclusions

The reflections presented here on the conceptualization and attributed effects of participation navigates between the two meanings of the myth, fabulous stories, generally referred to ancient times – as the idea of democracy in classic Athens is taken nowadays – or imaginary stories than alter the true qualities of a thing, person or process –such as the idealized experience of sortition in Iceland 2011, which had much minor effects than expected but helped to build utopian thoughts around new models of democracy.

On one hand, the dichotomy generated by what we have called the *Rousseauian myth* confirms that participation is neither opposed to representative government, nor by default virtuous in the face of the 'corruption' of representation. What is more, it becomes mythical to consider that the elements of direct politics oppose elements of indirect politics. Building an airtight border between direct and indirect politics is to convert participation and representation in mere "scarecrows". Furthermore, the act of voting also does not always imply choosing representatives and neither does the act of participation, in an assembly for example, always mean deciding directly. The MDDs analyzed here make use of the vote not to choose whom to delegate representation to, but rather to promote the direct citizen's decision on more or less transcendental questions. On the other hand, the public policy councils and conferences (such as those in Brazil) despite referring to themselves as participatory institutions (PIs), require complex intermediation processes that revive a series of problems (of authorization, control, etc.) dealt with by representation theory. Not even the communal councils, highlighted in the Bolivarian Venezuelan project from 2006, as the superior source of popular sovereignty is "saved" from building intermediation through the figure of spokespeople.

The delineation of these myths of conception also allows the clarification of flawed expectations that have repeatedly occurred regarding possible effects of participation mechanisms. The heterogeneity of these mechanisms, their different historical composition

and institutional designs, make the bid for simplified and reductionist results or trivial evaluations. It is not possible to evaluate PIs (for example, the policy management councils in Brazil) with the same criteria as the expected effects of the application of MDDs. Neither is it possible to always expect democratizing, consensual or inclusive effects of these mechanisms, called, perhaps too hopefully, “democratic innovation”. The opposite is also unwise, that is, to expect them to display all ills (authoritarianism, polarization and exclusion).

Research in this area shows, rather, that the most productive path is to conceive, analyze and evaluate these mechanisms in terms of participatory ecologies and policies in which they are inserted. Whether it be ecological terms or regimes of participation or societal control, the perspective outlined by Warren (2001) seems effective. It is possible to expect effects in terms of a *trade-off* of a particular social organization and also of a particular participatory mechanism. In this way, a single element can provide both democratic goods as well as ills. However, deepening democracy does not imply annulling or limiting either associational social life, nor mechanisms and institutions, either participatory or representative. On the contrary, the challenge consists in seeking the equilibrate co-existence of all these elements.

List of References:

- Abers Neaera, Rebecca & Margaret E. Keck (2013) *Practical Authority. Agency and Institutional Change in Brazilian Water Politics*. Oxford: Oxford University Press.
- Alvarez, Sonia; Baiocchi, Gianpaolo; Lao-Montes, Agustín; Rubin, Jeff and Miller, Thayer. (2017). *Beyond Civil Society: Social Movements, Civic Participation and Democratic Contestation*, Durham: Duke University Press
- Balderacchi, Claudio (2015). "Participatory Mechanisms in Bolivia, Ecuador and Venezuela: Deepening or Undermining Democracy?", *Government and Opposition* 52(1), 131-161.
- Barber, Benjamin R. (1984). *Strong Democracy, Participatory Politics for a New Age*. Berkeley: University of California Press.
- Cabannes, Yves (2004). "Participatory budgeting: a significant contribution to participatory democracy", *Environment and urbanization*, 16(1), 27-46.
- Caluwaerts, D., and Reuchamps, M (2015). "Strengthening democracy through bottom-up deliberation: an assessment of the internal legitimacy of the G1000 project", *Acta Politica* 50(2): 151–70.
- Cameron, Maxwell, Eric Hershberg, & Kenneth Sharpe (2012). *New Institutions for Participatory Democracy in Latin America. Voice and Consequence*. Basingstoke: Palgrave MacMillan.
- Castells, Manuel (2009). *Communication power*. Oxford/New York, Oxford University Press
- Colombo, Celine. (2018). Justifications and Citizen Competence in Direct Democracy: A Multilevel Analysis. *British Journal of Political Science*, 48(3), 787-806.
- De la Torre, Carlos (2013). "In the Name of the People: Democratization, Popular Organizations, and Populism in Venezuela, Bolivia, and Ecuador", *European Review of Latin American and Caribbean Studies* (95), 27-48.
- De Melo Romao, Wagner, Adrian Gurza Lavalle, y Gisela Zaremborg (2017). "Political intermediation and public policy in Brazil: councils and conferences in the policy spheres of health and women's rights", in Zaremborg, Guarneros-Meza and Gurza Lavalle (coord). *Intermediation and Representation in Latin America. Actors and Roles beyond elections*. Germany: Palgrave MacMillan, 42-71.
- Della Porta, Donatella (2013). *Can democracy be saved? Participation, deliberation and social movements*. Cambridge: John Wiley & Sons.

- Dowbor, Monika & Peter P Houtzager (2014). "The Role of Professionals in Policy Reform: Cases from the City Level, Sao Paulo", *Latin American Politics and Society* 56: 141-162.
- Dryzek Jhon S (2002). *Deliberative Democracy and Beyond: Liberals, Critics, Contestations*. Oxford: Oxford University Press.
- Dryzek Jhon S (2010). *Foundations and Frontiers of Deliberative Governance*. Oxford: Oxford University Press.
- Dowbor, Monika and Peter P Houtzager (2014). "The Role of Professionals in Policy Reform: Cases from the City Level, Sao Paulo", *Latin American Politics and Society* 56: 141-162.
- Eisenstadt, Todd, y Karleen West (2017). "Public Opinion, Vulnerability and Living Extraction on Ecuador's Oil Frontier: Where the Debate Between Development and Environmentalism Gets Personal". *Comparative Politics* 49 (2): 231-251.
- Eisenstadt, Todd (2011). *Politics, Identity and Mexico's Indigenous Movements*. Cambridge: Cambridge University Press.
- Falleti, Tulia, & Riofrancos, Thea. (2018). Endogenous Participation: Strengthening Prior Consultation in Extractive Economies. *World Politics*, 70(1), 86-121.
- Farrell, D. Harris, Clodagh y Suiter, Jane (2017). "Bringing People into the heart of constitutional design", en edited by Xenophon Contiades and Alkmene Fotiadou, *Participatory Constitutional Change: The People as Amenders of the Constitution*. UK: Routledge.
- Feenstra, Ram A., Simon Tormey, Andreu Casero-Ripollés, and John Keane (2017). *Refiguring Democracy: The Spanish Political Laboratory*. New York: Routledge
- Fitzpatrick, Sheila (1994). *Stalin's Peasants: Resistance and Survival in the Russian Village After Colectivization*. Oxford: Oxford University Press.
- Font, Joa.; Della Porta, Donatella. and Sintomer, Yves (2014). *Participatory Democracy in Southern Europe. Causes, Characteristics and Consequences*. Nanterre: Rowman and Littlefield International.
- Franklin, Mark, Michael Marsh, and Christopher Wlezien (1994) Attitudes toward Europe and Referendum Votes: A Response to Siune and Svensson. *Electoral Studies* 13:117-21.
- Fung, Archon, and Erik Olin Wright (2003). *Deepening Democracy. Institutional Innovations in Empowered Participatory Governance*. Princenton: Princenton University Press.

- García Guadilla, María Pilar (2008). La praxis de los consejos comunales en Venezuela: ¿poder popular o instancia clientelar?. *Revista Venezolana de Economía y Ciencias Sociales* 14 (1): 125-151.
- Geissel, Brigitte (2017). "Direct Democracy and its (perceived) consequences: The German case", in: Saskia Pauline Ruth, Yanina Welp & Laurence Whitehead (eds.). *Let the people rule? Direct democracy in the twenty-first century*, ECPR Press, S. 157-170.
- Goldfrank, Benjamin (2011). *Deepening Local Democracy in Latin America. Participation, Decentralization, and the Left*, Pennsylvania: Pennsylvania State University Press.
- Gurza Lavalle, Adrián, & Jose Szwako (2015). "Sociedade civil, estado e autonomia: argumentos, contra-argumentos e avanços no debates". *Opinio Pública (UNICAMP)* 21 (1): 157-187.
- Gurza Lavalle, Adrián & Isunza Vera, Ernesto (2011) A trama da crítica democrática: da participação à representação e à accountability. *Lua Nova* 84: 353-364.
- Isunza Vera, Ernesto, y Adrian Gurza Lavalle (2010). *La innovación democrática en América Latina. Tramas y nudos de la representación, la participación y el control societal*. México: CIESAS/Universidad Veracruzana.
- Isunza Vera, Ernesto (2014) *Controles democráticos no electorales y regimen de rendición de cuentas. En búsqueda de respuestas comparativas: México, Colombia, Brasil, China y Sudáfrica*. México: CIESAS and Centro de Contraloría Social y Estudios de la Construcción Democrática.
- Le Duc, Lawrence (2002). "Opinion change and voting behavior in referendums". *European Journal of Political Research* 41: 711-732.
- Manin, Bernard (1997). *The Principles of Representative Government*. Cambridge: Cambridge University Press.
- Martin, Graham (2017). «Establishing Intermediaries in Developing Mechanisms of Citizen Participation in La Silsa, Caracas, Venezuela». In Gisela Zaremborg, Valeria Guarneros-Meza y Adrian Gurza Lavalle (eds.). *Intermediation and Representation in Latin America. Actors and roles beyond elections* (53-75). Alemania: Palgrave MacMillan.
- Martínez Diana (2016). «Redes de política pública y formación de agenda de género en México: Análisis de cuatro legislaturas federales (1997-2009) ». In Edgar E. Ramírez de la Cruz

- (ed). *Análisis de redes sociales para el estudio de la gobernanza y las políticas públicas. Aproximaciones y casos* (221-247). Mexico: CIDE.
- Mcclurg Scott (2003). "Social Networks and Political Participation: The Role of Social Interaction in Explaining Political Participation". *Political Research Quaterly* 56 (4): 449-464
- Morozov, Eugeny (2009). «Foregein Policy.» foreignpolicy.com. 19 de mayo. Retrieved from: <http://foreignpolicy.com/2009/05/19/the-brave-new-world-of-slacktivism/>. [Consulted: 25 November, 2017].
- Newton, Kenneth & Geissel, Brigitte (2012). *Evaluating democratic innovations: Curing the democratic malaise?* London, New York: Routledge.
- Okamoto, Mitsuhiro and Serdült, Uwe (2016). "Recall in Japan". *Presented at the 24 IPSA World Congress*. Poznan: Poland, July 22-28.
- Pateman, Carole (1970). *Participation and Democratic Theory*. Cambridge: Cambridge University Press.
- Pitkin, Hanna (1985). *El concepto de la representación*. Madrid: Centro de Estudios Constitucionales. Original Title (1967). *The Concept of Representation*, Berkley: University of California Press.
- Plotke, David (1997). Representation is Democracy. *Constellations*, 5, (1), 19-34.
- Rhodes-Purdy, Matthew (2015). Participatory Populism. *Political Research Quarterly*, 68(3), 415-427.
- Rosenberg, Shawn W (2007). *Deliberation, Participation and Democracy*. Palgrave Macmillan.
- Ruth, Saskia; Whitehead, Laurence & Welp, Yanina (Eds.) (2017) *Let the people rule? Direct democracy in the twenty-first century*. Colchester: ECPR Press.
- Santos, Boaventura de Sousa & Leonardo Avrtizer (2004). Introducción: para ampliar el canon democrático. In Boaventura de Sousa Santos (ed). *Democratizar la democracia* (35-74). México: Fondo de Cultura Económica
- Schumpeter, Joseph A (1983). *Capitalismo, socialismo y democracia*. Barcelona: Orbis.
- Seele Andrew & Peruzzotti Enrique (2009). *Participatory Innovation and Representative Democracy in Latin America*. John Hopkins University Press

- Serdült, Uwe & Welp, Yanina (2012). Direct Democracy Upside Down. *Taiwan Journal of Democracy*, 8 (1), 69-92.
- Serdült, Uwe (2018). Switzerland. In: Qvortrup, Matt (ed.). *Referendums Around the World* (47-108). Basingstoke: Palgrave Macmillan.
- Smith, Graham (2009). *Democratic Innovations*. Cambridge: Cambridge University Press.
- Spada, Paolo (2014). The Adoption and Abandonment of Democratic Innovations: Investigating the Rise and Decline of Participatory Budgeting in Brazil. *Presented at the Latin American Studies Association (LASA)*, May 2014. Chicago: LASA. 1-27.
- Tornquist, Olle (2009). *Rethinking Popular Representation*. Basingstoke: Palgrave Macmillan.
- Torres, Marcela (2016). *Prior Consultation and Extractivism: evidence from Latin America*, Doctoral Thesis. Washington: American University.
- Urbinati, Nadia (2006). *Representative democracy: principles and genealogy*. Chicago: University of Chicago Press.
- Villasante, Tomás (2017). *Democracias Transformadoras. Experiencias emergentes y alternativas desde los comunes*. Madrid: Intervención Cultural.
- Wampler, Brian, & Leonardo Avritzer (2005). The Spread of Participatory Budgeting in Brazil: from Radical Democracy to Participatory Good Government. *Journal of Latin American Urban Studies* 7: 34-52.
- Wampler, Brian (2015). *Activating democracy in Brasil*. University of Notre Dame Press.
- Warren, Mark E (2001). *Democracy and association*. New Jersey: Princenton University Press.
- Whitehead, Laurence. 2017. "Between the 'fiction' of representation and the 'faction' of direct democracy", in *Let the people rule? Direct democracy in the twenty-first century*. IN Ruth, Saskia; Welp, Yanina and Whitehead, Laurence (eds.). Colchester: ECPR Press.
- Whitehead, Laurence. 2018. "The recall of elected officeholders the growing incidence of a venerable, but overlooked, democratic institution", *Democratization* pp. 1341-1357
- Zaremborg Gisela. 2018. Mi meme te odia": redes sociales y giro a la derecha en Brasil. In Torrico Mario (coord.). *¿Fin del giro a la izquierda en América Latina? Gobierno y políticas públicas*. México: FLACSO.

Zaremborg, Gisela; Valeria Guarneros-Meza and Adrian Gurza Lavalle (2017). *Intermediation and Representation in Latin America. Actors and Roles Beyond Elections*. Germany: Palgrave MacMillan.

Zuazo, Moira. 2017. «Bolivia: "Social Control" as the Fourth State Power 1994-2015. In Gisela Zaremborg, Valeria Guarneros-Meza y Adrian Gurza Lavalle (coords). *Intermediation and Representation in Latin America. Actors and Roles Beyond Elections* (95-123). Germany: Palgrave MacMillan.