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Artwork: Critical Mass

The featured artwork on our website was submitted as part of an open call for pieces responding to the *Review*'s focus on advancing understandings of statelessness and citizenship phenomena and challenges. 'Critical Mass' has been developed by architect and artist Wasim Z Habashneh. The artist's statement is as follows:

Using the traditional sand art practiced in Jordan to fill discarded fluorescent tubes with pixelated patterns.

This pattern reflects the critical mass, a term that indicates the sufficient number of adopters of innovation in a social system, so that the rate of adoption becomes self-sustaining and creates further growth. The layers of sand are positioned to resemble the transition phase of a critical mass affecting the existing mass.

The sand particles resemble the human presence and necessity in such an environment.

The piece questions the definition of a normal and healthy community: statelessness and citizenship are now an inevitable reality in our world, therefore finding ways to include them in our collective pattern is as important as retaining the current one.

Submissions

The *Statelessness & Citizenship Review* is an online, open source academic journal that publishes two issues per year. Please send an electronic copy of your submission, preferably in Microsoft Word format, to the Editors in Chief at:

<info@screview.net>

All articles, critique and comments and case notes published are refereed. Other pieces are refereed at the discretion of the Editors in Chief.

Online Resources

All pieces in this issue are available from our website:

<statelessnessandcitizenshipreview.com>

All URLs cited in this issue are active as of January 2025.

Citations

This issue has been cited in accordance with the fourth edition of the Oxford University Standard for the Citation of Legal Authorities ('OSCOLA') as supplemented by the Review's House Rules on grammar, punctuation and citation.

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Stateless by Chen Tienshi Lara, Translated by Louis Carlet (National University of Singapore Press 2024). 236 Pages. Price SGD30.00. ISBN 9789813252325

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