

Property and carceral spaces in Christiania, Copenhagen

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Abstract: This article addresses the recent legal and property changes, and their socio-spatial consequences in Christiania, Copenhagen. During recent years the community that has always been against private ownership has lost its special legal status, and became a property owner of a vast area in the middle of Copenhagen. We analyze the situation in relation to Christiania's current housing condition, individual residents' privatization efforts, and decades-long normalization efforts by the state. We argue that the processes of normalization, legalization, criminalization and privatization are expressions of the carceral in more-than-institutional context, and that questions of property are strongly involved in these carceral practices in Christiania. Not only in the relations between Christiania and the state, but also in socio-spatial relations inside of the community, defining who is included or excluded, or how people behave towards each other. Moreover, a part of the community is cultivating a carceral culture towards those in favor of privatization, using the rights of the property owner and the community's ideologies as justifications.

Keywords: property , legal pluralism , carceral geography , law , Christiania

Introduction

It has been widely acknowledged that carceral practices exist throughout society, and that there is a need to study carceral spaces in more-than-institutional contexts. The creation of carceralities aims at defining what people are supposed to think or how they should act. The punishments for behaving or thinking in 'wrong' ways are manifested spatially; for instance, if people are removed from their homes or if their mobility is limited because of the fear of punishment (Altin & Minca, 2017). The conditions, qualities, and experiences of carceralities are multiple (Peters & Turner, 2017: 4) – so that punishing does not happen merely inside of institutions, but in various contexts where normalizing forces are at work.

This article addresses these questions in relation to the housing and property issues of an alternative community of the Freetown Christiania in Copenhagen. The future of Christiania changed drastically when the Danish Supreme Court handed down its judgment on February 18th, 2011 in the case concerning "the right to the Christiania area". The judgment started a process during which Christiania (population approx. 1000 inhabitants) both lost its special legal status, and became a private property owner. The change in ownership was significant: the community that had always been against private ownership became an owner of a vast property in the middle of Copenhagen. This article addresses this transformation in ownership and legal status, and the processes of confinement that have resulted from it.

We argue that much of the history of Christiania and the struggle over its existence have been about controlling the area: who owns the land; how it is managed, governed and

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policed; and with which socio-spatial consequences. We ask how are the recent changes in ownership and property laws taking place in Christiania, and how these processes have embedded carceral practices in the everyday life of the community. These questions are linked with the wider questions concerning the more-than-institutional contexts of carceral spaces and practices, discussing notably how the efforts of legalization, normalization and privatization may produce carceral milieus within alternative communities (cf. Gill et al., 2015: 2–3; Vasudevan, 2015a: 346–347).

The story of Christiania began in 1971 when a group of people squatted in an old military area in Christianshavn, near the city center of Copenhagen. In 1973, the Social Democratic government of Denmark gave Christiania a status of a freetown. This meant autonomy in a sense that the community could organize their living and government rather independently, leading among other things to consensus democracy, creative building, and an extensive hash trade. Freedom from the law and policies also led to uncertainty. Depending on the political situation – like the power division of the right-and left-wing parties in the parliament – Christiania's existence has been questioned on a regular basis. The social experiment status lasted until 1978 when the High Court ruled the immediate clearance of Christiania. However, this did not have any consequences, partly because of the wide supportive demonstrations. In 1989, the Danish Parliament accepted The Christiania Act, which legalized the squatting (Thörn

et al., 2011: 7), but also included a district plan whose purpose was to prevent illegal constructing (Klima-, Energi- og Bygningsministeriet, 1989: §3). The district plan did not have an effect on the building practices in Christiania.

The new law was revised in 2004 by the Liberal-Conservative government with strict rules about the uses of the area and buildings (Thörn et al., 2011:7; Klima-, Energi- og Bygningsministeriet, 2004). The law was based on the newly made plan for Christiania, including the idea to normalize the area and to increase its openness (Christianiaområdets fremtid – helhedsplan og handlingsplan, 2004). For the community this appeared as an attempt to diminish their lifestyle (Christiania, 2015). In 2008, Christiania brought a lawsuit against the state, claiming permanent right of use of the area on the grounds of the fact that the community had inhabited the area for over thirty years. Christiania, however, lost the case in February 2011 (Bygningsstyrelsen, 2016).

We argue that Christiania's existence has relied on the questions of property and ownership from the beginning. The situation only culminated when the Supreme Court handed down its judgment in 2011. As a result of the decision, Christiania and the state made an agreement concerning the future ownership of the area. In June 2012, buildings and land were transferred to the Foundation for the Freetown Christiania

(Bygningsstyrelsen, 2016), whose Board was composed of five residents of Christiania and six outside members. The Board would be responsible for implementing the elements of the agreement, and to work as a buffer between authorities and Christiania. The Foundation bought from the state those Christiania's land areas that were not protected as cultural sites, and most of the buildings that had belonged to the state. Moreover, the Foundation rented the cultural site areas and those buildings that the state did not agree to sell. It was also agreed on how Christiania should take care of the area, how vacant apartments could be applied for, or how the residents would have a right to become so-called privatists who would rent the land under their houses from the state, not from the Foundation (Aftale mellem Fonden Fristaden Christiania og Den Danske Stat, 2013).

Furthermore, in June 2013, a legislative proposal for repealing the Christiania law was approved by a broad majority in the Danish parliament (Bygningsstyrelsen, 2016). This meant abandoning Christiania's special legal status and replacing it with Danish law. This was expected to require special solutions while reconciling Christiania's lifestyles with the new laws. There was also a significant change in the ways that properties would later on be governed by and managed as the rights of the property owner were removed from the state to the Foundation.

This paper is based on the analysis of three kinds of research material: firstly, official documents, such as agreements, plans and laws concerning Christiania; secondly, semistructured interviews; and thirdly, participant observation. Interviews and participant observation have been carried out in two phases: in a two-week period in June and July 2015, and in a three-month period between January and April in 2016. All material is analyzed discursively, concentrating not only on the contents, but even more so on how topics are talked about, what is left unsaid, and what kinds of hierarchies and power relations are revealed in the material. Much emphasis is put on interviews because the decisions and happenings in Christiania are scarcely documented. Speaking with people and partaking in the life in Christiania are thus the only ways of gaining an understanding about the practices, opinions and power relations in the area.

While gathering the research material it became apparent how important the change in ownership had been, and how it had touched many individual lives. It was hard for many interviewees to talk about the change, and thus, handling the research material ethically and ensuring the anonymity of the interviewed persons is especially important. We have, therefore, divided the persons who we interviewed or discussed with into two groups: the category of authorities that consists of the representatives of the state, the city, the police, the outsider members of the Foundation, and the experts – such as researchers, architects, lawyers, social workers etc. – whose work is linked with

Christiania. The category of residents consists of all those interviewed persons who live in Christiania – despite their expertise, and including also some insider members of the Board of the Foundation. The same division is used if the information has been received during the participant observation, in which case there are not recorded and transcribed interviews, but only notes made during or after the discussions.

Neither one of us authors has an insider's position in Christiania. We know the community only through our several visits to the area during which we have conducted research, socialized with people, or participated in the Christiania Researcher in Residence program. We feel that our position as outsiders helped us in gathering the research material. Although some individuals were suspicious towards us, most people shared with us delicate issues and emphasized how important it is to talk about questions that are denied or avoided inside the community.

In the first part of the article, we develop the conceptual basis for analyzing Christiania's legal and property changes, and the processes of confinement they have created. In the second and third section, we use this conceptual background for analyzing Christiania's current housing situation and efforts to privatism, asking how legal pluralism and property owners' rights and responsibilities have formed social

spaces in Christiania. The conclusion of the article summarizes our views of the sociospatial consequences of the changes in ownership.

Carceral spaces of property

The conceptions of the carceral

A sub-field of carceral geography has earlier concentrated mostly on spaces of confinement inside of, or linked with, institutions (e.g. Pallot, 2005; Moran, 2012; Moran and Keinänen, 2012; Turner, 2012, 2013; Milhaud and Moran, 2013; Schliehe, 2014). Nowadays scholars acknowledge and encourage exploring carceral spaces more widely in different contexts and outside of institutions (e.g. Milhaud and Moran, 2013; Moran et al., 2013). The notion of the carceral is now regarded as concerning not only the 'studies of incarceration *per se*', but also 'the restriction of autonomy in a much broader context.' (Moran, 2015: 71). There is research, for instance, on shadow carceral states in which punitive power occurs when civil, administrative, and criminal legal authorities blend (Beckett and Murakawa, 2012: 2), or on carceral landscapes resulting from neoliberalism and the 'criminalization of poor and othered communities' (Gill et al., 2016: 2). Within urban geography, Mike Davis (1990: 253–256) wrote in his City of Quartz about Los Angeles as a carceral city where the police's growing role had led to

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increasing surveillance, police data gathering, controlling the sky, and naturalizing the prison-look of buildings (see also Fludernik, 1999; Alexander, 2007).

Much of the thinking on carceral spaces lean on Michel Foucault's (1975/1995) arguments in 'Discipline and Punish' about how carceral mechanisms have spread outwards from institutions, and function throughout society (Foucault, 1975/1995: 297-298). These mechanisms operate transformations on individuals through their politicomoral schema of individual isolation and hierarchy, and the techno-medical model of cure and normalization (Foucault, 1975/1995: 248), which function through 'the judges of normality' such as doctors, social workers and other suchlike authorities. The conceptions of the normative are based on such authorities, and individuals are expected to adjust their lives and behavior to their logics (Foucault, 1975/1995: 304). From this offset, Foucault proceeds to what he calls the carceral city whose elements – such as walls, institutions, rules and discourses – exercise a power of normalization. At the center of the carceral city are punitive mechanisms, such as the formation of petty cruelties, small acts of cunning and calculated methods. Foucault states that recognizing these processes helps in understanding the multiple mechanisms of incarceration, powers of normalization and the formation of knowledge behind these processes (Foucault, 1975/1995: 307-308).

The Danish State's normalization efforts towards Christiania have been researched rather widely (e.g. Lund Hansen, 2006; Amoroux, 2009; Coppola and Vanolo, 2015; Wasshede, 2016). Not much has been thought, however, has been given as to what kinds of mechanisms of normalization may appear inside of the community itself. Following Foucault (1975/1995: 293–295), we understand the carceral as concentrated on coercive measures and on the normalizing power that tries to eradicate the abnormalities in society (cf. Foucault 1975/1995: 298). For us, spaces of confinement are found in everyday urban spaces: in daily practices, acts of governing, and in the ways of behaving towards other people. Moreover, we couple the idea of carceral space with the questions of property: the ways in which expectations, rights, duties, desires and resistances are linked with the squatted areas and alternative communities, and the efforts of their privatization, criminalization, normalization, and utilization in the neoliberalist urban development (e.g. Vasudevan, 2015a: 346–347; Gill et al., 2016: 2).

Normalization through legalization and ownership

Much of Christiania's history and its whole existence have been about property: how Christiania was born when squatters took over the property of the state; how the community has been against private ownership; how the land and buildings have been used as commons; how the state has disciplined the community through law and policing; and how the normalization culminated when the community was forced into

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private ownership. Issues of property have thus had an essential role in the everyday life of Christiania, and in the ways its existence has been justified over the decades. Although these issues have been grasped in several studies (e.g. Midtgaard, 2007; Amoroux, 2009; Moeller, 2009; Thörn et al., 2011; Karpantschof, 2011; Hellström Reimer, 2012; Thörn, 2012; Vanolo, 2013; Hall Thorbjörg, 2014), few studies have focused on property-questions *per se* (e.g. Lund Hansen, 2006; Coppola and Vanolo, 2015). The recent study of Coppola and Vanolo (2015) discusses the potential effects of the 2011 agreement, and the hybridization of the forces of autonomy and neoliberalization that could result from that. Basing their research on fieldwork between 2010 and 2012, Coppola and Vanolo speculate on the future effects of the agreement. Now that five years have passed from the agreement, we analyze what has actually happened through material from 2015 and 2016, and what kinds of spatio-legal outcomes the agreement has produced.

Along with concessions in recent years towards private ownership, property is today perhaps a hotter topic than ever before in Christiania – not only when justifying the community's lifestyle to the state, but also because of the increase of property-related inner conflicts. From our spatial perspective, ownership is most of all a matter of governing and bordering of space. Here we follow Nicholas Blomley, according to whom 'property entails boundary-work' (Blomley, 2010: 205–206) through which

spaces become individualized, separated, privatized, and sometimes even exclusive (Blomley, 2003: 121). Property rights have had a dominant role throughout the history of capitalism (Lund Hansen, 2011: 293), and struggles over borders and their controlling have become common urban practices (Lund Hansen, 2006: 101). Due to these practices, property is not just a question of land use, but also a moral question (Blomley, 2003: 122), creating struggles and spheres of exclusion.

Squatting produces exceptional spaces in terms of ownership. By concentrating on collective world-making, collective forms of self-determination, and alternative urbanism (Vasudevan, 2015a: 348–349; 2015b: 323–324), squatting resists private ownership and its inability to create affordable housing or to enhance alternative ways of living. The question of property is thus also for squatters a politically and ideologically loaded topic, subject to intense, and at times violent, conflicts (cf. Benda-Beckmann, 2000: 151–152). In a way, Christiania's normalization process resembles the legal transformation of colonial societies in which European rulers replaced common ownership and consensual decision-making (Benda-Beckmann, 2000: 152, 161) with their own ideas about property rights. The processes of governing and decision-making were occupied by the administrative organization of the state, and governing became more distant both geographically and politically (Benda-Beckmann, 2000: 165–166).

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Normalization efforts have led to a similar kind of legal transformation in Christiania as its current legal system has developed into a mix of the state's and Christiania's rules. The legal focus is shifting from the community to the state and is moving governing further away from the area. Even though Christiania's special legal status is not valid anymore, it is inscribed in the customs and habits. The inner decision-making is mostly based on spoken law, consensus democracy, and on the community's control over the area. Overlapping legal systems and the legal pluralism have, however, led to a mixed legal identity (cf. Blandy and Sibley, 2010: 280), and to the hyperregulation of the area (cf. von Benda-Beckmann and von Benda-Beckmann, 2014: 31). By that we refer to the formation of several layers of control that are created and managed by the state and the Foundation, but also by the city, the police, the community, the pushers, their guards, and so forth. Although this is not exceptional in urban settings (e.g. Valverde, 2014: 387–389), we argue that overlapping regulations may easily cause exclusion and control which are - according to Dolovich (2011: 9) - 'first and foremost the logic of imprisonment', which can lead to wider acceptance of carceral practices as a part of everyday life.

Even though exclusion and control do not automatically create carceral spaces, in Christiania's case we argue differently. Many mechanisms of discipline have become more or less naturalized (cf. Foucault, 1975/1995: 303–306) parts of the everyday life of the community. As our analysis will show, the question is not simply about mechanisms that result from 'normal' governance or the changed ownership status. Instead, the creation of carceral spaces is shown in the citizens' ways of self-regulating their opinions and movement in order to avoid disciplinary measures.

Property and housing in Christiania

Normalization in the making

Ten years ago, Anders Lund Hansen (2006: 7–8) wrote about the Danish governments' normalization-plans for Christiania. The neo-liberal strategy aimed to close down the hash trade, to legitimize buildings and to remove the community from joint ownership towards private property and free market forces. Much has happened during the latest 10 years in this respect. Although many Christianites deny the proceeding of the normalization-process, authorities – such as the officials of the city and the state, or the police – see the present situation exactly as normalization in the making. Most parts of the neo-liberal strategy that Lund Hansen mentioned 10 years ago, have come about or are on their way to coming true: the buildings have been legalized with a few exceptions; the Foundation has become a property owner; and market forces are functioning effectively in the area. And most recently, the battle against Christiania's hash trade took a step forward when the residents began to stand against organized

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crime and fight for the openness of the area after a tragic shooting of two policemen and a bystander in August 2016.

According to Mary Manjikian (2013), the Danish Liberal Party and the Liberal Conservative alliance have had a wide influence on the rhetoric concerning Christiania, as they have taken a 'businesslike approach' to it. They have treated Christiania as real estate where common ownership should be replaced by the logic of private property (Manjikian, 2013: 129). Manjikian (2013: 135–137) states that the community was not purchasing sovereignty but rather legality when making the agreement with the state. She argues that the new legislation aimed to regulate the spaces and collective behavior instead of individuals. This argument is in line with the fact that the Foundation is now the property owner in Christiania, so that the residents do not own the houses, but they pay rent to the Foundation who owns and governs the buildings.

The ownership change has, however, had a great deal of impact on residents. One of the interviewed authorities emphasizes the importance of understanding that 'for 40 years people living in Christiania were every day afraid that today might be the day when the police came and throw them out'. According to the interview, that had taken a lot of energy, and now that they do not need to fear anymore, it is still a long process to start to be creative and turn the energy towards other issues (Interview, authority, June 29,

2015). Although the property change indicates that the fear of the state's punishments has diminished, some residents are more skeptical and consider the arguments for 'less fear' as a 'modified truth' (Interview, resident, July 9, 2015).

Housing as means of punishing

'But perhaps the most important effect of the carceral system and of its extension well beyond legal imprisonment is that it succeeds in making the power to punish natural and legitimate, in lowering at least the threshold of tolerance to penalty' (Foucault, 1975/1995: 301).

The new legal status of Christiania has normalized housing in at least three ways: Firstly, through the change in the construction processes and the regulation of the buildings. Secondly, through the requirements to remove some illegally built buildings located in the conservation area. And thirdly, through the demands of the more transparent and open selection process of new residents.

Firstly, the legislation concerning building processes has been hard to accept for the Christianites, who have considered themselves as an autonomous community (cf. Coppola and Vanolo, 2015: 52). Forcing the community under the state's control has been experienced as a punishment that aims at normalizing the community. One of the

interviewed authorities says that the Christianites regard building permits as 'bureaucratic and stupid nonsense because they see this as their property'. S/he states that authorities are trying to 'get them to behave as normal citizens who have to apply in order to build and to make sure it's safe and acceptable to the area' (Interview, authority, July 7, 2015). There are, still, Christianites who are not familiar with the permit processes even if they had been active in construction works. One interviewee says s/he has 'heard that some papers should be filled in', but does not 'know what that thing is' (Interview, resident, July 7, 2015). Some residents also characterize Christiania's own building control as frustrating. Constructing a bathroom, for instance, requires going to the meeting and convincing other residents that you need a bathroom. After that, the builder, the area, and the community each pay one third of the bathroom. There is, however, 'a lot of administration', and sometimes 'it's much easier just go to the bank and borrow some money' (Interview, resident, February 9, 2016). That means skipping the process and investing personally in the renovation of collectively owned buildings.

One of the authorities notes that it takes time to get things to proceed efficiently in the current situation 'with the many different rules' (Interview, authority, March 7, 2016). The overlapping legal systems have led to exhausting bureaucracy. For instance, when applying for a building permit, first the community's acceptance must be obtained, after

which the process depends on which part of Christiania you live in. If the area is owned by the state, the permit is needed from the municipality, from the state, and possibly from the state institution that governs cultural sites. There may thus be three different authorities evaluating and accepting/denying the permit. (Interview, authority, June 29, 2015).

Secondly, the buildings that do not meet the Danish criteria are required to be renovated and legalized. At the moment, the legalization has mostly been finished with a few exceptions (Interview, authority, July 3, 2015). Some authorities think that the situation has improved 'because Christiania has accepted that they are now legalized', or that 'they are part of the society' (Interview, authority, July 8, 2015). In addition to renovation and legalization, five houses were ordered to be removed in 2012, nine houses until 2022, and six more until 2042. Some interviewees regard these requirements as *par excellence* political acts, and as a part of the symbolic politics that aim at showing the normalizing power of the state. The removal of illegal houses has been justified with the aim of conserving the historical ramparts and increasing their visibility, yet the number of condemned houses and the justifications of their removal have varied over the years. This has increased the impression that the question is more of a symbolical gesture than the actual need to change the current state of affairs (Interview, authority, March 30, 2016).

The first houses were removed as agreed, and built at a new location designated by the state. Some authorities have a strict view that 'what is built on the ramparts, have to be removed', and that it is 'what the state says and a part of the legalization of Christiania' (Interview, authority, July 8, 2015). Some interviewees accept the removal as a means of conservation, or as a part of the agreement that Christiania has signed (e.g. Interview, resident, February 19, 2016). There are still hopes that the rest of the houses will not have to be removed: 'People accepted that to get the agreement, but it's difficult to understand why you have to build a completely new house somewhere else and remove a house where people can live in' (Interview, authority, March 7, 2016). Moreover, some authorities are not convinced that the future relocations will happen as smoothly as the first ones, and forewarn of 'a huge fight between the government and Christiania' (Interview, authority, July 7, 2015). On the one hand, Christiania's role as a property owner may inspire the community to resist the change in order to claim the right to the space, and to invest the space with new political possibilities (cf. Blomley, 2003: 122). On the other hand, Christiania is expected to follow the responsibilities of a property owner and the agreement they have signed.

The agreement's third effect on housing is related to the selection process of residents, which is expected to be transparent and equal. According to Christiania's consensus

democracy, all decisions are made in common meetings and area meetings. Every resident is entitled to take part in the meetings, and the decision is reached only after the meeting is unanimous about the matter under consideration (see e.g. Jarvis, 2011). The future residents are chosen in area meetings after available apartments have been announced in Christiania's weekly paper 'Ugespjelet'. In practice, it has been impossible to become selected if you are not already living in Christiania, or do not have friends there speaking on your behalf (xxxx, 2013: 37–38). The agreement between the state and Foundation (2011: 5) requires a public announcement of vacant houses, treating applicants equally, and entitling complaints about the decisions. Still, neither interviewed authorities nor residents recall that much change would have happened in this respect. Processes of exclusion still dominate in the selection process, and sometimes it is considered case-by-case if a vacant house will be publicly announced (e.g. Ugespjelet, 36/2016: 10).

Forcing Christiania into the sphere of Danish law seems like a carceral, normalizing act towards an alternative inhabiting of the city (cf. Vasudevan, 2015b, 318–319) and towards a community that has been contrasted with the law-abiding citizens (cf. Amoroux, 2009: 110). Before the agreement with the state, constructing was not regulated in any way that would be equivalent with the state's or the city's control mechanisms. The construction without permits was condemned by the state throughout

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the years in laws, regulations and court sentences, which did not have much effect on practices in Christiania (Interview, authority, July 7, 2015). Tearing down illegal houses in 2007 and 2008 had only led to severe conflicts between Christiania and the police (Amoroux, 2009: 128), and can easily be interpreted as legal, authorized violence (Blomley, 2003: 130) that manifested itself through the contestation of the right to build and dwell in a house. Such violence works inside and through the law: tearing down someone's home may not be morally right, but when being legal, it is regarded as a justified act.

Many authorities consider Christianites to be living on the margins and think of Christiania as a place for those with difficulties to integrate into the society (Interview, authority, July 8, 2015). Another thing is how and if the 'othering' or 'criminalization' has affected the community or justified disciplinary acts towards it (cf. Frost, 2006; Moran, 2015: 106–107; Gill et al., 2016: 2). The riots suggest that the area is united in its efforts, and that the residents are willing to support each other to the extent that enforcing the laws in Christiania could lead to 'huge consequences' (Interview, authority, July 7, 2015). However, a Christianite mentions that when some buildings were doomed to be demolished, the community began to divide. The residents whose homes were threatened, were upset. Some others said that perhaps these buildings should be demolished as they were in poor condition. One

situation as being in the middle of 'divide and rule' strategy that was far removed from Christiania's ideologies of the common lands and buildings (Interview, resident, February 12, 2016). As Gill (2013, 30) argues, 'holding' is not the only way of confinement, but people may equally be restricted by moving them against their own will. Thus, removing houses or condemning them to be demolished is undoubtedly the punishment for the crime of being different or living differently compared to the conceptions of the 'normal' in society. It is a form of spatial regulation that is a significant force in carceral culture and social control (Moran et al., 2011: 449).

One interviewed authority says that s/he does not expect normality from Christianites, but only that they 'follow the law' (Interview, authority, February 25, 2016). Another authority states that they just want to normalize the legislation, and make the Christianites equal compared to other citizens (Interview, authority, July 7, 2015). Some authorities or politicians want to normalize the area in respect to housing, some others in respect to law, some others in respect to ownership, and so forth. The notions of normalization are thus various, and all these combined make it easy to find justifications for the punitive actions in Christiania.

Carceral spaces of privatists

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'It was not easy for us to admit that the worst problems were within' (Interview, resident, February 19, 2016).

When the agreement with the state proceeded, every Christianite had a chance to choose whether they would make a deal about their living with the Foundation or would become privatists who operate directly with the state. The rights of the privatists had been assured in the agreement between the state and the Foundation (2013). An interviewee told that everybody got a letter saying that they could buy their houses directly from the state. The prices were very low, and the offer considered houses other than those that had been 'erected privately' or had 'historical value' (Interview, resident, June 29, 2015). However, the residents had a hard time understanding what being a privatist would mean, and only a few had enough competence or money for using legal assistance. Furthermore, the Christiania community strongly recommended making a deal with them instead of the state:

'We had to fill out some papers that the government sent us. And N.N. says, 'They just gonna treat you wrong, they gonna take away your rights. So you're going to fill out our papers, instead of the government papers, because government is cheating.' Do I need to say that of course the papers were equal? A lot of students of law showed up, take your papers and go there, and they fill it out for you. But when you reach to the bottom of this paper, and when you sign that, you also sign that you give all your rights to a Foundation or to some kind of organization that was not even made yet.' (Interview, resident, February 19, 2016)

Despite the persuasion, few households were interested in becoming privatists. A chance to influence the future of the houses may have been a significant motivation for them (Interview, authority, June 30, 2015), as well as an attachment to houses where some of them had lived for decades, invested in them, or even build for themselves. For some residents, the apparent unity of the rest of Christiania against the privatization of the area seemed like 'a very strong signal both to the state and to the public' that they consider the area 'as one' (Interview, resident, June 29, 2015). Yet, some other residents expressed distrust at the way the Foundation was managing Christiania (Interview, resident, July 9, 2015), or even regarded its establishment as the end of Christiania (Interview, resident, February 19, 2016). Moreover, understanding the meaning of being a privatist was not only difficult for the residents, but for authorities as well. One authority states that the legal status of the privatists' houses is ambiguous, and that not even authorities know who owns the houses – the Foundation or the Christianites who live in the houses (Interview, authority, July 7, 2015).

The complexity of the issue and its side effects are discussed by many Christianites; regardless of whether they have themselves considered becoming a privatist or not. The residents mention several acts by Christiania community members against the privatists: isolation, demonization, vandalism, throwing bombs, smashing windows, painting doors, painting the houses with graffiti, and booing out from meetings (e.g. Interviews, residents, February 19, 2016; July 7, 2015; July 9, 2015a; July 9, 2015b; July 10, 2015). These acts are punitive in a sense that they confined the privatists to their homes and prevented them from taking part on the community life as usual. The actions against the privatists are well known by the community, yet no one mentions that anything had been done to stop the behavior. Neither could any help be attained from the police as the Christianites consider it easier to handle small crimes and inner circumstances themselves, and the residents are afraid that they would be given the label of a snitch if they contacted the police (Københavns Politi, 2015: 13–14). Moreover, carceralities were partly advanced by Christiania's spoken law that enabled reacting to problems with case-specific solutions that could elsewhere be considered illegal or unjust.

Some authorities are aware of the privatists' problems. According to one interviewee, 'it's the state who decided this and has to make sure that the people who wanted this could have the possibility' (Interview, authority, March 7, 2016). An authority says that the rights of the privatists have been respected by most people, 'but of course there are always some who say everybody should be part of community and became angry because there were some who didn't' (Interview, authority, March 7, 2016). Another authority suspects that the privatists 'have been harassed to the point, where I think they are about to move out.' S/he agrees that the state authorities 'sort of have a responsibility for the situation', but admits that there is not a lot they can do about it (Interview, authority, July 7, 2015).

Some 'spokesmen' or 'spokeswomen' of Christiania, instead, tell of the official truth of the community: the zero tolerance of violence, how everyone is accepted and given 'space enough to have their opinion', and how no one is 'bullied into some kind of an opinion' (Interview, resident, July 6, 2015, Interview, resident, July 9, 2015). The denial and silence about the problems seem to have enabled punitive practices towards the privatists. As if the community tried to draw strict boundaries inside of which problems could be controlled, but also define how these problems are talked (cf. Philo, 2011: 5) – or rather not talked – about. One of the interviewed authorities describes the attitude as "double moral", claiming that in one way, Christianites 'have a high grade of moral, but other times it conflicts with some basic things about being a human being living with other humans' (Interview, authority, February 25, 2016).

The expectation of the community was that Christiania's citizenship should be

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performed and given meaning (cf. Yarwood, 2014: 69) by resisting privatization and supporting the Foundation. The fear was that because of privatism, 'there would be living very rich people' in Christiania, and that 'the whole idea about freedom and wider kinds ways of thinking and having tolerance would be gone' (Interview, resident, July 9, 2015). Some residents and authorities have associated privatism with diverging from the community's ideals (e.g. Interviews, authority, June 29, 2015, July 7, 2015; resident July 10, 2015) of self-determination, autonomy and collective world-making (cf. Vasudevan, 2015b, 323–325). Some residents, instead, strongly express that no matter what, the privatists will always stay their neighbors (e.g. Interview, resident, July 7, 2015). Everyday actions and the active contribution to public life have been essential in reproducing one's citizenship and belonging to the community in Christiania (cf. Yarwood, 2014: 4–5, 19; Staeheli, 2011: 399). The conceptions of a community are still various: for the ones, community is based on ownership, ideologies, and agreeing with the Foundation. For the others, community is based on common experiences and sharing the everyday life with their neighbors. Different interpretations of the community have also spatial consequences as they direct the ways people use their territories with or against each other.

Although the residents have faced several normalizing measures during the existence of Christiania, these experiences have not prevented the community from adopting a

similar kind of carceral culture towards those who think differently. Also here the question is of legal violence (cf. Blomley, 2003), which in this case is not authorized by Danish law, but by the Christiania community. The dispute over property has caused exclusion and divided Christiania both socially and spatially. It can be claimed that property has acted in violent ways (cf. Blomley, 2003) and has aimed at 'curing' the persons from the undesired opinions (cf. Foucault, 1975/1995: 269). Although the community's controlling is more allusive than in the actual punitive institutions or methods (e.g. Gill, 2013: 20), it still directs people's behavior towards those who think differently (cf. Foucault, 1975/1995: 269), and creates feelings of being trapped in situations where inter-personal conflicts threaten one's belonging (Jarvis, 2013: 950).

Conclusions

This article has shown that the recent changes in property and legality have **not** been easy either for the community or for the residents of Christiania. Christiania has always been against private ownership, yet property issues have become the ones defining the existence of the community: who is included and who is not; and whose rights are respected. The social and spatial organization of the community has been defined by a continuous struggle over who owns and controls the area, and what people should think or say about privatization or legalization of the community. Many authorities and residents regard the recent changes as signs of successful normalization, and the

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advancement of the gentrification process. These processes do not tell merely about Christiania, but they concern the whole understanding of the carceral in more-thaninstitutional contexts, especially when it comes to alternative housing and communities that are 'othered' or criminalized in order to justify different kinds of carceral processes – whether they are given a label of normalization, legalization, privatization, or something else. Through these processes, the carceral becomes performed spatially by ordering houses to be demolished, by forcing people to move, or by limiting people's movement because of the fear of violence.

Our study suggests that Christiania's role as a property owner and its new legal status have led to a hyperregulated area where different legal systems are overlapping and producing multiple layers of control. The realization of the legal system is disordered as Danish law is mixed with Christiania's 45-years old habits and consensus democracy. The land use of Christiania is orchestrated by the state, the city, the police, the Foundation, the community, the pushers, the guards, and other instances. This has made the legal (dis)order of Christiania confusing both for individuals and the community. Individual residents have had a hard time trying to follow different laws and codes affecting their housing, rights, and everyday life. The Foundation is more aware of the legal situation, and is regularly using legal assistance.

The community has so far followed its agreement with the state and Danish law rather strictly when it comes to legalizing and removing the buildings. Moving the houses to the designated areas, renovating the houses, and applying for building permits are steps towards Christiania as a space that is on the verge of becoming legal in the face of authorities. Legal pluralism is still seen in building practices: how different degrees of formality and foundations of legitimacy coexist within the same space (cf. von Benda-Beckmann, 2014: 34). Also, when it comes to the selection process of new residents, or to the responsibilities of the Foundation as a property owner, the practices are rather vague, and require negotiating with the state, the city and neighbors.

Although Christiania seems to be on the verge of solving its controversies with the state, at the same time new kinds of carceral spaces have emerged that are not created only from the outside, but equally from the inside, by the community's own ways of governing, and the resulting behavior of the residents towards each other. Moreover, if the earlier conflicts had mostly been between Christiania and the state, new property issues seem to have increased pressure towards individual residents – such as those living in houses that are required to be removed, or privatists who wanted to use their right to make a deal about their housing directly with the state. Although for some residents the ownership change has meant the disappearance of fear, there are

contrasting views as well. We have been told how the community has been divided; how land and buildings are used as a means of governing with fear; or how some residents have been tied to their homes because of the fear of physical or mental violence. Each one of these worries is directly linked with the questions of ownership, and who has or wishes to have control over spaces.

Christiania's history of oppression has not prevented the community itself from adopting the same kind of carceral culture. The community resists the privatization process to the extent that they have used normalizing violence towards those who think differently. This violence is authorized by the rights of the property owner and the community's ideologies. Bullying, vandalism and court cases have been used as punishments that have restricted the life of the privatists and have aimed to normalize them so that they would fit better in the community. The strategy has been somewhat successful: of the three privatist households that were left in 2015, one gave up at the end of the year. The other two lost the negotiations with the Foundation in the court in the beginning of 2016. Although the rights of the privatists were included in the agreement with the state, neither the Foundation nor the state monitored the realization of the rights, or did anything to stop the punitive acts towards the privatists. It remains unclear why these rights were included in the first place in the agreement if there was no intention to respect them.

Resisting privatization is nowadays complex in Christiania as the community has become a property owner and attained the owner's rights and responsibilities. The community's resistance is thus no longer opposed towards private ownership *per se*, but rather towards individuals' interest in it. If pressure and punitive acts were earlier targeted against the community of Christiania by the outsiders, today these acts are equally against individuals and also by the community itself. Thus, property issues are not acute only in the relations between Christiania and the state, but also in the socio-spatial relations inside of Christiania. If property is enforced in violent ways, as Blomley (2003: 130) suggests, it can also be enforced in carceral ways when excluding, controlling and normalizing the citizens because of their conceptions of ownership. These aspects of property become apparent in those borders where the community-based ownership ideologies encounter wishes for private ownership. In the collision of these, the power of property can act as an instrument of legal and illegal violence, exclusion and punishment.

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