



HUMAN RIGHTS

Concept and Context

Brian Orend



Human Rights Concept And Context

Brian Orend



Human Rights Concept And Context:

Human Rights Brian Orend, 2002-05-23 Winner 2002 Choice Outstanding Academic Title Award What are human rights What justifies us in believing we have them What are rights holders and duty bearers Who should bear the costs and responsibilities for making human rights real Why have some criticized the human rights perspective And how can those supportive of human rights best respond These and other conceptual issues are discussed in full in the first part of this book The second part offers a detailed account of how the human rights idea came to be such a powerful force in the contemporary world it traces the evolution of human rights from their origins to their present position in our daily lives in political struggles and in both national and international law Rights: Concepts and Contexts Horacio Spector, 2017-05-15 Rights Concepts and Contexts contains the central works of recent scholarship on the nature of rights with contributions by some of the most prominent contemporary theorists in moral legal and political philosophy including Joseph Raz Robert Alexy Jeremy Waldron Morton Horwitz Stephen Darwall Margaret Gilbert David Lyons and Aharon Barak With approaches ranging from the political to the historical and from the analytical to the critical this collection touches on the major conceptual and practical questions of this important field what is the nature and grounding of human rights How should conflicts of rights best be analyzed Are rights best understood in terms of choice benefits or some hybrid of the two What are the connections between rights and duties and between rights and justice The collection also offers useful introductions to emerging issues in rights theory such as the purported bipolarity of rights *Human Rights* Albert A. Zinnos, 2007 Human rights refers to the concept of human beings as having universal rights or status regardless of legal jurisdiction and likewise other localising factors such as ethnicity and nationality For many the concept of human rights is based in religious principles However because a formal concept of human rights has not been universally accepted the term has some degree of variance between its use in different local jurisdictions difference in both meaningful substance as well as in protocols for and styles of application Ultimately the most general meaning of the term is one which can only apply universally and hence the term human rights is often itself an appeal to such transcended principles without basing such on existing legal concepts The term humanism refers to the developing doctrine of such universally applicable values and it is on the basic concept that human beings have innate rights that more specific local legal concepts are often based Within particular societies human rights refers to standards of behaviour as accepted within their respective legal systems regarding 1 the well being of individuals 2 the freedom and autonomy of individuals and 3 the representation of the human interest in government These rights commonly include the right to life the right to an adequate standard of living the prohibition of genocide freedom from torture and other mistreatment freedom of expression freedom of movement the right to self determination the right to education and the right to participation in cultural and political life These norms are based on the legal and political traditions of United Nations member states and are incorporated into international human rights instruments This new book

brings together the latest book literature centred on this crucial topic Human Right Concept Lucky Akaruese,2012-02-23 Human right concept including its assumed particulars was until the immediate post World War 11 era referred to as natural right and same derived from natural law a concept in philosophy discourse It has in today's world of politics and positive law among others assumed the status of universal core value presumed to bind together all human persons Despite the unanimity of opinions in terms of the assumed characteristics of the particulars of the universal human right divergences bedevil views on the assumed particulars of human right Such divergences largely emanate from weak knowledge of the historical evolution including the epistemological and logical foundation of natural human right This book gives an insightful overview of the historical foundation and the epistemology of natural human right including its being a logical derivative efflux from the humanness of every person which equally remain inherent in all persons It concludes with the view that all assumed human rights enunciated in the different global declarations and conventions constitute category mistake by virtue of their phenomenal and social characteristics **Human Rights and Islam** Abdullah Saeed,2018-04-27 Is there a basis for human rights in Islam Beginning with an exploration of what rights are and how the human rights discourse developed Abdullah Saeed explores the resources that exist within Islamic tradition He looks at those that are compatible with international human rights law and can be garnered to promote and protect human rights in Muslim majority states A number of rights are given specific focus including the rights of women and children freedom of expression and religion as well as jihad and the laws of war Human Rights and Islam emphasises the need for Muslims to rethink problematic areas of Islamic thought that are difficult to reconcile with contemporary conceptions of human rights *Human Rights: Concept and Standards* Janusz Symonides,2017-09-19 Presenting reflections on the historical perspectives and philosophical foundations of human rights this book provides a detailed analysis of civil and political rights as well as the rights of persons belonging to such vulnerable groups as women children and minorities indigenous people refugees displaced persons and migrant workers **The Environmental, Public Health, and Human Rights Impacts on Enhancing the Quality of Life of People with Intellectual Disability** Laura Elisabet Gomez Sanchez,2021-08-18 Societal views on the human rights of persons with disabilities have significantly changed over the last four decades However while achieving equality autonomy nondiscrimination participation and inclusion should be a priority abuses and violations of rights often occur in the most immediate environments of people with intellectual disability This book is intended to provide greater visibility to people with intellectual disability as full subjects of rights and improve their quality of life from a perspective of human rights citizenship and contextual analysis We discuss the role of context the provision of inclusive environments and the improved health status at promoting quality of life related personal outcomes and enhancing quality of life and equality for people with intellectual disability Bewegte Menschenrechte Michael Krennerich,Christina Binder,Tessa Debus,Elisabeth Holzleithner,Arnd Pollmann,Stefan Weyers,2021-01-15 Soziale Bewegungen sind eine wichtige Form kollektiven zivilgesellschaftlichen

Handeln Unter den vielfältigen Beispielen wirkkräftiger sozialer Bewegungen finden sich etwa Arbeiterinnen Bürgerrechts Anti Apartheid Frauenrechts Lesben und Schwulen Behindertenrechts sowie Friedens Umwelt und indigene Bewegungen Hinzu kommen vielfältige Protestbewegungen gegen Korruption staatliche Willkür Wahlbetrug und Repression Viele beziehen sich ausdrücklich oder stillschweigend auf Menschenrechte Allerdings Nicht immer sind soziale Bewegungen progressiv Oft gibt es auch Gegen Bewegungen als Reaktion auf tatsächlichen oder eingeforderten sozialen Wandel Soziale Bewegungen versuchen eben nicht nur grundlegende soziale Veränderungen anzustoßen und durchzusetzen sondern auch abzuwehren und zurückgängig zu machen Die Beiträge des Schwerpunktthemas Bewegte Menschenrechte sind so vielfältig wie Bewegungen und Gegenbewegungen selbst und können nur einige wenige Themen aufgreifen die Protestbewegung in Hongkong strategische Prozessführung als eine Möglichkeit zivilgesellschaftlichen Aktionismus die Selbstermächtigung von Menschen mit Behinderungen populistische Mobilisierungsstrategien der neuen Rechten Formen des gesellschaftlichen Umgangs mit rechtspopulistischen Bewegungen oder die globale Bewegung Black Lives Matter Außerhalb des Schwerpunktteils diskutiert der südafrikanische Rechtsprofessor Christof Heyns die Anwendung von Untersuchungskommissionen in Afrika In der Rubrik Außer der Reihe diskutiert und kritisiert Monika Mayrhofer das im Menschenrechtsdiskurs weithin verwendete Konzept der Vulnerabilität Andrea Schmelz weist die Wanderarbeiterinnenkonvention trotz ihres geringen Ratifikationsstands als durchaus streitbare Ressource für die Rechte von Migrantinnen aus Das Forum steht im Zeichen einer facettenreichen Debatte um Kunstfreiheit und Cancel Culture In der Rubrik Profile nehmen Frank Haldemann und Thomas Unger eine kritische Würdigung des Anti Impunity Framework vor

Assertiveness in the Context of Human Rights, Ethics, and Classical Virtues Susana Castaños-Cervantes, Connie Atristain-Suárez, 2024-09-11 Whether in everyday disagreements bargaining episodes or high stakes disputes people typically see a spectrum of possible responses to dealing with differences with others ranging from avoidance and accommodation to competition and aggression When coming across such circumstances it is crucial to advocate for oneself our positions to achieve personal goals overcome difficulties and be determined but control aggressive impulses without harming the rights and interests of others This book addresses assertiveness from a human rights perspective using a mixed methods approach It explores how assertiveness as a human right promotes human dignity and helps build more just equitable peaceful and inclusive societies With interdisciplinary contributors working in diverse fields the collection brings together theoretical and applied research evidence on assertive rights The collection examines assertive rights as critical factors for developing assertive behavior and as a virtue for personal development empowerment and thriving

Human Rights and Religion in Educational Contexts Manfred L. Pirner, Johannes Lähnemann, Heiner Bielefeldt, 2016-07-15 What is the role of religion in a human rights culture and in human rights education How do human rights and religion relate in the context of public education And what can religious education at public schools contribute to human rights education These are the core questions addressed by this book

Stimulating deliberations illuminating analyses and promising conceptual perspectives are offered by renowned experts from ten countries and diverse academic disciplines *Human Rights and the Refugee Definition* Bruce Burson, David James Cantor, 2016-02-02 Does human rights law help us to define who qualifies as a refugee If so then how These deceptively simple questions sit at the heart of an intense contemporary debate over whether or how interpretation of the refugee definition in the Refugee Convention should take account of human rights law In *Human Rights and the Refugee Definition* Burson and Cantor bring a fine grained comparative perspective to this debate For the first time they collect together in one edited volume over a dozen new studies by leading scholars and practitioners that explore in detail how these legal dynamics play out in a range of national and international jurisdictions and in relation to particular thematic challenges in refugee law

Research Handbook on Human Rights and the Environment Anna Grear, Louis J. Kotzé, 2015-06-29 Bringing together leading international scholars in the field this Research Handbook interrogates from various angles and positions the fractious relationship between human rights and the environment and between human rights and environmental law

Human Rights Culture in Indonesia Max Regus, 2021-06-08 Drawing on human rights discourse and a study of the difficulties faced by religious minority groups using the Ahmadiyya minority group as a case study this book presents three interconnected challenges to human rights culture in Indonesia First it presents a normative challenge describing the gap between philosophical and normative principles of human rights on one side and the overall problems and critical issues of human rights at national and local levels on the other Second it considers the political problems in developing and strengthening human rights culture The political challenge addresses the ability or inability of the state to guarantee the rights of certain individuals and minority groups Third it examines the sociological challenge of majority minority group relationships in human rights discourse and practices This book describes the background of human rights in Indonesia and reviews the previous literature on the issue It also presents a comprehensive review of the discourses about human rights and political changes in contemporary Indonesia The analysis focuses on how human rights challenges affect the situation of religious minorities looking in particular at the Ahmadiyya as a minority group that experiences human rights violations such as discrimination persecution and violence The study fills out its treatment of these issues by examining the involvement of actors both from the state and society addressing also the politics of human rights protection **Human Rights** Adam

Etinson, 2018 Over the past decade or so philosophical speculation about human rights has tended to fall into two streams On the one hand there are Orthodox theorists who think of human rights as natural rights moral rights that we have simply in virtue of being human On the other hand there are Political theorists who think of human rights as rights that play a distinctive role or set of roles in modern international politics setting universal standards of political legitimacy serving as norms of international concern and or imposing limits on the exercise of national sovereignty This edited volume explores this disagreement its underlying sources and related issues in the philosophy of human rights Using the Orthodox Political

debate as a springboard for broader reflection the volume covers a diverse range of questions about the relevance of the history of human rights to their philosophical comprehension how to properly understand the relationship between human rights morality and law how to balance the normative character of human rights their description of an ideal world with the requirement that they be feasible in the here and now the role of human rights in a world shaped by politics and power and how to reconcile the individualistic and communitarian aspects of human rights All chapters are accompanied by useful and probing commentaries which help to create dialogues throughout the entire volume

Environmental Human Rights in the Anthropocene Walter F. Baber, James R. May, 2023-03-09 Human rights and environmental protection are closely intertwined and both are critically dependent on supportive legal opportunity structures These legal structures consist of access to the courts legal stock or the set of available standards and precedents on which to base litigation and institutional receptiveness to potential litigation These elements all depend on a variety of social political and economic variables This book critically analyses the complexities of uniting human rights advocacy and environmental protection Bringing together international experts in the field it documents the current state of our environmental human rights knowledge strategically critical questions that remain unanswered and the initiatives required to develop those answers It is ideal for researchers in environmental governance and law as well as interested practitioners and advanced students working in public policy political science and environmental studies

Human Rights and Schooling Audrey Osler, 2016 Most of the struggles for equitable schooling including multicultural curricula and culturally responsive teaching have largely taken place on a local or national stage with little awareness of how international human rights standards might support these struggles Human Rights and Schooling explores the potential of human rights frameworks to support grassroots struggles for justice and examines the impact that human rights and child rights education can make in the lives of students including the most marginalized The author Audrey Osler examines the theory research and practice linking human rights to education in order to broaden the concept of citizenship and social studies education Bringing scholarship and practice together the text uses concrete examples to illustrate the links between principles and ideals and actual efforts to realize social justice in and through education Osler anchors her examination of human rights in the U N Convention on the Rights of the Child as well as the U N Declaration on Human Rights Education and Training Audrey Osler offers timely and relevant insights into education for human rights and social justice The book examines complex global realities and the power of narrative to create a grounded and critical cosmopolitanism Monisha Bajaj associate professor International and Multicultural Education University of San Francisco Educators specializing in social studies civic education multicultural comparative and or social justice education will find Audrey Osler's Human Rights and Schooling a fascinating read It is filled with practical strategies for teaching about in and for human rights In her wide ranging discussion of concepts such as cosmopolitan citizenship intersectionality and identity and narrative Osler draws on examples from across the globe to show how educators can foster

solidarity with human rights struggles near and far as they empower youth to take action for social justice at home and abroad Carole L Hahn Charles Howard Candler Professor of Educational Studies Emory University Gender in Human Rights and Transitional Justice John Idriss Lahai, Khanyisela Moyo, 2017-07-12 This volume counters one sided dominant discursive representations of gender in human rights and transitional justice and women s place in the transformations of neoliberal human rights and contributes a more balanced examination of how transitional justice and human rights institutions and political institutions impact the lives and experiences of women Using a multidisciplinary approach the contributors to this volume theorize and historicize the place of women s rights and gender situating it within contemporary country specific political legal socio cultural and global contexts Chapters examine the progress and challenges facing women and women s groups in transitioning countries from Peru to Argentina from Kenya to Sierra Leone and from Bosnia to Sri Lanka in a variety of contexts attending especially to the relationships between local and global forces Human Rights Michael E. Goodhart, 2016 Human Rights Politics and Practice is the most complete most topical and most student friendly introduction to human rights Bringing together a range of international experts including political scientists philosophers lawyers and policy makers the book provides students with a broad range of perspectives on the theoretical and practical issues in this constantly evolving field In addition to in depth theoretical content the book also features unrivalled coverage of human rights issues in practice with a wide range of case studies to explore concrete examples from around the world The third edition has been brought fully up to date with the most recent events and latest research developments in the area Two new chapters have been added one on religion and human rights and one on sexual orientation and gender issues and human rights introducing students to these important topics and expanding the theoretical and practical discussion of issues of universalism and relativism The new edition also features a range of carefully developed pedagogical features to aid student learning encourage critical analysis and challenge students to question their own assumptions The book is accompanied by an Online Resource Centre to enhance students learning and provide valuable support for lecturers For students Revise key terms with a flashcard glossary Take your learning further with links to key human rights documents Use carefully selected web links as a first step towards independent research For registered lecturers Enhance your seminars with a specially developed active learning exercise Use adaptable PowerPoint slides as the basis for lecture presentations or as handouts in class Save time preparing assessments with a fully updated test bank of questions The Refugee Definition in International Law Hugo Storey, 2023 In international law the definition of refugee is widely seen as unclear This book systematically analyses the interpretation ordering and interrelationship of the definition s components as well as the disputes that have arisen around it The volume seeks to clarify propositions and demonstrate there is progress toward a working definition

Handbook of Sociology and Human Rights David L. Brunsma, Keri E. Lyall Smith, Brian K Gran, 2015-10-23 Long the province of international law human rights now enjoys a renaissance of studies and new perspectives from the social sciences

This landmark book is the first to synthesize and comprehensively evaluate this body of work. It fosters an interdisciplinary international and critical engagement both in the social study of human rights and the establishment of a human rights approach throughout the field of sociology. Sociological perspectives bring new questions to the interdisciplinary study of human rights as amply illustrated in this book. The Handbook is indispensable to any interdisciplinary collection on human rights or on sociology. This text brings new perspectives to the study of human rights in an interdisciplinary fashion. Offers state of the art summaries, critical discussions of established human rights paradigms and a host of new insights and further research directions. Fosters a comprehensive human rights approach to sociology, topically representing all 45 sections of the American Sociological Association.

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