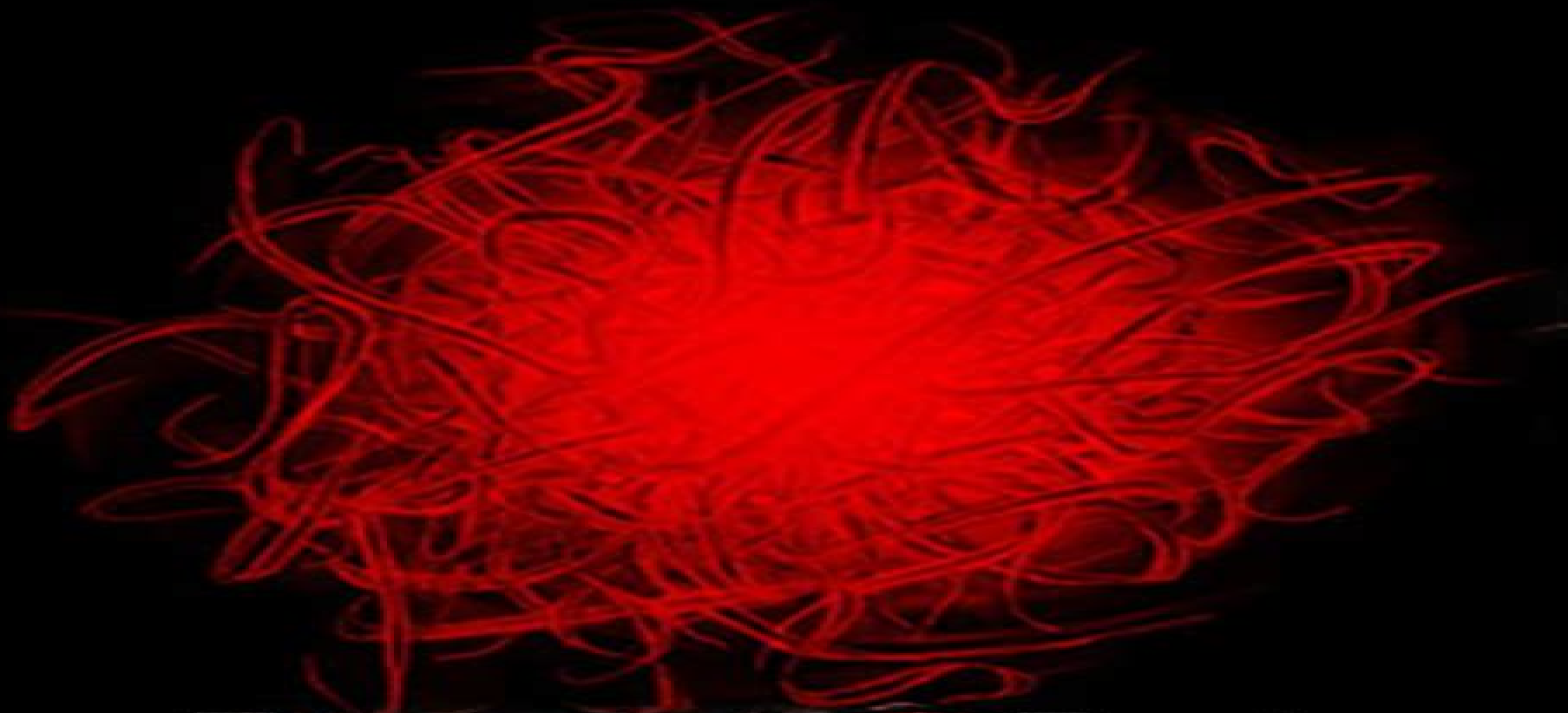




Torture as Tort

Comparative Perspectives on
the Development of Transnational
Human Rights Litigation

EDITED BY CRAIG SCOTT

Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation

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Annual Meeting, American Society of
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Torture as Tort Comparative Perspectives on the Development of Transnational Human Rights Litigation ,2015

Globalization and Health Belinda Bennett, George F. Tomossy, 2006-06-21 Within contemporary society globalization has emerged as a key concern at the centre of ethical legal and policy debates relating to health care Conflicts between public interests and individual rights the challenge of regulating health professionals and access to health services and the effects of a global market all feature prominently in these discussions As a result of globalization these issues can no longer be understood solely within the political boundaries that define traditional notions of individuals and communities Rather solutions demand a global conception of rights and obligations which in turn requires new approaches to health policy formulation and a reevaluation of existing ethical and legal frameworks In essence the impact of globalization on human health is testing the robustness of modern regulatory systems legal doctrines and ethical paradigms PUBLIC HEALTH DEVELOPING GLOBAL CONCERNS The interconnectedness of the global economy presents new challenges in public health While globalization has facilitated improvements in health care it has also created new hazards and avenues for the exploitation of vulnerable persons It is becoming increasingly apparent that both national and international responses are required Indeed as the chapters in this section convey public health is rightly a global concern Globalization has led to a sharing of both risks and responsibilities in public health Belinda Bennett reminds us of the ease with which infectious diseases can spread within the global community given the speed of modern travel and trade Human Rights Obligations of Non-State Actors Andrew Clapham, 2006-03-02 The threats to human rights posed by non state actors are of increasing concern Human rights activists increasingly address the activity of multinational corporations the policies of international organizations such as the World Bank and the World Trade Organization and international crimes committed by entities such as armed opposition groups and terrorists This book presents an approach to human rights that goes beyond the traditional focus on states and outlines the human rights obligations of non state actors Furthermore it addresses some of the ways in which these entities can be held legally accountable for their actions in various jurisdictions The political debate concerning the appropriateness of expanding human rights scrutiny to non state actors is discussed and dissected For some extending human rights into these spheres trivializes human rights and allows abusive governments to distract us from ongoing violations For others such an extension is essential if human rights are properly to address the current concerns of women and workers The main focus of the book however is on the legal obligations of non state actors The book discusses how developments in the fields of international responsibility and international criminal law have implications for building a framework for the human rights obligations of non state actors in international law In turn these international developments have drawn on the changing ways in which human rights are implemented in national law A selection of national jurisdictions including the United States South Africa and the United Kingdom are examined with regard to the application of human

rights law to non state actors The book s final part includes suggestions with regard to understanding the parameters of the human rights obligations of non state actors Key to understanding the legal obligations of non state actors are concepts such as dignity and democracy While neither concept can unravel the dilemmas involved in the application of human rights law to non state actors a better understanding of the tensions surrounding these concepts can help us to understand what is at stake

Multinationals and Corporate Social Responsibility Jennifer A. Zerk, 2006-11-09 The corporate social responsibility CSR movement has been described as one of the most important social movements of our time This book looks at what the CSR movement means for multinationals for states and for international law International law is often criticized for being too state centred and ill equipped to deal with the challenges of globalization However drawing from many and varied examples of state NGO and corporate practice this 2006 book argues that while international law has its limitations it presents more opportunities for the CSR regulation of multinationals than many people assume The main obstacles to better regulation are therefore not legal but political

Suffolk Transnational Law Review , 2006

Stateless Law Professor Shauna Van Praagh, Professor Helge Dedek, 2015-05-28 This volume offers a critical analysis and illustration of the challenges and promises of stateless law thought pedagogy and approaches to governance that is understanding and conceptualizing law in a post national condition Confronting the transnational challenge posed to the traditional theoretical and institutional structures that underlie the teaching and study of law in the university the book brings new insight to the ongoing and crucial conversation about the future shape of legal scholarship education and practice that is emblematic of the early twenty first century

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Non-state Actors and Human Rights New York University. Center for Human Rights and Global Justice, 2005 The not a cat syndrome can the international human rights regime accommodate non state actors Philip Alston The changing international legal framework for dealing with non state actors August Reinisch The evolving status of NGOs under international law a threat to the inter state system Menno T Kamminga Economic social and cultural human rights and the International Monetary Fund Francois Gianviti Catching the conscience of the king corporate players on the international stage Celia Wells and Juanita Elias Corporate responsibility and the international law of human rights the new Lex Mercatoria Ralph G Steinhardt The accountability of multinationals for human rights violations in European law Olivier de Schutter Human rights responsibilities of business as non state actors David Weissbrodt and Muria Kruger

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Natural Resource Investment and Africa's Development Francis N. Botchway, 2011 This well researched book covers a wide spectrum of important issues that are central to investment in natural resources and ultimately economic development of Africa Francis Botchway and the expert contributors analyze the relationships between good governance and resource management as well as the existing commercial and financial agreements The environmental implication of resource exploitation and the international dimensions of the industry are also explored in this insightful study Each comprehensive and concise contribution highlights the importance of transparency and equity in investment and management of natural resources Natural Resource Investment and Africa's Development is essential material for scholars and students of development environmental law international economic law and dispute resolution as well as any international investor in natural resources

The Prosecution and Defense of Peacekeepers Under International Criminal Law Geert-Jan G. J. Knoops, Geert-Jan Alexander Knoops, 2004 The Prosecution and Defense of Peacekeepers under International Criminal Law is the first comprehensive study on the international judicial implications of prosecution of international peacekeepers and members of military crisis operations under the principles of international criminal law and especially those of the International Criminal Court ICC Based on both domestic case law and that of the ICTY ICTR this study analyzes the foundation and application of international criminal liability concepts and defenses from the perspective of the prosecution and defense in the area of peacekeeping This book assesses whether prosecution of international peacekeepers merits a distinct judicial position due to UN peacekeeping mandates as well as the concept of Rules of Engagement Special attention is paid to the new era of international military crisis operations in terms of prosecution and defense of military servicemen involved in these operations Published under the Transnational Publishers imprint

University of British Columbia Law Review University of British Columbia, 2014

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Table of Contents Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation

1. Understanding the eBook Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation
 - The Rise of Digital Reading Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation
 - Advantages of eBooks Over Traditional Books
2. Identifying Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Torture As Tort Comparative Perspectives On The Development Of Transnational Tort

Litigation

- User-Friendly Interface

4. Exploring eBook Recommendations from Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation

- Personalized Recommendations
- Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation User Reviews and Ratings
- Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation and Bestseller Lists

5. Accessing Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation Free and Paid eBooks

- Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation Public Domain eBooks
- Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation eBook Subscription Services
- Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation Budget-Friendly Options

6. Navigating Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation eBook Formats

- ePub, PDF, MOBI, and More
- Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation Compatibility with Devices
- Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation Enhanced eBook Features

7. Enhancing Your Reading Experience

- Adjustable Fonts and Text Sizes of Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation
- Highlighting and Note-Taking Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation
- Interactive Elements Torture As Tort Comparative Perspectives On The Development Of Transnational Tort

Litigation

8. Staying Engaged with Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation
9. Balancing eBooks and Physical Books Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation
10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation
 - Setting Reading Goals Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation
 - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation
 - Fact-Checking eBook Content of Torture As Tort Comparative Perspectives On The Development Of Transnational Tort Litigation
 - Distinguishing Credible Sources
13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
14. Embracing eBook Trends
 - Integration of Multimedia Elements

- Interactive and Gamified eBooks

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