UNIQUELY HUMAN:

The Basis of Human Rights

Gabriel Moran

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Uniquely Human The Basis Of Human Rights:

Uniquely Human: the Basis of Human Rights Gabriel Moran, 2013-08-21 The basis of human rights remains in need of exploration The effectiveness of the language of human rights is threatened by its widespread but uncritical use This book is neither a sermon to believers nor an attack by a skeptic It is a critical look at the basis of those few rights that are genuinely universal for example a right not to be tortured or a right to basic subsistence A human right is a claim that every human being can make on the whole human race The rights that are specifically human arise from a human respect for all living beings There is still a widespread assumption that human rights is just another name for the confused idea of natural rights from the eighteenth century rights that were promulgated by and for adult white males The authors of the UNs Universal Declaration of Human Rights in 1948 assumed that they were reformulating an old idea Instead they were beginning a new idea Human rights can be realized only through conversations across differences within gender age culture and religion This book traces those continuing conversations that fill out the diversity within the unity of the human race The convergence of many particular traditions creates a human tradition that can sustain human rights as a standard of moral conduct for all **Philosophical Foundation of Human Rights** Paul Tiedemann, 2023-10-05 This textbook presents a range of nations classical philosophical approaches in order to show that they are unsuitable as a foundation for human rights Only the conception of human dignity based on the Kantian distinction between price and dignity can provide a sufficient basis The derivation of human rights from the principle of human dignity allows us to identify the most crucial characteristic of human rights namely the protection of personhood This in turn makes it possible 1 to distinguish between real moral human rights and spurious ones 2 to assess the scope of protection for many codified human rights according to the criteria of core and yard and 3 offers a point of departure for creating new unwritten human rights This philosophical basis supports a substantial reassessment of the case law on human rights which will ultimately allow us to improve it with regard to legal certainty clarity and cogency In the second edition errors have been corrected in numerous places the text has been made clearer and easier to understand In addition more recent human rights issues have been newly included especially those related to the Corona epidemic and climate change The textbook is primarily intended for advanced law students who are interested in a deeper understanding of human rights It is also suitable for humanities students and for anyone in the political or social arena whose work involves human rights and their enforcement Each chapter is divided into four parts Abstracts Lecture Recommended Reading and Questions to check reader comprehension Sample answers are included at the Human Rights and Disability John-Stewart Gordon, Johann-Christian Poder, Holger Burckhart, 2017-07-14 end of the book The formerly established medically based idea of disability with its charity based approach to treatment and services is being replaced by a human rights based approach in which people with impairments are no longer considered medical problems totally dependent on the beneficence of non impaired people in society but have fundamental rights to support inclusion and

participation This interdisciplinary book examines the diverse concerns that people with impairments face in the context of human rights provides insights into new developments on important issues relating human rights to disability and features The Oxford Handbook of International Human new approaches and solutions to vital problems in the current debate **Rights Law** Dinah Shelton, 2013-10-24 The Oxford Handbook of International Human Rights Law provides a comprehensive and original overview of one of the fundamental topics within international law It contains substantial new essays by more than forty leading experts in the field giving students scholars and practitioners a complete overview of the issues that inform research as well as a map of the debates that animate the field Each chapter features a critical and up to date analysis of the current state of debate and discussion assessing recent work and advancing the understanding of all aspects of this developing area of international law The Handbook consists of 39 chapters divided into seven parts Parts I and II explore the foundational theories and the historical antecedents of human rights law from a diverse set of disciplines including the philosophical religious biological and psychological origins of moral development and altruism and sociological findings about cooperation and conflict Part III focuses on the law making process and categories of rights Parts IV and V examine the normative and institutional evolution of human rights and discuss this impact on various doctrines of general international law The final two parts are more speculative examining whether there is an advantage to considering major social problems from a human rights perspective and if so how that might be done Part VI analyses current problems that are being addressed by governments both domestically and through international organizations and issues that have been placed on the human rights agenda of the United Nations such as state responsibility for human rights violations and economic sanctions to enforce human rights Part VII then evaluates the impact of international human rights law over the past six decades from a variety of perspectives The Handbook is an invaluable resource for scholars students and practitioners of international human rights law It provides the reader with new perspectives on international human rights law that are both multidisciplinary and geographically and culturally diverse Oman's Basic Statute and Human Rights: Protections and Restrictions Hussain S. Alsalmi, 2020-08-10 No detailed description available for Oman s Basic Statute and Human Rights Protections and Restrictions Legal Reform in Post-Communist Europe Stanislaw J. Frankowski, Paul B. Stephan III,2023-10-20 This book represents an effort to assess the unprecedented political economic and social reforms that have swept through Central and Eastern Europe in the five years since the collapse of Communism The dismantling of the Warsaw Pact the Council for Mutual Economic Assistance the Communist Party apparatus and the various manifestations of the nomenklatura political control system have meant different things in different countries but throughout the region we have witnessed a struggle to replace an authoritarian one party political system and a command economy with something resembling Western style constitutional democracy and market economics Accompanying this struggle have been attempts to transform the legal structure of these countries It is no exaggeration to claim that lawyers and particularly legal scholars

have played a central role in the struggle for reform in post communist Europe As conceived by its principal organizer and editor Stanislaw Frankowski this study gives these scholars an opportunity to express their perceptions of the success achieved to date and the work still remaining A secondary goal is to expose a Western audience to the views and insights of legal scholars who have worked within the Central and Eastern European traditions The four parts of this book reflect the principal areas in which legal reform seemed essential First comes the reconstitutionalization of the societies in question which means above all else the elimination of single party politics and the notion of unity of powers Then comes the creation of the legal institutions that would make possible a civil society under law Then the institutions that moderate and control the uses of state power to discipline and punish persons that have transgressed the society s norms Finally there is the question of how law reform had dealt with industrial democracy and the anticipated transformation of the workplace Foundations of Human Rights Rowan Cruft, S. Matthew Liao, Massimo Renzo, 2015 Readership This book would be suitable for students academics and scholars of law philosophy politics international relations and economics *The Right(s) to Water* Pierre Thielbörger, 2013-09-30 Politicians and diplomats have for many years proclaimed a human right to water as a solution to the global water crisis most recently in the 2010 UN General Assembly Resolution The human right to water and sanitation To what extent however can a right to water legally and philosophically exist and what difference to international law and politics can it make This question lies at the heart of this book The book s answer is to argue that a right to water exists under international law but in a more differentiated and multi level manner than previously recognised Rather than existing as a singular and comprehensive right to water should be understood as a composite right of different layers both deriving from separate rights to health life and an adequate standard of living and supported by an array of regional and national rights The author also examines the right at a conceptual level After disproving some of the theoretical objections to the category of socio economic rights generally and the concept of a right to water more specifically the manuscript develops an innovative approach towards the interplay of different rights to water among different legal orders. The book argues for an approach to human rights including the right to water as international minimum standards using the right to water as a model case to demonstrate how multilevel human rights protection can function effectively. The book also addresses a crucial last question how does one make an international right to water meaningful in practice The manuscript identifies three crucial criteria in order to strengthen such a composite derived right in practice independent monitoring enforcement towards the private sector and international realization The author examines to what extent these criteria are currently adhered to and suggests practical ways of how they could be better met in the future The Process of Democratization Georg Lukacs, 1991-08-13 Georg Lukacs s The Process of Democratization provides indispensable reading for an understanding of the revolution that swept Russia and Eastern Europe during 1989 1990 Lukacs a spokesman for anti Bolshevik communism was the advance guard of anti Stalinist reform Written in the aftermath of the Prague Spring his book

was a precursor to many of the Gorbachev reforms Lukacs was the leading communist intellectual in the world until his death During his last 15 years he embarked upon a massive effort to revive Marxism as philosophy as aesthetics and as politics The Process of Democratization was part of this attempt at a Marxist renaissance He would probably be surprised to find that the Second Russian Revolution of 1989 1990 moved far beyond his reformism overthrowing even the anti Stalinist communism that he fought to retain **Revolution of the Right to Education** A. Reis Monteiro,2021-07-19 The author argues in his essay on the Revolution of the Right to Education that the birth of the human right to education after a millennia long gestation has opened up a new chapter in the History of Education Moreover its normative jurisprudential doctrinal and programmatic developments are constituents of an International Education Law that is now the highest source in the hierarchy of the contemporary normativity on education to which the Education Law in States Parties should conform Therefore it should be recognised and studied as a new legal and educational discipline the source of principles of legitimacy and quality of education This book offers an interdisciplinary and topical introduction to the International Education Law broadly defined It explains in what ways the normative integrity of the right to education carries far reaching revolutionary significance corollary of the Revolution of Human Rights and the Revolution of the Rights of the Child

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