

# Religion, Law, and Freedom

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*A Global Perspective*

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*Edited by Joel Thierstein  
and Yahya R. Kamalipour*

# Religion Law And Freedom A Global Perspective

**Philip Birch, Conor Murray, Andrew  
McInnes**



## **Religion Law And Freedom A Global Perspective:**

Religion, Law, and Freedom Yahya Kamalipour, Joel Thierstein, 2000-09-30 Religion Law and Freedom A Global Perspective introduces readers to diverse perspectives on the interplay of religion law and communications freedom in different cultures around the world Through discussion and analysis of the religious mores and cultural values that a nation adheres to a greater understanding of that nation its laws and its freedoms can be cultivated Rather than suggesting that harmony can be achieved without conflict the essays in this volume seek to present the reader with a variety of perspectives from which to view and understand the relationships among religion law and freedom in various cultures This multifaceted analysis therefore helps readers draw their own conclusions as to the best way to resolve cultural conflict brought about by the growing global community The book consists of fifteen chapters authored or coauthored by 17 international scholars representing China Germany Israel Iran Japan Latvia Nigeria Singapore the United Kingdom and the United States The chapters are organized into four parts Perspectives on Eastern and Western Religions Press Freedom in Religious and Secular Societies Journalism Advertising and Ethical Issues and Religion Politics Media and Human Rights This important contribution will especially appeal to researchers and students in such fields as mass communications legal studies cultural studies political science religion intercultural communications international communications and journalism

**Religious Human Rights in Global Perspective** John Witte, Johan D. van der Vyver, 1996 The legal traditions of Christianity Judaism and Islam have contributed much to the cultivation and violation of religious human rights around the world In this volume Desmond Tutu Martin Marty and twenty leading scholars offer an authoritative assessment of these contributions and challenge people of all faiths to adopt golden rules of religious liberty

Religious Human Rights in Global Perspective Johan David Van der Vyver, John Witte, 1996 In this Dickensian century of human rights the world has cultivated the best of religious rights protections but witnessed the worst of religious rights abuses In this volume Jimmy Carter John T Noonan Jr and a score of leading jurists assess critically and comparatively the religious rights laws and practices of the international community and of selected states in the Atlantic continents This volume and its companion Religious Human Rights in Global Perspective Religious Perspectives are products of an ongoing project on religion human rights and democracy undertaken by the Law and Religion Program at Emory University

Religious Human Rights in Global Perspective John Witte, Johan D. van der Vyver, 2023-07-24 In this Dickensian century of human rights the world has cultivated the best of religious rights protections but witnessed the worst of religious rights abuses In this volume Jimmy Carter John T Noonan Jr and a score of leading jurists assess critically and comparatively the religious rights laws and practices of the international community and of selected states in the Atlantic continents This volume and its companion Religious Human Rights in Global Perspective Religious Perspectives are products of an ongoing project on religion human rights and democracy undertaken by the Law and Religion Program at Emory University

**Law, Religion, and Freedom** W. Cole Durham, Jr., Javier

Martínez-Torrón, Donlu D Thayer, 2021-02-22 This book examines major conceptual challenges confronting freedom of religion or belief in contemporary settings The volume brings together chapters by leading experts from law religious studies and international relations who provide perspectives from both sides of the Atlantic At a time when the polarization of culture wars is aggravating tensions between secular and religious views about accommodating the conscientious claims of individuals and groups and when the right to freedom of religion itself is facing misunderstanding and erosion the work provides welcome clarity and depth Some chapters adopt a primarily conceptual and historical approach others analyze particular difficulties or conflicts that have emerged in European and American jurisdictions along with concrete applications and recommendations for the future The book will be a valuable resource for students academics and policy makers with an interest in law religion and human rights

**Artistic Freedom in International Law** Eleni Polymenopoulou, 2023-04-13

The book explores artistic freedom as a human right and the contemporary challenges for its protection under international law

**Religious Human Rights in Global Perspective** John Witte Jr., Johan D. van der Vyver, 2023-12-11 In this Dickensian century of human rights the world has cultivated the best of religious rights protections but witnessed the worst of religious rights abuses In this volume Jimmy Carter John T Noonan Jr and a score of leading jurists assess critically and comparatively the religious rights laws and practices of the international community and of selected states in the Atlantic continents This volume and its companion Religious Human Rights in Global Perspective Religious Perspectives are products of an ongoing project on religion human rights and democracy undertaken by the Law and Religion Program at Emory University

**The European Court of Human Rights and the Freedom of Religion or Belief** Jeroen Temperman, T. Jeremy Gunn, Malcolm D. Evans, 2019-01-04

As the tensions involving religion and society increase the European Court of Human Rights and the Freedom of Religion or Belief is the first systematic analysis of the first twenty five years of the European Court s religion jurisprudence The Court is one of the most significant institutions confronting the interactions among states religious groups minorities and dissenters In the 25 years since its first religion case Kokkinakis v Greece the Court has inserted itself squarely into the international human rights debate regarding the freedom of religion or belief The authors demonstrate the positive contributions and the significant flaws of the Court s jurisprudence involving religion society and secularism

*Freedom of Religion and Belief: A World Report* Kevin Boyle, Juliet Sheen, 2013-03-07 This report the first of its kind yet to be published provides a detailed and impartial account of how the individual s right to hold beliefs is understood protected or denied throughout the world Consisting of accessible short edited entries based on drafts commissioned from experts living in the countries surveyed it exposes persecution and discrimination in virtually all world regions The book provides an analysis of United Nations standards of freedom of religion and belief covers over fifty countries divided into regions and introduced by a regional overview covers themes including the relationships between belief groups and the state freedom to manifest belief in law and practice religion and schools religious minorities new

religious movements the impact of beliefs on the status of women and the extent to which conscientious objection to military service is recognised by governments draws on examples of accommodation and co operation between different religions and beliefs and identifies the main challenges to be overcome if the diversity of human conviction is to be established

**Religious Freedom as a Human Right** , American Constitutional Law Donald P. Kommers, John E. Finn, Gary J. Jacobsohn, 2010 American Constitutional Law Essays Cases and Comparative Notes is a unique casebook that encourages citizens and students of the Constitution to think critically about the fundamental principles and policies of the American constitutional order In addition to its distinguished authorship the book has two prominent features that set it apart from other books in the field an emphasis on the social political and moral theory that provides meaning to constitutional law and interpretation and a comparative perspective that situates the American experience within a world context that serves as an invaluable prism through which to illuminate the special features of our own constitutional order While the focus of the book is entirely on American constitutional law the book asks students to consider what if anything is unique in American constitutional life and what we share with other constitutional democracies Each chapter is preceded by an introductory essay that highlights these major themes and also situates the cases in their proper historical and political contexts This new edition offers updated and expanded treatment of a number of important and timely topics including the death penalty privacy affirmative action and school segregation Volume 2 of this text focuses on civil rights and basic freedoms and includes separate chapters on race and gender *Beiträge Zum Islamischen Recht VII* Gesellschaft für Arabisches und Islamisches Recht. Jahrestagung, 2010 Dieser von der Gesellschaft für Arabisches und Islamisches Recht GAIR veröffentlichte und von Hatem Elliesie herausgegebene dreisprachige Band basiert auf einer in Kooperation mit dem Deutschen Institut für Menschenrechte 2007 in Berlin veranstalteten Tagung anlässlich des 10-jährigen Jubiläums der GAIR Thematisch widmet sich der Band dem Thema Islam und Menschenrechte wozu Wissenschaftler und Praktiker aus den unterschiedlichsten Fachgebieten und Ländern beigetragen haben This trilingual volume published by the Gesellschaft für Arabisches und Islamisches Recht GAIR and edited by Hatem Elliesie is based on a conference on the occasion of its 10th Annual Anniversary 2007 in Berlin carried out in cooperation with the German Institute for Human Rights The publication addresses the issue of Islam and Human Rights to which academics and practitioners of various areas of expertise and countries have contributed

**State-Religion Relationships and Human Rights Law** Jeroen Temperman, 2010 This book presents a human rights based assessment of the various modes of state religion identification and of the various forms of state practice that characterize these different state religion models This book makes a case for the recognition of a state duty to remain impartial with respect to religion or belief in all regards so as to comply with people's fundamental right to be governed at all times in a religiously neutral manner As this book demonstrates through the various case studies there is increasing interest and concern at the manner in which questions concerning the enjoyment of the right to the freedom of religion or belief bear

upon key questions concerning the governance of democratic society Issues raised involve matters concerning employment education expression association and more generally the interface between religion and political life The existing literature often traces these concerns back to the need to consider the place of religion in contemporary society but leaves matters there Another body of academic literature explores the theoretical dimensions of that relationship but fails to connect it to the practice of states in order to test out the propositions which are the product of these reflections The great virtue of this work is that it seeks to unite these various enterprises and engages head on with the challenges which this produces The aim is to demonstrate and illustrate the key contention that there is an emergent right to religiously neutral governance and that this is incompatible with the continuation of systems which offer preference to particular forms of belief system religious or otherwise A chief virtue of this book is that it works through the consequences of this claim in a fearless fashion posing challenges for those states which continue to use their legal frameworks to offer support directly or indirectly for historical dominant or favoured forms of religion or belief It challenges received assumptions and by driving the logic of contemporary human rights thinking to the foundations of state religion relationships performs a valuable service for those engaging with this most difficult and timely of questions Malcolm D Evans Professor of Public International Law University of Bristol

*The Right to Religious Freedom in International Law* Anat Scolnicov, 2010-10-18 This book explores the right to religious freedom within international law Analysing legal structures in a variety of both Western and Non Western jurisdictions the book sets out a topography of the different constitutional structures of religion within the state and their compliance with international human rights law Religious Freedom in the Liberal State Rex Ahdar, Ian Leigh, 2013-03-21 Rex Ahdar and Ian Leigh present a critique of how religious freedom should be understood in liberal legal systems based on historical and contemporary controversies *A Foucauldian Approach to International Law* Leonard M. Hammer, 2016-03-23 Foucault's challenging view of power and knowledge as the basis for interpreting the international system forms the central themes of this book As the application of international law expands and develops this book considers how Foucault's approach may create a viable framework that is not beset by ontological issues With International law essentially stuck within an older framework of outmoded statist approaches and overly broad understanding of the significance of external actors such as international organizations current interpretations are either rooted in a narrow attempt to demonstrate a functioning normative structure or interpret developments as reflective of some emerging and somewhat unwieldy ethical order This book therefore aims to ameliorate the approaches of a number of different schools within the disciplines of international law and international relations without being wedded to a single concept Current scholarship in international law tends to favour an unresolved critique a utopian vision or to refer to other disciplines like international relations without fully explaining the significance or importance of taking such a step This book analyses a variety of problems and issues that have surfaced within the international system and provides a framework for consideration of these issues with a view towards accounting

for ongoing developments in the international arena

*The Collective Dimension of Freedom of Religion* Mine Yildirim, 2017-01-20 The right to freedom of religion or belief as enshrined in international human rights documents is unique in its formulation in that it provides protection for the enjoyment of the rights in community with others This book explores the notion of the collective dimension of freedom of religion or belief with a view to advance the protection of this right The book considers Turkey which provides a useful test case where both the domestic legislation can be assessed against international standards while at the same time lessons can be drawn for the improvement of the standard of international review of the protection of the collective dimension of freedom of religion or belief The book asks two main questions what is the scope and nature of protection afforded to the collective dimension of freedom of religion or belief in international law and secondly how does the protection of the collective dimension of freedom of religion or belief in Turkey compare and contrast to international standards In doing so it seeks to identify how the standard of international review of the collective dimension of freedom of religion can be improved

*The Rule of Law, Freedom of Expression and Islamic Law* Hossein Esmaili, Irmgard Marboe, Javaid Rehman, 2017-12-14 The importance of the rule of law is universally recognised and of fundamental value for most societies Establishing and promoting the rule of law in the Muslim world particularly in the Middle East North Africa and Central Asia has become a pressing but complicated issue These states have Muslim majority populations and the religion of Islam has an important role in the traditional structures of their societies While the Muslim world is taking gradual steps towards the establishment of rule of law systems most Muslim majority countries may not yet have effective legal systems with independent judiciaries which would allow the state and institutions to be controlled by an effective rule of law system One important aspect of the rule of law is freedom of expression Given the sensitivity of Muslim societies in relation to their sacred beliefs freedom of expression as an international human rights issue has raised some controversial cases This book drawing on both International and Islamic Law explores the rule of law and freedom of expression and its practical application in the Muslim world

**Crime, Criminal Justice and Religion** Philip Birch, Conor Murray, Andrew McInnes, 2022-12-30 Crime Criminal Justice and Religion A Critical Appraisal seeks to bridge a gap in the examination of crime and criminal justice by taking both a historical and a contemporary lens to explore the influence of religion Offering unique perspectives that consider the impact on modern day policy and practice the book scrutinises a range of issues such as abortion hate crime and desistance as well as reflecting upon the influence religion can have on criminal justice professions The book acts to renew the importance of and recognise the influence and impact religion has in terms of how we view and ultimately address crime and deliver criminal justice One of the first books to cover the area of crime criminal justice and religion the book is split into three parts with part 1 Contextualising Crime Criminal Justice and Religion providing an introduction to crime criminal justice and religion and reflections on the role religion has had and continues to have in how crime is understood and how we respond to it Part 2 Appraisal of Institutions and Professional

Practice considers the issue of religion through institutions and professions of criminal justice such as the police and legal profession while part 3 Appraisal of Contemporary Issues explores a range of crime and criminal justice issues in on which religion has had an impact such as the death penalty and terrorism Crime Criminal Justice and Religion will be of primary interest to academics researchers and students in criminology law sociology psychology social policy and related Humanities Arts and Social Sciences disciplines It will also be of interest to theologians both as scholars and practitioners The book is a body of work that will appeal at an international level and will also be a key resource for a range of practitioners across the globe working on issues concerning crime and criminal justice

Freedom of Religion and Belief Rinaldo Cristofori, Silvio Ferrari, 2016-12-05 The essays and articles selected for this volume analyze what is generally understood by freedom of religion and belief in today s world The different aspects of this fundamental right are considered from the contents of freedom of religion to the possible limitations of this freedom and from the freedom of or freedom from conundrum to the question of the collective or individual right This volume reflects legal philosophical and international perspectives addresses numerous unanswered questions and offers an effective overview of the current literature and debate in this aspect of the discipline of law and religion



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