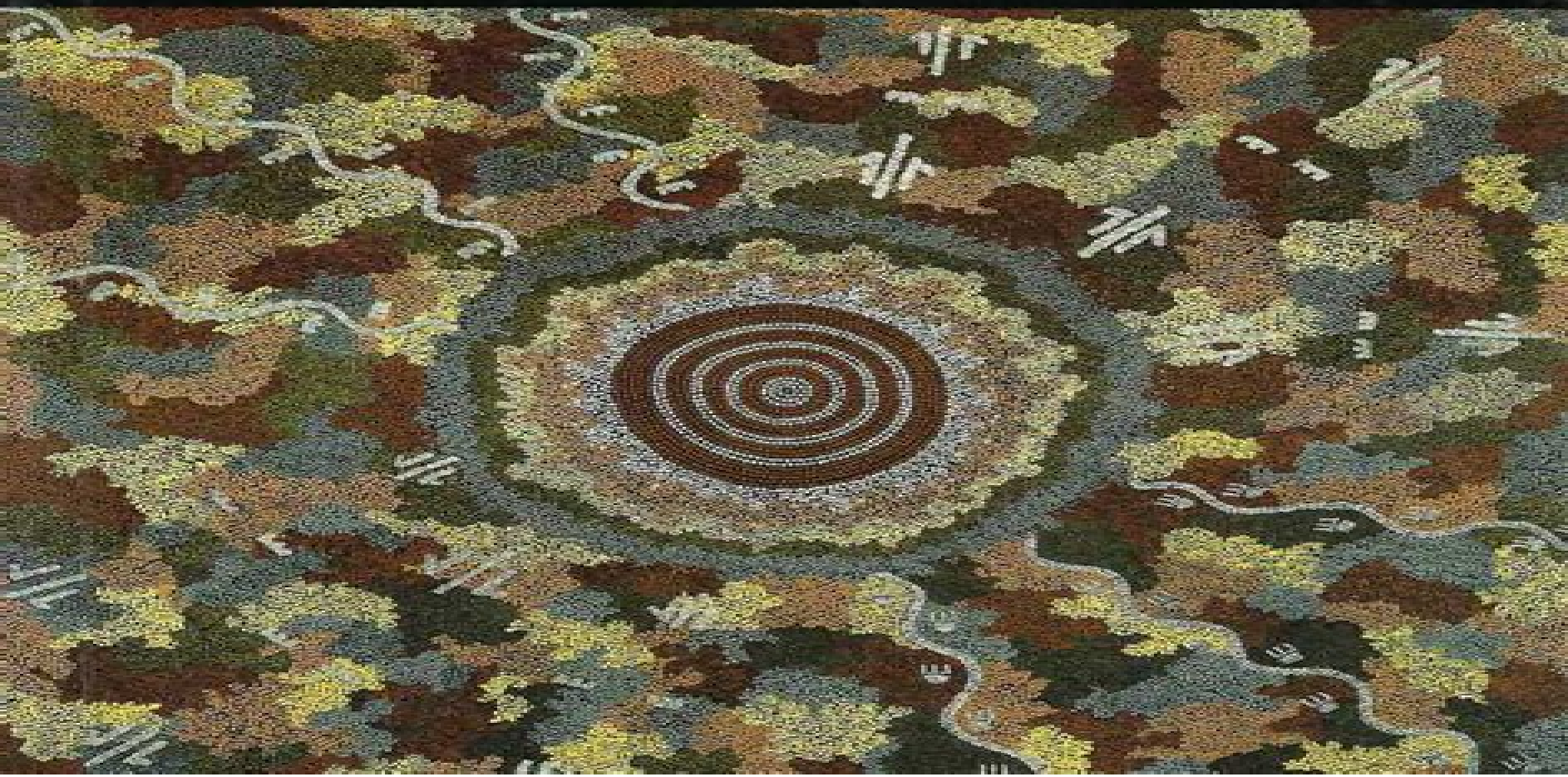


POLITICAL THEORY *and the RIGHTS of* INDIGENOUS PEOPLES

EDITED BY DUNCAN IVISON, PAUL PATTON and WILL SANDERS



Political Theory And The Rights Of Indigenous Peoples

Joshua Castellino, Niamh Walsh



Political Theory And The Rights Of Indigenous Peoples:

Political Theory and the Rights of Indigenous Peoples Duncan Ivison, 2000-10-12 This 2001 book focuses on the problem of justice for indigenous peoples and the ways in which this poses key questions for political theory the nature of sovereignty the grounds of national identity and the limits of democratic theory It includes chapters by leading political theorists and indigenous scholars from Australia Aotearoa New Zealand Canada and the United States One of the strengths of this book is the manner in which it shows how the different historical circumstances of colonization in these countries nevertheless raise common problems and questions for political theory It examines ways in which political theory has contributed to the past subjugation and continuing disadvantage faced by indigenous peoples while also seeking to identify resources in contemporary political thought that can assist the decolonisation of relations between indigenous and non indigenous peoples

Indigenous Peoples Henry Minde, 2008 Review During the past decade there has emerged growing criticism largely from anti essentialist social scientists and multicultural politicians advocating a critique of ethnic and indigenous movements accompanied by a general backlash in governmental policies and public opinion towards indigenous communities This book focuses on the implication of change for indigenous peoples their political legal and cultural strategies

BOOK JACKET European Conquest and the Rights of Indigenous Peoples Paul Keal, 2003-08-28 Paul Keal examines the historical role of international law and political theory in justifying the dispossession of indigenous peoples as part of the expansion of international society He argues that paradoxically law and political theory can now underpin the recovery of indigenous rights At the heart of contemporary struggles is the core right of self determination and Keal argues for recognition of indigenous peoples as peoples with the right of self determination in constitutional and international law and for adoption of the Draft Declaration on the Rights of Indigenous Peoples by the General Assembly He asks whether the theory of international society can accommodate indigenous peoples and considers the political arrangements needed for states to satisfy indigenous claims The book also questions the moral legitimacy of international society and examines notions of collective guilt and responsibility

Handbook of Indigenous Peoples' Rights Corinne Lennox, Damien Short, 2016-02-05 This handbook will be a comprehensive interdisciplinary overview of indigenous peoples rights Chapters by experts in the field will examine legal philosophical sociological and political issues addressing a wide range of themes at the heart of debates on the rights of indigenous peoples The book will address not only the major questions such as who are indigenous peoples What is distinctive about their rights How are their rights constructed and protected What is the relationship between national indigenous rights regimes and international norms but also themes such as culture identity genocide globalization and development rights institutionalization and the environment

International Law and... August Reinisch, Mary E Footer, Christina Binder, 2016-11-03 The European Society of International Law ESIL is known for its particularly dynamic character After 10 years of existence it has proved that it is one of the most cutting edge scholarly

associations in the field of public international law At its 10th Anniversary Conference in September 2014 which was held in Vienna participants assembled in order to discuss International law and the proceedings of which are published here Going beyond the usual related disciplines of political science international relations economics and history this conference ventured into less well trodden paths exploring the links between international law and cinema philosophy sports the arts and other areas of human endeavour As the proceedings show it is clear that international law has long been influenced by other fields of law and other disciplines They also explore whether the boundaries of international law have been crossed and if so in what ways

Globalization, Critique and Social Theory Harry F. Dahms, 2015-11-16 In recent years under the impression and the burden of globalization and neoliberalism debates about the relationship between the theory and practice of progress including the theory and practice of social critique have gone through an unexpected and momentous revival renewal and rejuvenation

Indigenous Rights Anthony J. Connolly, 2017-05-15 Throughout the world indigenous rights have become increasingly prominent and controversial The recent adoption by the United Nations General Assembly of the Declaration on the Rights of Indigenous Peoples is the latest in a series of significant developments in the recognition of such rights across a range of jurisdictions The papers in this collection address the most important philosophical and practical issues informing the discussion of indigenous rights over the past decade or so at both the international and national levels Its contributing authors comprise some of the most interesting and influential indigenous and non indigenous thinkers presently writing on the topic

Research Handbook on the International Law of Indigenous Rights Newman, Dwight, 2022-04-19 This ground breaking Research Handbook provides a state of the art discussion of the international law of Indigenous rights and how it has developed in recent decades Drawing from their extensive knowledge of the topic leading scholars provide strong general coverage and highlight the challenges and cutting edge issues arising in international Indigenous rights law

Indigenous Diplomacy and the Rights of Peoples James (Sa'ke'j) Youngblood Henderson, 2008-10-01 Despite centuries of sustained attacks against their collective existence Indigenous peoples represent over 5 000 languages and cultures in more than 70 nations on six continents Most have also retained social cultural economic and political characteristics distinct from other segments of national populations yet recognition of their humanity and rights has been a struggle to achieve Based on personal experience James Sa ke j Youngblood Henderson documents the generation long struggle that led to the adoption of the Declaration of the Rights of Indigenous Peoples by the United Nations General Assembly Henderson puts the Declaration and the struggles of Indigenous peoples in a wider context outlining the rise of international law and how it was shaped by European ideas the rise of the UN and post WWII agreements focusing on human rights

Indigenous Peoples' Status in the International Legal System Mattias Åhrén, 2016 While many have explored the law surrounding the rights of indigenous peoples through an examination of all relevant instruments and institutions this book is based on the premise that one can obtain an in depth knowledge of the indigenous rights regime by simply knowing

the answer to two questions What is meant by peoples and equality under international law From Terra Nullius to International Legal Subjects and Possessors of Land Indigenous Peoples Status in the International Legal System offers a new and profound insight into the international indigenous rights discourse This volume articulates that the understanding of peoples is paramount to the question of whether indigenous peoples are beneficiaries of the right to self determination and if so what should be the content and scope of this right The book additionally explores the contemporary meaning of equality arguing that the understanding of equality fundamentally impacts what rights indigenous peoples possess over territories and natural resources This book outlines the rights of greatest relevance to indigenous peoples communities and individuals and explains the justification for indigenous rights *Indigenous peoples and human rights* Patrick Thornberry, 2013-07-19 This study of the rights of indigenous peoples looks at the historical cultural and legal background to the position of indigenous peoples in different cultures including America Africa and Australia It defines indigenous peoples and looks at their position in international law **The UN Declaration on the Rights of Indigenous Peoples** Jessie Hohmann, Marc Weller, 2018-03-23 The rights of indigenous peoples under international law have seen significant change in recent years as various international bodies have attempted to address the question of how best to protect and enforce their rights The United Nations Declaration on the Rights of Indigenous Peoples is the strongest statement thus far by the international community on this issue The Declaration was adopted by the United Nations on 13 September 2007 and sets out the individual and collective rights of indigenous peoples as well as their rights to culture identity language employment health education and other issues While it is not a legally binding instrument under international law it represents the development of international legal norms designed to eliminate human rights violations against indigenous peoples and to help them in combating discrimination and marginalisation This comprehensive commentary on the Declaration analyses in detail both the substantive content of the Declaration and the position of the Declaration within existing international law It considers the background to the text of every Article of the Declaration including the travaux pr paratoire the relevant drafting history and the context in which the provision came to be included in the Declaration It sets out each provision s content interpretation its relationship with other principles of international law and its legal status It also discusses the significance and outlook for each of the rights analysed The book assesses the practice of relevant regional and international bodies in enforcing the rights of indigenous peoples providing an understanding of the practical application of the Declaration s principles It is an indispensable resource for scholars students international organisations and NGOs working on the rights of indigenous peoples Issues in Political Theory Catriona McKinnon, 2012 This political theory textbook invites students to apply the concepts they encounter to real world politics Each chapter includes a 2 000 word case study to highlight the theories that have been discussed **Political Theories of Decolonization** Margaret Kohn, Keally McBride, 2011-03-16 Political Theories of Decolonization provides an introduction to some of the seminal texts of postcolonial political theory The difficulty

of founding a new regime is an important theme in political theory and the intellectual history of decolonization provides a rich albeit overlooked opportunity to explore it Many theorists have pointed out that the colonized subject was a divided subject This book argues that the postcolonial state was a divided state While postcolonial states were created through the struggle for independence they drew on both colonial institutions and reinvented pre colonial traditions Political Theories of Decolonization illuminates how many of the central themes of political theory such as land religion freedom law and sovereignty are imaginatively explored by postcolonial thinkers In doing so it provides readers access to texts that add to our understanding of contemporary political life and global political dynamics International Law and Indigenous Peoples

Joshua Castellino,Niamh Walsh,2005-03-01 This volume a collection of essays by a variety of scholars in the field of indigenous rights originates from the Irish Centre for Human Rights at the National University of Ireland in Galway It highlights those instances in the work of international organizations where advances have been made concerning indigenous rights It also devotes attention to the Permanent Forum on Indigenous Issues to the Committee on the Elimination of Racial Discrimination and to a number of thematic issues in the field The human rights situations facing indigenous peoples in Australia Bangladesh Canada India Kenya Mexico Nicaragua Nigeria and South Africa are dealt with in separate chapters These surveys show a range of reactions to the multiple problems of discrimination or lack of proper responses as far as domestic legislation national implementation of the laws and national compliance with the applicable international standards are concerned **Sámi Musical Performance and the Politics of Indigeneity in Northern Europe** Thomas

Hilder,2014-10-16 The Sámi are Europe's only recognized indigenous people living across regions of Norway Sweden Finland and the Russian Kola peninsula The subjects of a history of Christianization land dispossession and cultural assimilation the Sámi have through their self organization since World War II worked towards Sámi political self determination across the Nordic states and helped forge a global indigenous community Accompanying this process was the emergence of a Sámi music scene in which the revival of the distinct and formerly suppressed unaccompanied vocal tradition of joik was central Through joiking with instrumental accompaniment incorporating joik into forms of popular music performing on stage and releasing recordings Sámi musicians have played a key role in articulating a Sámi identity strengthening Sámi languages and reviving a nature based cosmology Thomas Hilder offers the first book length study of this diverse and dynamic music scene and its intersection with the politics of indigeneity Based on extensive ethnographic research Hilder provides portraits of numerous Sámi musicians studies the significance of Sámi festivals analyzes the emergence of a Sámi recording industry and examines musical projects and cultural institutions that have sought to strengthen the transmission of Sámi music Through his engaging narrative Hilder discusses a wide range of issues revival sovereignty time environment repatriation and cosmopolitanism to highlight the myriad ways in which Sámi musical performance helps shape notions of national belonging transnational activism and processes of democracy in the Nordic peninsula Sámi Musical Performance and the Politics of

Indigeneity in Northern Europe will not only appeal to enthusiasts of Nordic music but by drawing on current interdisciplinary debates will also speak to a wider audience interested in the interplay of music and politics Unearthing the challenges contradictions and potentials presented by international indigenous politics Hilder demonstrates the significance of this unique musical scene for the wider cultural and political transformations in twenty first century Europe and global modernity

The Routledge History of Human Rights Jean Quataert, Lora Wildenthal, 2019-09-05 The Routledge History of Human Rights is an interdisciplinary collection that provides historical and global perspectives on a range of human rights themes of the past 150 years The volume is made up of 34 original contributions It opens with the emergence of a new internationalism in the mid nineteenth century examines the interwar League of Nations and the United Nations eras of human rights and decolonization and ends with the serious challenges for rights norms laws institutions and multilateral cooperation in the national security world after 9 11 These essays provide a big picture of the strategic political and changing nature of human rights work in the past and into the present day and reveal the contingent nature of historical developments Highlighting local national and non Western voices and struggles the volume contributes to overcoming Eurocentric biases that burden human rights histories and studies of international law It analyzes regions and organizations that are often overlooked The volume thus offers readers a new and broader perspective on the subject International in coverage and containing cutting edge interpretations the volume provides an overview of major themes and suggestions for future research This is the perfect book for those interested in social justice grass roots activism and international politics and society

Aboriginal Title P.G. McHugh, 2011-08-18 Aboriginal title the land rights of native peoples in former colonies is one of the most significant developments in common law in the late 20th century This book by a key author in this field sets out the beginnings judicial acceptance and influence of this doctrine across national jurisdictions and in international law

Intercultural Dispute Resolution in Aboriginal Contexts Catherine Bell, David Kahane, 2007-10-01 In the last twenty years there has been a growing interest in alternative dispute resolution ADR as scholars and practitioners seek more effective context sensitive approaches to conflict Where formerly conflict was tackled and resolved in formal legal settings and with an adversarial spirit more conciliatory approaches negotiation mediation problem solving and arbitration are now gaining favour These new methods are proving especially appropriate in intercultural contexts particularly for Aboriginal land claims self government and community based disputes The essays collected here by Catherine Bell and David Kahane provide a balanced view of ADR exploring its opportunities and effectiveness alongside its challenges and limits The essays are international in scope with examples of efforts at dispute resolution involving Inuit and Arctic peoples Dene Gitksan and Wet suwet en Tsuu T ina Cree Metis Navajo Maori Aboriginal Australians and Torres Strait Islanders With contributions from Aboriginal and non Aboriginal theorists and practitioners Intercultural Dispute Resolution in Aboriginal Contexts presents an array of insightful perspectives This book will appeal to students and scholars of Aboriginal law and alternative dispute

resolution legal and political theorists dispute resolution practitioners and anyone involved in struggles around land claims treaty and self government agreements in Canada or abroad *A Political Ecology of Women, Water and Global Environmental Change* Stephanie Buechler, Anne-Marie Hanson, 2015-03-02 This edited volume explores how a feminist political ecology framework can bring fresh insights to the study of rural and urban livelihoods dependent on vulnerable rivers lakes watersheds wetlands and coastal environments Bringing together political ecologists and feminist scholars from multiple disciplines the book develops solution oriented advances to theory policy and planning to tackle the complexity of these global environmental changes Using applied research on the contemporary management of groundwater springs rivers lakes watersheds and coastal wetlands in Central and South Asia Northern Central and Southern Africa and South and North America the authors draw on a variety of methodological perspectives and new theoretical approaches to demonstrate the importance of considering multiple layers of social difference as produced by and central to the effective governance and local management of water resources This unique collection employs a unifying feminist political ecology framework that emphasizes the ways that gender interacts with other social and geographical locations of water resource users In doing so the book further questions the normative gender discourses that underlie policies and practices surrounding rural and urban water management and climate change water pollution large scale development and dams water for crop and livestock production and processing resource knowledge and expertise and critical livelihood studies This book will be of interest to students and scholars of environmental studies development studies feminist and environmental geography anthropology sociology environmental philosophy public policy planning media studies Latin American and other area studies as well as women s and gender studies

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