

Conflict

- In the same way two individuals' opinions can conflict, so can two individuals' human rights.
- When human rights conflict, they need to be balanced by one human right being limited or restricted

Rights In Conflict

Cécile Fabre



Rights In Conflict:

Human Rights and Conflict Julie Mertus, Jeffrey W. Helsing, 2006 Human rights and conflict is divided into three parts each capturing the role played by human rights at a different stage in the conflict cycle **Liberal Rights** Jeremy Waldron, 1993-03-26 9 Rights in conflict **Rights in Conflict** Daniel Walker, 1968 A report submitted by Daniel Walker director of the Chicago Study Team to the National Commission on the Causes and Prevention of Violence Human Rights Conflicts Orin Brightfield, AI, 2025-03-04 Human Rights Conflicts delves into the persistent global struggle surrounding human rights examining the tensions between international law and state sovereignty It explores the core issues of refugee policies and freedom restrictions revealing how nations grapple with global agreements while balancing their own interests The book highlights the historical evolution of human rights from post World War II ideals to the complex legal framework of today noting the challenges in enforcing these norms due to cultural relativism and political realities The book uniquely argues that understanding the tension between universal principles and state sovereignty is crucial for effective human rights strategies It begins by establishing the foundational principles of international human rights law Progressing through specific areas of conflict such as refugee crises and censorship it assesses the effectiveness of international institutions in resolving these issues By drawing upon international legal documents case law and empirical data the book offers a balanced perspective on the challenges and opportunities in promoting human rights worldwide *Housing, Land, and Property Rights in Post-Conflict United Nations and Other Peace Operations* Scott Leckie, 2009 This book is about the UN's role in housing land and property rights in countries after violent conflict **Real Rights** Carl Wellman, 1995 7 Conflicts of Rights

The Concept of Rights George W. Rainbolt, 2006-07-08 Discussions of rights are ubiquitous One constantly hears things such as The Chinese are violating Tibetan rights Landlords have a right that their tenants pay their rent Students have a right to be graded fairly Animals have a right not to suffer merely to bring pleasure to humans Abortion violates a fetus right to life We violate the rights of future generations when we pollute the water These statements assert that Tibetans landlords students animals fetuses and future generations all have rights Tibetans landlords students animals fetuses and future generations do not seem to have much in common When one presses for clarity it is very difficult to say precisely what a right is What is it to have a right That is the question this book seeks to answer To paint with an overly broad brush previous answers to this question can be divided into two groups Some hold interest bene t theories of rights while others hold choice will theories of rights Perhaps the first person to propose an interest bene t theory was Jeremy Bentham Its most cited contemporary defender is Joseph Raz The seminal statement of the choice theory was made by H L A Hart Carl Wellman is perhaps the most able defender of a will theory of rights The debate between these two groups of theories has been a productive one **Conflict and Housing, Land and Property Rights** Scott Leckie, Chris Huggins, 2011-02-21 Housing land and property HLP rights as rights are widely recognized throughout international human rights and humanitarian law

and provide a clear and consistent legal normative framework for developing better approaches to the HLP challenges faced by the UN and others seeking to build long term peace This book analyses the ubiquitous HLP challenges present in all conflict and post conflict settings It will bridge the worlds of the practitioner and the theorist by combining an overview of the international legal and policy frameworks on HLP rights with dozens of detailed case studies demonstrating country experiences from around the world The book will be of particular interest to professors and students of international relations law human rights and peace and conflict studies but will have a wider readership among practitioners working for international institutions such as the United Nations and the World Bank non governmental organizations and national agencies in the developing world

National Security, Public Health: Exceptions to Human Rights? Myriam Feinberg, Laura Niada-Avshalom, Brigit Toebe, 2017-10-02 The book deals with the complicated relationships between national security and human rights and between public health and human rights Its premise is the fact that national security and public health are both included in human rights instruments as exceptions to the human rights therein sanctioned yet they can arguably be considered as human rights themselves and be equally valuable The book therefore asks to what extent the protection of the individual could or should be overridden to enable the protection of the national security or public health of the general public Both practice and case law have shown that human rights risk being set aside when they clash with the protection of national security or public health Through theoretical analysis and practical examples the book addresses the conflicts that arise when the concepts of national security and public health are used and abused and other rights including freedom of speech procedural freedoms individual health are violated as a consequence It provides many interesting findings on the values that states are ready to protect and forego to ensure their safety which can contribute to the ongoing debate on the protection of human rights This book was originally published as a special issue of The International Journal of Human Rights

Conflicts in Feminism Marianne Hirsch, Evelyn Fox Keller, 1990 First Published in 1991 Routledge is an imprint of Taylor Francis an informa company

The Human Rights Principle of Indivisibility Dorothea Anthony, 2025-09-24 The indivisibility principle holds that all human rights are equally important and should be respected in equal measure This book provides a comprehensive explanation and analysis of indivisibility its meaning s history ideological significance benefits and shortfalls In this way the work brings indivisibility into the realm of critical thought that the principle of universality for example has long occupied The work examines representations of indivisibility across multiple legal and academic sources from the last several decades in which interest in indivisibility and human rights has grown exponentially It lucidly details how indivisibility has been used to legitimise the human rights project and fortify associated social campaigns It illustrates the human rights community s sincere enthusiasm for indivisibility But it also questions the politics behind the renewed promotion of indivisibility and its declared goals The book is structured according to these goals or social functions that indivisibility has come to take on since it was popularised at the World Conference on Human Rights In addressing the

functions of indivisibility the book uncovers fascinating dynamics underpinning the principle and mainstream human rights theory in general It reveals a paradox in which contemporary indivisibility both challenges and supports the traditional human rights catalogue and the social system out of which the principle arose It asks whether persisting social contradictions and divided interests in the post Cold War world might weaken the moral claims to a new undividedness of rights and lead to the conclusion that we should be more realistic about how human rights law and policy have evolved and what they have to offer The book will be of interest to academics researchers and policy makers working in the areas of human rights studies international law political science and the humanities Armed Conflict and Human Rights Law Daniel Ivo Odon,2021-07-29 This book explores developments in international law regarding the relationship between human rights law and international humanitarian law and their coapplicability in armed conflict situations The work examines the jurisprudence of the international human rights courts and looks at the Inter American and European Courts of Human Rights case law in dealing with new emergencies in armed conflicts It argues that a new interpretation and application of the law is required to deal with current needs while remaining faithful to moral commitments made in the international arena In this way the book deals with recent cases and their rationale to build a new understanding of law and international policy that complies with the globalization process and progress towards an enhancement of the international community s legal framework Combining the emergencies in armed conflicts with the mutual enforcement of human rights law and humanitarian law this book holistically develops concepts and theories to present a pragmatic solution to moral quandaries over the targeting of civilians during armed conflict situations The book will be a valuable resource for academics researchers and policy makers in the areas of international human rights and international humanitarian law **Law, Reason, and Emotion** M. N. S. Sellers,2017-12-28 This book examines the role and importance of reason and emotion in justice and the law Eight lawyers and philosophers of law consider law s basis in the universal human need for society our innate sense of justice and many other powerful inclinations and emotions including the desire for fairness and even for law itself Human beings are deeply social creatures inspired by social and other emotions which can ennoble support or undermine the law Law gains legitimacy and effectiveness when reason recognizes and embraces human emotions for the benefit of society as a whole This volume explores the power and purposes of reason and emotion in the law **On Human Rights** James Griffin,2008-02-14 What is a human right How can we tell whether a proposed human right really is one How do we establish the content of particular human rights and how do we resolve conflicts between them James Griffin offers answers in his compelling new investigation of human rights Griffin on Human Rights Roger Crisp,2014 This volume presents responses to the work of James Griffin one of the most significant contributors to the contemporary debate over human rights Leading moral and political philosophers engage with Griffin s views according to which human rights are best understood as protections of our agency and personhood and Griffin offers his own reply **Social Rights Under the**

Constitution Cécile Fabre, 2000 The desirability or lack thereof of bills of rights has been the focus of some of the most enduring political debates over the last two centuries Unlike civil and political rights social rights to the meeting of needs standardly rights to adequate minimum income education housing and health care are not usually given constitutional protection This book argues that social rights should be constitutionalized and protected by the courts and examines when such constitutionalization conflicts with democracy It is thus located at the crossroads of two major issues of contemporary political philosophy to wit the issue of democracy and the issue of distributive justice Interestingly and surprisingly enough philosophers who engage in penetrating discussions on distributive justice do not usually reflect on the implications of their argument for democracy they are met with equal indifference on the part of theorists of democracy This book stems from the perception that there may be conflicts between the demands of democracy and the demands of distributive justice both of which are crucially important and from the resulting recognition that the question of the relationship between these two values cannot be ignored

A System of Rights Rex Martin, 1993 The justification of political authority is one of the long standing issues of political philosophy and one which persistently defies satisfactory solution This book sets out to provide an original justification by establishing a background framework for dealing with this problem The model political system that emerges is one in which certain kinds of political rights are emphasized Rex Martin then discusses what the implications of such a system might be for democratic institutions political allegiance punishment and ultimately for the nature of political authority itself

Legal Reasoning, Legal Theory and Rights Martin P. Golding, 2017-07-05 This book is a selection of articles and chapters published over Martin Golding's academic career Golding's approach to the philosophy of law is that it contains conceptual and normative issues and in this volume logical issues in legal reasoning are examined and various theories of law are critically discussed Normative questions are dealt with regarding the rule of law and criminal law defenses and the concept of rights and the terminology of rights are analyzed Much of Golding's work is critical historical as well as constructive This volume will prove an informative and useful collection for scholars and students of the philosophy of law

Human Rights and Conflict Resolution Claudia Fuentes Julio, Paula Drumond, 2017-11-22 Human rights and conflict resolution have been traditionally perceived as two separate fields sometimes in competition or in tension and occasionally with contradictory approaches towards achieving a lasting peace Although human rights norms have been incorporated and institutionalized by various national regional and international organizations that deal with conflict resolution negotiators and mediators are often pressured in practice to overlook international human rights principles in favor of compliance and more immediate outcomes The chapters in this volume navigate the relationship between human rights and conflict resolution by fleshing out practical conceptual and institutional encounters of the two agendas and engaging with lessons learned and windows of opportunities for mutual learning Recognizing the increasing relevance of this debate and important gaps in the current research on the topic this book addresses the following questions How can we improve our practical and

theoretical understanding of the complementarity between human rights and conflict resolution How would a human rights based approach to conflict resolution look like How are international regional and national organizations promoting implementing and or adapting to better coordinate between human rights and conflict resolution Building on empirical evidence from contemporary conflict resolution processes how have human rights been integrated in different efforts on the ground What are the main lessons learned in this regard Examining a wide range of countries and issues this work is essential reading for human rights conflict resolution and security experts including scholars diplomats policy makers civil society representatives and students of international politics Human Rights in the World Community Richard Pierre Claude, Burns H. Weston, 2006-10-04 This unique textbook seeks to promote students critical and analytical skills and to provide a teacher friendly resource featuring in depth scholarly introductions to each chapter multiple questions for discussion and reflection and an extensive bibliography and annotated filmography

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