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The Rights of
**Minority
Cultures**

OXFORD

Rights Of Minority Cultures

Andrei Marmor



Rights Of Minority Cultures:

The Rights of Minority Cultures Will Kymlicka, 1995 This text collects together the most important contemporary articles on the rights of minority cultures While drawing on particular case studies the articles focus on the more general theoretical and normative issues raised by the accommodation of cultural differences Multicultural Citizenship Will Kymlicka, 1996-09-19 The increasingly multicultural fabric of modern societies has given rise to many new issues and conflicts as ethnic and national minorities demand recognition and support for their cultural identity This book presents a new conception of the rights and status of minority cultures It argues that certain sorts of collective rights for minority cultures are consistent with liberal democratic principles and that standard liberal objections to recognizing such rights on grounds of individual freedom social justice and national unity can be answered However Professor Kymlicka emphasises that no single formula can be applied to all groups and that the needs and aspirations of immigrants are very different from those of indigenous peoples and national minorities The book discusses issues such as language rights group representation religious education federalism and secession issues which are central to understanding multicultural politics but which have been surprisingly neglected in contemporary liberal theory **Liberalism: The limits of liberalism** G. W. Smith, 2002 Encompassing the relationship between the state and the individual society and the individual the nature of freedom and the concept of the person this four volume set covers the main tenets of the liberal tradition The collection includes material from the rich background and history of classical writings and also emphasizes modern scholarship and contemporary issues Fully indexed and including a new introduction by the editor this is an invaluable reference tool for both researchers and students in the field **Group Rights** Peter Jones, 2022-03-24 Nowadays rights are frequently ascribed to groups distinguished by their nationality culture religion or language Rights are also commonly ascribed to institutionalised groups such as states businesses trade unions and private associations Yet the ascription of rights to groups remains deeply controversial Many people reject the very idea of group rights Amongst those who do not there is radical disagreement about which sorts of group might possess rights and why Some believe that group rights threaten the freedom and well being of individuals while others argue that the rights of groups can complement them Some claim that group rights can also be human rights others find that claim incoherent The contributions making up this volume wrestle with these and many other of the issues that surround group rights This volume brings together twenty four of the journal articles that have contributed most significantly to contemporary thinking on group rights *Groups and Group Rights* Christine T. Sistare, Larry May, Leslie Francis, 2001 In matters such as affirmative action or home schooling rights of ethnic and other minority groups often come into conflict with those of society in a culturally diverse population such as ours But before considering the dilemmas posed by these issues we must first ask such basic but important questions as what group rights are and how they intersect with the principles of democracy This new collection brings together some of today's leading thinkers from the

cutting edge of these debates taking in a broad range of issues confronting philosophers sociologists and political scientists Contributors such as Carl Wellman Carol Gould and Rex Martin examine the nature of groups and the conflict between group rights and democracy and also consider case studies depicting current issues in cultural ethnic and religious rights The first section on the nature of groups examines some of the perplexing alternatives in the formulation of a theory of group rights These articles investigate the kinds of rights minorities might claim and ask when groups can be held responsible for the acts of some of their members The second section addresses the treatment of groups in a democracy and the precarious balance between indifference toward minorities and capitulation to their demands Here the contributors examine five principles for the sensitive treatment of minority and disadvantaged groups in a democratic society A final section explores specific conflicts between subgroup and societal claims through case studies dealing with affirmative action religious practice and the education of children and the land rights of indigenous peoples By drawing on the legal and political dilemmas related to these cases the authors confront issues of core versus peripheral interests of individual member versus subgroup rights and of the possibilities for social openness raised in the preceding sections Written from varied perspectives Groups and Group Rights offers stimulating reading for both students and professionals as it takes on some of the most pressing dilemmas confronting our society

Law in the Age of Pluralism Andrei Marmor, 2007-12-31 Law in the Age of Pluralism contains a collection of essays on the intersection of legal and political philosophy Written within the analytical tradition in jurisprudence the collection covers a wide range of topics such as the nature of law and legal theory the rule of law the values of democracy and constitutionalism moral aspects of legal interpretation the nature of rights economic equality and more The essays in this volume explore issues where law morality and politics meet and discuss some of the key challenges facing liberal democracies Marmor posits that a liberal state must first and foremost respect people s personal autonomy and their differing though reasonable conceptions of the good and the just This basic respect for pluralism is shown to entail a rather skeptical attitude towards grand theories of law and state such as contemporary constitutionalism or Dworkin s conception of law as integrity The values of pluralism and respect for autonomy however are also employed to justify some of the main aspects of a liberal state such as the value of democracy the rule of law and certain conceptions of equality The essays are organized in three groups the first considers the rule of law democracy and constitutionalism The second group consists of several essays on the nature of law legal theory and their relations to morality Finally the collection concludes with essays on the nature of rights the limits of rights discourse and the value of economic equality

Universal Human Rights in Theory and Practice Jack Donnelly, 2003 4 Choice of Means

Ethical Issues: Perspectives for Canadians - Fourth Edition Eldon Soifer, Doug Al-Maini, Ann Levey, Angus Taylor, 2020-05-05 Ethical Issues Perspectives for Canadians is a collection of readings designed to introduce students to a number of important topics including our obligations toward the environment the treatment of non human animals abortion assisted reproduction end of life decision making freedom of

expression war multiculturalism and more Readings have been carefully selected to represent a broad array of perspectives and arguments Relevant legislation court cases and other non philosophical works complement the writings of professional philosophers to provide students with multiple approaches to the issues Brief introductions and discussion questions are provided for each reading and a general introduction to the basic ethical theories is included Indigenous Peoples' Status in the International Legal System Mattias Åhrén,2016-03-11 While many have explored the law governing the rights of indigenous peoples through an examination of relevant instruments and institutions this book demonstrates that international indigenous rights can be best understood through the study of two questions What is meant by peoples and equality under international law Indigenous Peoples Status in the International Legal System offers a new and profound insight into the international indigenous rights discourse This volume explains that the understanding of peoples is paramount to the question of whether indigenous peoples are beneficiaries of the right to self determination and sets out 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 *Cultural Autonomy, Minority Rights and Globalization* Steven C. Roach,2017-11-28 This insightful and timely book analyzes the role of cultural autonomy in advancing minority rights protection on the national and global level It assesses the historical and legal limits of the right to self determination and autonomy and draws on Marxist internationalism liberal nationalism and EU integrationist studies to examine the relationship between cultural autonomy and globalization As such emphasis is placed on the sociological and historical value of cultural autonomy with the aim of working beyond formalistic and utilitarian approaches to cultural autonomy The volume will appeal primarily to upper level undergraduate and graduate level students of political science and international law interested in rethinking the role of cultural autonomy in an age of globalization *Essays on Culture, Religion and Rights* Peter Jones,2020-10-09 Culture and religion are overlapping phenomena cultures are normally understood to subsume religions and religions are very often central to cultures The two are particularly closely associated when we focus on the kinds of difference that generate issues for public policy The world has always been culturally and religiously diverse but recent movements of population have intensified the internal diversity of societies That increased diversity has presented societies with a number of pressing questions How much should cultural differences matter Can they and should they be treated impartially Should they receive equal recognition and what sort of recognition might that be Are cultural and religious differences at odds with human rights thinking or do universal human rights demand respect for those differences When the demands of a religious faith clash with those of a society's rules which should take precedence Should the religious have to endure whatever burdens their beliefs bring their way or should they be accommodated so that their religious faith does not become a source of social disadvantage Should they have to put up with

unwelcome treatments of their beliefs or should they be protected from the offensive and the disrespectful These are some of the many issues examined in Culture Religion and Rights

Cultural Human Rights Francesco Francioni, Martin Scheinin, 2008 What is the relationship between culture and human rights Can the idea of cultural rights which are predicated on the distinctiveness and exclusivity of a community's beliefs and traditions be compatible with the concept of human rights which are universal and an inherent TM to all human beings If we accept such compatibility what is the actual content of cultural rights Who are their beneficiaries individuals or peoples or groups as collective entities And what precise obligations do cultural rights pose upon states or other actors in international law or for the international community as a whole International instruments on the protection of human rights do not provide self evident answers to these questions This book seeks to analyse these dilemmas and to assess the impact that they are having on international law and the development of a coherent category of cultural human rights

Group Rights David Ingram, 2000 Ingram philosophy Loyola University brings a variety of current social dilemmas together in a mutually illuminating way He examines the concept of legal equality in a multiracial society by considering issues such as self governance for Native Americans the rights of immigrants affirmative action and racial redistricting He also tackles the problem of social injustice in a global setting by assessing the negative impact of free trade policies on the rights of groups to self determination and cultural integrity

Collective Rights and the Cultural Identity of the Roma Claudia Tavani, 2012-09-03 Using Italy and the Roma as a case study this book proves that non discrimination provisions are not sufficient to protect the cultural identity of minorities a system encompassing also the use of collective rights is better suited for this purpose

Human Rights in Development, Volume 6 Hugo Stokke, Arne Tostensen, 2021-10-25 The twelfth in the series of yearbooks on Human Rights in Development the current millennium edition attempts to take stock of developments in the human rights arena since the Universal Declaration was adopted over half a century ago The introductory overview article chronicles developments within the human rights field to date and sets the stage for a future scenario by looking at the respective roles of governments and the business community in respecting protecting and fulfilling human rights An article on the World Trade Organisation follows the challenges posed by international trade in a human rights perspective The appropriateness of so called smart sanctions as a means of bolstering human rights is discussed in a third contribution A fourth highlights the gender dimensions of the statute of the new international criminal court The challenge of accommodating diversity and the rights of indigenous peoples in the new political dispensation of Guatemala is assessed in a fifth essay whereas affirmative action policies within the context of Malaysia are examined in a sixth one The difficulties inherent in designing managing and evaluating aid programmes for human rights and democracy purposes is the theme of the penultimate contribution whereas the final article considers the use of research in designing aid projects in the judicial system of Nepal The Yearbook on Human Rights in Development is a joint project of European and Canadian research institutes and centres on human rights

the Chr Michelsen Institute Bergen the Danish Centre for Human Rights Copenhagen the Icelandic Human Rights Centre Reykjavik the Ludwig Boltzman Institute of Human Rights Vienna the International Centre for Human Rights and Democratic Development Montreal the Netherlands Institute of Human Rights Utrecht the Norwegian Institute of Human Rights Oslo and the Raoul Wallenberg Institute of Human Rights and Humanitarian Law Lund The Yearbook is geared to a broad readership including government agencies donors embassies the mass media non governmental organisations the academic community and the interested public at large

Becoming Free Emily R. Gill, 2001 As ethnic racial religious and gender based groups demand rights to pursue radically diverse lifestyles or maintain their cultural traditions conflict seems inevitable even in a free society Government may offer remedies to social dilemmas such as affirmative action curbs on immigration or protection of gay rights but these may only fan the flames of resentment Yet any society that tolerates and protects diversity is more likely to preserve the freedom to live one's life without interference Emily Gill reexamines the liberal tradition to reconcile its core commitments to autonomy and diversity values that in theory are complementary but in practice are often at odds and to show that the interaction of these values determines how we as individuals become free In *Becoming Free* she argues that true freedom is enhanced through the promotion of diversity and the encouragement of rational reflection on the options it allows and that limited choice or ignorance diminishes such freedom Yet an incomplete freedom is what many individuals groups and states advocate when they commit to particular cultural traditions or religious beliefs despite the autonomy they themselves enjoy Gill traces the implications of these conflicting views by drawing on recent scholarship and legal decisions in six areas national citizenship cultural membership ethnicity and gender religious belief sexuality and civic education By exploring the tensions between autonomy and diversity in such instances as Boy Scouts membership restrictions gay rights legislation and education among the Amish she not only offers an insightful commentary on current issues but also explores the moral foundations of liberal thought Unlike those who criticize liberalism for its shallow philosophical grounding Gill shows it to have a substantive moral content grounded in the individual's capacity to make rational decisions based on critical reflection In her tightly woven arguments she explores real world problems in a meaningful way for students and for anyone concerned with the future of liberalism showing that becoming free is an ongoing process of human and social development

The Hindustan Review, 1927

Democracy, Minorities and International Law Steven Wheatley, 2005-12-22 Examines the regulation of cultural conflicts from the perspective of international law

Edinburgh Companion to Contemporary Liberalism Mark Evans, 2019-07-29 This is the premier collection of material on a comprehensive range of topics in contemporary liberalism It shows how liberalism can tackle wide ranging practical concerns that urgently demand attention in twenty first century politics

The Care and Education of Young Bilinguals Colin Baker, Anne Sienkewicz, 2000-01-01 This text is a comprehensive Introduction for all professionals working with bilingual children For speech therapists doctors psychologists counsellors teachers special needs personnel the

book addresses important issues at a practical level

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