

Tort Liability For Human Rights Abuses

Tort Liability for Human Rights Abuses Past Human Rights Abuses in Somalia Dying for Rights Dead Silence Failing to Protect Past Human Rights Violations and the Question of Indifference: The Case of Chile Unpeople Human Rights in Democracies The Civil Liberties Organisation Report on Human Conditions and Human Rights Abuses at the Kirikiri Maximum Security Prison Human Rights in Business Regulating Corporate Human Rights Violations Western Responses to Human Rights Abuses in Cambodia, 1975-80 International Encyclopedia of Human Rights Medicine Betrayed Business and Human Rights Human Rights in Iran On the Margins of Profit Remedies in International Human Rights Law Damages for Violations of Human Rights The Mass Media as a Mechanism for the Promotion and Protection of Human Rights Multinationals and Corporate Social Responsibility The Future of Business and Human Rights World Report 2022 Responding to Systemic Human Rights Violations Sexual Abuse in a Ghanaian School. A Case Study of Human Rights Abuses Corporations and Transnational Human Rights Litigation Tort Liability for Human Rights Abuses Human Rights Abuses in Algeria "They Have Robbed Me of My Life" Making Human Rights a Reality Human Rights Abuses and Crimes Against Humanity in North Korea World Report 2021 The Evolution of International Human Rights World Report 2019 The Handbook of Human Rights Investigation Beyond Virtue and Vice Amnesty International Report 2009 Blame it on the WTO? World Report 2020 Peoples Republic of China

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Past Human Rights Abuses in Somalia Nov 29 2022

Blame it on the WTO? Oct 24 2019 The WTO is often accused of not paying enough attention to human rights. This book weighs these criticisms and examines their validity, both from a legal and from political and economic points of views. It asks whether the WTO is under an obligation to construct a fairer trade system and discusses suggestions for reform.

On the Margins of Profit Aug 14 2021

"They Have Robbed Me of My Life" Aug 02 2020 "[The report] details xenophobic incidents in the year after the government adopted the National Action Plan to Combat Racism, Racial Discrimination, Xenophobia and Related Intolerance."--Publisher website.

Human Rights in Iran Sep 15 2021 Reza Afshari reveals Iran's attempt to hide human rights abuses by labeling oppression as an authentic cultural practice.

World Report 2021 Apr 29 2020 The best country-by-country assessment of human rights. The human rights records of more than ninety countries and territories are put into perspective in Human Rights Watch's signature yearly report. Reflecting extensive investigative work undertaken by Human Rights Watch staff, in close partnership with domestic human rights activists, the annual World Report is an invaluable resource for journalists, diplomats, and citizens, and is a must-read for anyone interested in the fight to protect human rights in every corner of the globe.

Business and Human Rights Oct 16 2021 In the 21st century, one of the most noteworthy changes in the human rights debate relates to the increased recognition of the link between business and human rights. This book is an attempt to explore this relationship and also to look into the obligations of the state and transnational corporations in the promotion of human rights. Business and Human Rights discusses how globalization has affected individuals in the enjoyment of their human rights in relation to the activities of corporations. The book addresses what additional steps the states should take to protect against human rights abuses by business enterprises that are owned or controlled by the state. Moreover, it covers, in depth, the role and contribution of the United Nations in business and human rights. The book includes several real-life case studies to help the readers understand the topics discussed.

Remedies in International Human Rights Law Jul 13 2021 Dinah Shelton provides a comprehensive treatment of remedies for human rights violations reviews the jurisprudence of international tribunals on these violations. The text provides a theoretical framework and a practical guide for lawyers, judges, and academics interested in human rights law.

Multinationals and Corporate Social Responsibility Apr 10 2021 The 'corporate social responsibility' ('CSR') movement has been described as one of the most important social movements of our time. This book looks at what the CSR movement means for multinationals, for states and for international law. International law is often criticized for being too 'state-centred', and ill-equipped to deal with the challenges of globalization. However, drawing from many and varied examples of state, NGO and corporate practice, this 2006 book argues that, while international law has its limitations, it presents more opportunities for the CSR regulation of multinationals than many people assume. The main obstacles to better regulation are, therefore, not legal, but political.

The Handbook of Human Rights Investigation Jan 27 2020 Handbook of Human Rights Investigation, 374 pp. The Handbook of Human Rights Investigation is a comprehensive guide to the investigation and documentation of serious abuses of human rights and violations of international criminal law. Experts in the field have been uniform in their praise for the Handbook of Human Rights Investigation: "Professor Groome has put together an impressive and thoughtful compendium of best practice in the investigation of human rights and humanitarian law violations... I commend this book to all who are or will become engaged in this growing and important field." Justice Richard J. Goldstone "The Handbook is a comprehensive guide for human rights investigators. It is practical, accessible and an invaluable tool for those committed to doing thorough documentation of human rights abuses." Salil Shetty - Secretary General, Amnesty International "This handbook will serve as an essential guide to human right investigators. In this updated volume, Dermot Groome, a highly experienced and regarded international criminal prosecutor, has brought together the practical knowledge necessary for investigating human rights abuses. Just as importantly he has placed this highly useful information in an understandable and clear legal and ethical framework. I am glad to highly recommend the Handbook; it should be by the side of all those involved in human rights investigations in the future." David Tolbert - President, International Center for Transitional Justice "One of the most acclaimed monitoring manuals..." Jonathan Horowitz, One World Research "Considered a cornerstone text by many leading human rights investigators and activists." The Humanitarian Law Centre "The First Edition of Dermot Groome's Handbook of Human Rights Investigation established itself as an indispensable tool for the human rights investigator. The Second Edition surpasses it, and cements Dermot's reputation as an attorney/investigator who can clearly and concisely explain how to conduct these complex and difficult inquiries. The Handbook is an essential guide for human rights investigators worldwide." John Ralston, Institute for International Criminal Investigations "Groome uses his extensive experience in investigating and prosecuting heinous crimes to provide a step-by-step guidebook to anyone investigating and documenting human rights abuses or violent crimes - a 'must have' for anyone interested in the field." Dr. Kelly Askin, Open Society Justice Initiative "The Handbook of Human Rights Investigation is a comprehensive guide to best practices in the field of international criminal investigation and includes the following topics: an overview of the relevant law; an overview of the investigative process; the documentation and collection of physical evidence; the documentation and identification of physical injuries; interviewing witnesses; the identification of suspects and the writing of investigative reports. The Handbook has two appendices; Appendix A is a compilation of 20 commonly used investigation forms and Appendix B is a collection of important international instruments and protocols including model procedures for autopsies, investigations into massacres, torture and the disinterment of mass graves.

The Future of Business and Human Rights Mar 09 2021 "It is an undeniable fact that corporations participate in human rights abuses throughout the world. Yet there is disagreement among scholars, politicians and business actors about the best approaches to preventing and responding to those abuses and whether it would be feasible to adopt a treaty on the matter. This book explores the potential adoption of a treaty on business and human rights, first proposed by Ecuador and South Africa. Would such a treaty be practicable and what should its content be? Should it regulate direct corporate obligations or extraterritorial obligations? How can experiences of other international legal regimes and developments in regional systems inform the global debate on business and human rights?"--Back cover.

Medicine Betrayed Nov 17 2021

Peoples Republic of China Aug 22 2019 Human rights conditions in the Peoples Republic of China (PRC) remain a central issue in U.S.-China ties. Different perceptions of human rights are an underlying source of mutual misunderstanding and mistrust. Frictions on human rights issues affect other issues in the bilateral relationship, including those related to economics and security. Chinas weak rule of law and restrictions on information affect U.S. companies doing business in the PRC. People-to-people exchanges, particularly educational and academic ones, are often hampered by periodic Chinese government campaigns against Western values. For many U.S. policymakers, human rights conditions in China represent a test of the success of overall U.S. policy toward the PRC. Some analysts contend that the U.S. policy of cultivating diplomatic, economic, and cultural ties with China has failed to promote meaningful political reform, and that without fundamental progress in this area, mutual trust and cooperation in other areas will remain difficult to achieve. The U.S. government has employed an array of efforts and tactics aimed at promoting democracy, human rights, and the rule of law in China, although their effects have been felt primarily along the margins of the PRC political system. Many analysts have observed that Chinas leaders have become less responsive to international pressure on human rights in recent years. This book examines human rights issues in the Peoples Republic of China (PRC), including ongoing rights abuses, and legal developments.

Human Rights in Business Mar 21 2022 The capacity to abuse, or in general affect the enjoyment of human, labour and environmental rights has risen with the increased social and economic power that multinational companies wield in the global economy. At the same time, it appears that it is difficult to regulate the activities of multinational companies in such a way that they conform to international human, labour and environmental rights standards. This has partially to do

with the organization of companies into groups of separate legal persons, incorporated in different states, as well as with the complexity of the corporate supply chain. Absent a business and human rights treaty, a more coherent legal and policy approach is required. Faced with the challenge of how to effectively access the right to remedy in the European Union for human rights abuses committed by EU companies in non-EU states, a diverse research consortium of academic and legal institutions was formed. The consortium, coordinated by the Globernance Institute for Democratic Governance, became the recipient of a 2013 Civil Justice Action Grant from the European Commission Directorate General for Justice. A mandate was thus issued for research, training and dissemination so as to bring visibility to the challenge posed and moreover, to provide some solutions for the removal of barriers to judicial and non-judicial remedy for victims of business-related human rights abuses in non-EU states. The project commenced in September 2014 and over the course of two years the consortium conducted research along four specific lines in parallel with various training sessions across EU Member States. The research conducted focused primarily on judicial remedies, both jurisdictional barriers and applicable law barriers; non-judicial remedies, both to company-based grievance. The results of this research endeavour make up the content of this report whose aim is to provide a scholarly foundation for policy proposals by identifying specific challenges relevant to access to justice in the European Union and to provide recommendations on how to remove legal and practical barriers so as to provide access to remedy for victims of business-related human rights abuses in non-EU states.

Human Rights in Democracies May 23 2022 Violations of the right to the physical integrity of the person, such as torture, cruel and unusual punishment, extra-judicial executions, disappearances, and political imprisonment have long been treated as an anomaly in democratically governed societies. In the current literature on human rights, violations of this right are by-and-large seen as the hallmark of autocratic and repressive regimes. This study takes on this dominant paradigm and shows not only that the common assumption that democratic countries effectively limit human rights abuse is simply wrong, but that its widely accepted theory of what drives human rights violations accounts for only a small part of these abuses at best. Haschke shows that despite the increasing numbers of countries that are democracies, and despite growing numbers of national signatories to international treaties prohibiting human rights abuse, the number of allegations has not declined. This book also demonstrates that the bulk of this abuse, which takes the form of torture and ill-treatment, extra-judicial killings, rape, and the like, is committed against marginal members of society, seeming to reveal environments that enable agents of the state to abuse those with whom they are in contact. This violence is found in democracies and dictatorships alike. This work will be of interest to students and scholars of international relations, human rights and comparative politics.

Tort Liability for Human Rights Abuses Oct 04 2020 This book challenges the community of international lawyers to think again about how they can use the Alien Tort Statute.

Responding to Systemic Human Rights Violations Jan 07 2021 As a response to widespread structural or endemic human rights violations, in 2004 the European Court began to issue pilot judgments, the aim of which was not only to exert further pressure on national authorities to tackle systemic problems, but also to stop the European Court itself being inundated with the same types of cases. This analyses the principal characteristics of the pilot judgment procedure and its application in key cases to date.

Human Rights Abuses and Crimes Against Humanity in North Korea May 31 2020 Human rights abuses and crimes against humanity in North Korea : meeting and hearing before the Subcommittee on Africa, Global Health, Global Human Rights, and International Organizations of the Committee on Foreign Affairs, House of Representatives, One Hundred Thirteenth Congress, second session, June 18, 2014.

Amnesty International Report 2009 Nov 24 2019 This annual report documents human rights abuses by governments and armed opposition groups in 150 countries across the world. It provides an invaluable reference guide to international human rights developments.

Past Human Rights Violations and the Question of Indifference: The Case of Chile Jul 25 2022 This book contributes to the fields of memory and human rights. It offers a novel and interdisciplinary theory on social indifference, and in particular on the indifference of people to human rights violations committed against certain sectors of society in turbulent times. These theoretical frameworks are explored empirically with respect to the Chilean case. Through a blend of mixed methods, the book explains the causes, characteristics and social consequences of the current indifference of Chileans with respect to the human rights violations committed during the dictatorship of Augusto Pinochet (1973-90). The different findings are an invitation to rethink new challenges of transitional justice processes in fragmented societies and to strengthen public policies on human rights.

Regulating Corporate Human Rights Violations Feb 20 2022 The quest to establish an effective regulatory mechanism to ensure that corporations comply with human rights responsibilities has gained momentum in the last decade or so, however, despite these efforts, no robust regulatory mechanism is in sight to provide effective remedies to victims of corporate human rights abuses. Against this background this book provides a theoretical framework to overcome regulatory challenges experienced in holding multinational corporations (MNCs) accountable for violation of human rights.

Unpeople Jun 24 2022 Britain is complicit in the deaths of ten million people. These are Unpeople - those whose lives are seen as expendable in the pursuit of Britain's economic and political goals. In Unpeople, Mark Curtis shows that the Blair government is deepening its support for many states promoting terrorism and, using evidence unearthed from formerly secret documents, reveals for the first time the hidden history of unethical British policies, including: support for the massacres in Iraq in 1963; the extraordinary private backing of the US in its aggression against Vietnam; support for the rise of Ugandan dictator Idi Amin; the running of a covert 'dirty war' in Yemen in the 1960s; secret campaigns with the US to overthrow the governments of Indonesia and British Guiana; the welcoming of General Pinochet's brutal coup in Chile in 1973; and much more. This explosive new book, from the author of Web of Deceit, exposes the reality of the Blair government's foreign policies since the invasion of Iraq. It discloses government documents showing that Britain's military is poised for a new phase of global intervention with the US, and reveals the extraordinary propaganda campaigns being mounted to obscure the reality of policies from the public.

Damages for Violations of Human Rights Jun 12 2021 This volume analyses the legal grounds, premises and extent of pecuniary compensation for violations of human rights in national legal systems. The scope of comparison includes liability regimes in general and in detail, the correlation between pecuniary remedies available under international law and under domestic law, and special (alternative) compensation systems. All sources of human rights violations are embraced, including historical injustices and systematic and gross violations. The book is a collection of nineteen contributions written by public international law, international human rights and private law experts, covering fifteen European jurisdictions (including Central and Eastern Europe), the United States, Israel and EU law. The contributions, initially prepared for the 19th International Congress of Comparative Law in Vienna (2014), present the latest developments in legislation, scholarship and case-law concerning domestic causes of action in cases of human rights abuses. The book concludes with a comparative report which assesses the developments in tort law and public liability law, the role of the constitutionalisation of the right to damages as well as the court practice related to the process of enforcement of human rights through monetary remedies. This country-by-country comparison allows to consider whether the value of protection of human rights as expressed in international treaties, jus cogens and in national constitutional laws justifies the conclusion that the interests at stake should enjoy protection under the existing civil liability rules, or that a new cause of action, or even a whole new set of rules, should be created in national systems.

Corporations and Transnational Human Rights Litigation Nov 05 2020 This book examines ways of holding multinational corporations liable for offshore human rights abuses in the courts of the companies' home States.

Dead Silence Sep 27 2022 V. CONCLUSION AND RECOMMENDATIONS

World Report 2019 Feb 26 2020 The best country-by-country assessment of human rights. The human rights records of more than ninety countries and territories are put into perspective in Human Rights Watch's signature yearly report. Reflecting extensive investigative work undertaken by Human Rights Watch staff, in close partnership with domestic human rights activists, the annual World Report is an invaluable resource for journalists, diplomats, and citizens, and is a must-read for anyone interested in the fight to protect human rights in every corner of the globe.

Human Rights Abuses in Algeria Sep 03 2020 Unfair Trials in Special Courts

International Encyclopedia of Human Rights Dec 18 2021 Features articles on important concepts, documents, individuals, agencies, and organizations and their influence on civil rights.

Failing to Protect Aug 26 2022 Every year tens of millions of individuals suffer grave abuses of their human rights. These violations occur worldwide, in war-torn countries and in the wealthiest states. Despite many of the abuses being well-documented, little seems to be done to stop them from happening. The United Nations was established to safeguard world peace and security, development, and human rights yet it is undeniable that currently it is failing to protect the rights of a great many people from the victims of ethnic cleansing, to migrants, those displaced by war and women who suffer horrendous abuse. This book looks at the reasons for that failure. Using concrete examples intertwined with explanations of the law and politics of the UN, Rosa Freedman offers clear explanations of how and why the Organisation is unable, at best, or unwilling, at worst, to protect human rights. Written for a non-specialist audience, her book also seeks to explain why certain countries and political blocs manipulate and undermine the UN's human rights machinery. Failing to Protect demonstrates the urgent need for radical reform of the machinery of human rights protection at the international level.

Dying for Rights Oct 28 2022 North Korea's human rights violations are unparalleled in the contemporary world. In Dying for Rights, Sandra Fahy provides the definitive account of the abuses committed by the North Korean state, domestically and internationally, from its founding to the present. Dying for Rights scrutinizes North Korea's treatment of its own people as well as foreign nationals, how violations committed by the state spread into the international realm, and how North Korea uses its state media and presence at the United Nations. Fahy meticulously documents the extent of arbitrary detention, torture, executions, and the network of prison camps throughout the country. The book details systematic and widespread violations of freedom of speech and of movement, freedom from discrimination, and the rights to food and to life. Fahy weaves together public and private testimonies from North Koreans resettled abroad, as well as NGO reports, the stories and facts brought to light by the United Nations Commission of Inquiry into North Korea, and North Korea's own state media, to share powerful personal narratives of human rights abuses. A compassionate yet objective investigation into the factors that sustain and perpetuate the flouting of basic rights, Dying for Rights reveals the profound culpability of the North Korean state in the systematic denial of human dignity.

World Report 2020 Sep 22 2019 The best country-by-country assessment of human rights. The human rights records of more than ninety countries and territories are put into perspective in Human Rights Watch's signature yearly report. Reflecting extensive investigative work undertaken by Human Rights Watch staff, in close partnership with domestic human rights activists, the annual World Report is an invaluable resource for journalists, diplomats, and citizens, and is a must-read for

anyone interested in the fight to protect human rights in every corner of the globe.

Beyond Virtue and Vice Dec 26 2019 Over the past two decades, human rights as legal doctrine and practice has shifted its engagement with criminal law from a near exclusive condemnation of it as a source of harm toward increasingly invoking it as a necessary remedy for abuses. These shifts are most visible in the context of sexuality, reproduction, and gender. Criminal law appears in modern states as a tool for societies to define forbidden acts (crimes) and prescribe punishments. It authorizes the state to use force as an aspect of expressing and establishing norms—societal expectations for acceptable behavior which when breached permit individuals to be excluded and stigmatized as unfit for inclusion. But the core principles of human rights oppose exclusion and stigma and embrace the equality and dignity of all. Therefore there is an insuperable tension when human rights actors invoke criminal law to protect and vindicate human rights violations. Beyond Virtue and Vice examines the ways in which recourse to the criminal law features in work by human rights advocates regarding sexuality, gender, and reproduction and presents a framework for considering if, when, and under what conditions, recourse to criminal law is compatible with human rights. Contributors from a wide range of disciplinary fields and geographic locations offer historical and contemporary perspectives, doctrinal cautionary tales, and close readings of advocacy campaigns on the use of criminal law in cases involving abortion and reproductive rights, HIV/AIDS, sex work and prostitution law, human trafficking, sexual violence across genders, child rights and adolescent sexuality, and LGBT issues. The volume offers specific values and approaches of possible use to advocates, activists, policy makers, legislators, scholars, and students in their efforts to craft dialogue and engagement to move beyond state practices that compromise human rights in the name of restraining vice and extolling virtue. Contributors: Aziza Ahmed, Widney Brown, Sealing Cheng, Sonia Corrêa, Joanna N. Erdman, Janet Halley, Alli Jernow, Maria Lucia Karam, Ae-Ryung Kim, Scott Long, Vrinda Marwah, Alice M. Miller, Geetanijali Misra, Rasha Moumneh, Wanja Muguongo, Oliver Phillips, Zain Rizvi, Mindy Jane Roseman, Esteban Restrepo Saldarriaga, Tara Zivkovic.

Sexual Abuse in a Ghanaian School. A Case Study of Human Rights Abuses Dec 06 2020 Essay from the year 2013 in the subject Politics - International Politics - Topic: Public International Law and Human Rights, , language: English, abstract: The school is supposed to be a place of enlightenment, however it is gradually gaining notoriety as a hub of some of the worst forms of human rights abuses and violations. Within the school context, the educator and the learner enter into a relationship. This relationship is uneven in nature, due to the fact that the educator is in a position of authority and a learner is in a subordinate position. The authority of the educator is derived from his professional status and legislation. The authority of an educator is also based on the parents of the learner haven delegated their parental authority to the educator who then possesses delegated authority. In this regard, the principle of in loco parentis applies. The educator acts in the place of parents but cannot be entrusted with all parental authority. This write-up critically discusses an audio tape involving a teacher (an educator) and a pupil (learner) in a Ghanaian basic school. The girl at the time was in Junior high school one and claimed to be fifteen years old. The male teacher and his female pupil's captured phone conversation unveils several violations and abuses of human rights and raises a number of human rights-related issues.

The Civil Liberties Organisation Report on Human Conditions and Human Rights Abuses at the Kirikiri Maximum Security Prison Apr 22 2022

World Report 2022 Feb 08 2021 The best country-by-country assessment of human rights. The human rights records of more than ninety countries and territories are put into perspective in Human Rights Watch's signature yearly report. Reflecting extensive investigative work undertaken by Human Rights Watch staff, in close partnership with domestic human rights activists, the annual World Report is an invaluable resource for journalists, diplomats, and citizens, and is a must-read for anyone interested in the fight to protect human rights in every corner of the globe.

Western Responses to Human Rights Abuses in Cambodia, 1975-80 Jan 19 2022 This study examines Western responses to human rights abuses in Cambodia between 1975 and 1980, years which included the murderous rule of the Khmer Rouge regime, a Vietnamese invasion, a civil war, and a famine. It argues that the Vietnamese invasion of December 1978 forced Western states to choose between the conflicting principles of promoting the individual human rights of the Cambodian people and furthering the geostrategic interests of the Western states.

The Mass Media as a Mechanism for the Promotion and Protection of Human Rights May 11 2021 Essay from the year 2013 in the subject Communications - Mass Media, , language: English, abstract: There is no generally acceptable definition of Human Rights. This is perhaps because Human Rights scholars have different opinions about the concept. Human Rights are "generally moral rights claimed by everyone and held against everyone, especially against those who run social institutions", (Orend 2002). At the global stage, the United Nations (UN) has for years played a leading role in promoting and protecting human rights with support from International Non-governmental Organisations. In addition to the effort of the United Nations (UN), the state has basically been seen as the main actor in the promotion and protection of Human Rights. Unfortunately, states according to Hakemulder et al (1998), are often the very abuser of the rights of the citizens they are required to protect. It is noteworthy however that though the state bears the primary responsibility in issues of human rights, other organs of the society are included in the protection and promotion of Human Rights, (Addo, 1999). These organs, institutions and mechanisms include constitutions, law and legality, the courts among others. This write-up is about to discuss one of such mechanisms, the mass media in relation to how it carries out its promotion and protection role of Human Rights. Although there are International Human Rights Instruments which the United Nations (UN) has produced to serve as common standard of achievement of all people, countless Human Rights Violations occur locally and across the globe. These violations could be committed by the state as well as non-state actors. Non-state actors violate people's Human Rights through direct involvement or indirectly when they consent to such violations. Non-state actors such as individuals, groups, informal or organized, ad hoc or continuous, may pose as violators, protectors or intermediaries.

The Evolution of International Human Rights Mar 29 2020 This widely acclaimed and highly regarded book, used extensively by students, scholars, policymakers, and activists, now appears in a new third edition. Focusing on the theme of visions seen by those who dreamed of what might be, Lauren explores the dramatic transformation of a world patterned by centuries of human rights abuses into a global community that now boldly proclaims that the way governments treat their own people is a matter of international concern—and sets the goal of human rights "for all peoples and all nations." He reveals the truly universal nature of this movement, places contemporary events within their broader historical contexts, and explains the relationship between individual cases and larger issues of human rights with insight. This new edition incorporates material from recently declassified documents and the most recent scholarship relating to the creation of the new Human Rights Council and its Universal Periodic Review, the International Criminal Court, the Responsibility to Protect (R2P), terrorism and torture, the impact of globalization and modern technology, and activists in NGOs devoted to human rights. It provides perceptive assessments of the process of change, the power of visions and visionaries, politics and political will, and the evolving meanings of sovereignty, security, and human rights themselves.

Tort Liability for Human Rights Abuses Dec 30 2022 Advancing a bold theory of the relevance of tort law in the fight against human rights abuses, celebrated US law professor George Fletcher here challenges the community of international lawyers to think again about how they can use the Alien Tort Statute. Beginning with an historical analysis Fletcher shows how tort and criminal law originally evolved to deal with similar problems, how tort came to be seen as primarily concerned with negligence and how the Alien Tort Statute has helped establish the importance of tort law in international cases. In a series of cases starting with *Filartiga* and culminating most recently in *Sosa*, Fletcher shows how torture cases led to the reawakening of the Alien Tort Statute, changing US law and giving legal practitioners a tool with which to assist victims of torture and other extreme human rights abuses. This leads to an examination of Agent Orange and the possible commission of war crimes in the course of its utilisation, and the theory of liability for aiding and abetting the US military and other military forces when they commit war crimes. The book concludes by looking at the cutting-edge cases in this area, particularly those involving liability for funding terrorism, and the remedies available, particularly the potential offered by the compensation chamber in the International Criminal Court.

Making Human Rights a Reality Jul 01 2020 In the last six decades, one of the most striking developments in international law is the emergence of a massive body of legal norms and procedures aimed at protecting human rights. In many countries, though, there is little relationship between international law and the actual protection of human rights on the ground. *Making Human Rights a Reality* takes a fresh look at why it's been so hard for international law to have much impact in parts of the world where human rights are most at risk. Emilie Hafner-Burton argues that more progress is possible if human rights promoters work strategically with the group of states that have dedicated resources to human rights protection. These human rights "stewards" can focus their resources on places where the tangible benefits to human rights are greatest. Success will require setting priorities as well as engaging local stakeholders such as nongovernmental organizations and national human rights institutions. To date, promoters of international human rights law have relied too heavily on setting universal goals and procedures and not enough on assessing what actually works and setting priorities. Hafner-Burton illustrates how, with a different strategy, human rights stewards can make international law more effective and also safeguard human rights for more of the world population.