

# CARLETON UNIVERSITY.

## Studies in GLOBALIZATION AND HUMAN RIGHTS

**ANTH 3027-SOCI 3027-PSCI 3802**

**SUMMER TERM, 2012**

**TUESDAY & THURSDAY 9:35-12:25**

**SOUTHAM HALL 415**

**Instructor: John W. Foster (Dr.)**

**Office: Loeb A=713**

**Office Hours: Tuesdays 1:45-3:00 p.m.**

**Email: [jfoster@connect.carleton.ca](mailto:jfoster@connect.carleton.ca)**

**Phone Number: 613-520-2262 (Office hours only)**

**TA: TBA**

---

### ***Course Description and Objectives:***

#### ***SUMMARY***

This course examines various dimensions of globalization and the relationship, contests and conflicts with human rights that have emerged. We will discuss various political, legal and economic aspects of globalization; the role of the state, the roles of non-state actors whether in civil society or the private sector.

The terms human rights and globalization are often used and often misunderstood. In the post-Cold War era the discourse of human rights has come to assume great prominence in foreign policy debates, the struggles of social movements and in wider debates over globalization and transnational legal processes. However, contemporary economic globalization, a multifaceted process comprised of dynamic power relations that are reformulating and transforming economic, political, social and cultural boundaries, is often at odds with human rights.

Globalized markets have facilitated more monitoring of social conditions but have also opened up more opportunities for economic exploitation. At the same time, information flows have emboldened human rights campaigns and fostered transnational activist networks. In particular, this course focuses on the impact of globalization on development as it directly influences the human rights of millions of the world's people.

Moving from an examination of globalization and human rights in current context, the course moves to an examination of some key theatres, issues and actors. Through work group assignments as well as term papers, students will be encouraged to examine one or more of these cases in greater depth.

In addition to global cases, the course will partially focus on the contemporary scene in North America, the interplay of globalization and human rights, the role of public policy and the engagement of social actors.

### ***THEMES AND CONTENT***

The themes and related readings are outlined below. They are *not* all of equal weight and will not each take a full class period.

Note: because of copyright clearance processes, some readings may change.

There is no text book for this course. There is a **course book** which students will require, which will be available for purchase at the University Book Store.

There are also a number of readings available on line (\*), and a few which will be provided during the course pertinent to new themes or relevant developments..

(\*) for example, the following is available at: [www.un-ngls.org](http://www.un-ngls.org) in the section *booklets*.: UN NGLS & Office of the High Commissioner for Human Rights. *The United Nations Human Rights System: How to Make It Work For You*. U.N., New York and Geneva, 2008.

### ***OBJECTIVES FOR THE COURSE***

1. to provide an introduction to the links, contests and conflicts between largely economic globalization and human rights.
2. to engage with debates about globalization and the ways of promoting and protecting human rights.
3. to illuminate power relationships and roles of diverse actors, including civil society.
4. to examine public policy implications, particularly as they relate to Canada in the North American as well as global contexts.

The course is based on lectures, particularly in the first sessions, but students participation will form an increasing element in the classes as the course proceeds. Discussion and written submissions will be based on the readings which form an essential part of learning.

***PREREQUISITES:*** ANTH 1001 and 1002. Or ANTH 1003 (1.0) or SOCI 1001 and 1002, or SOCI 1003 (1.0), or HUMR 1001 (1.0), and Third Year Standing.

### ***ASSIGNMENTS AND GRADING***

In addition to ongoing dialogue and participation, written assignments will be required.

- Two short review paper (2-3 pages each) based on assigned class readings.
- One major research paper based on a theme agreed with the instructor, of approximately 3,000 words in length.
- A final written examination.

SHORT REVIEW PAPERS (2)	20
MAJOR PAPER	30
PARTICIPATION	20
FINAL EXAMINATION	30

***SCHEDULE: note due dates.***

- FIRST DAY OF LECTURES: TUESDAY, JULY 3
- FIRST REVIEW PAPER DUE: **TUESDAY, JULY 10**
- SECOND REVIEW PAPER DUE: **THURSDAY, JULY 19**
- MAJOR PAPER DUE: **THURSDAY, AUGUST 2**
- FINAL EXAMINATION: TBA

Assignments are expected at class **on the date indicated**. They may also be submitted that day (before 3:00 p.m.) via the Anth/Soc drop box. Unless there is a specific arrangement with the professor, assignments received after that time will be considered late.

**Course Requirements & Methods of Evaluation:**

In accordance with the Carleton University Undergraduate Calendar (p 39), the letter grades assigned in this course will have the following percentage equivalents:

A+ = 90-100	B+ = 77-79	C+ = 67-69	D+ = 57-59
A = 85-89	B = 73-76	C = 63-66	D = 53-56
A - = 80-84	B - = 70-72	C - = 60-62	D - = 50-52
F = Below 50	WDN = Withdrawn from the course		

ABS = Student absent from final exam

DEF = Deferred (See above)

FND = (Failed, no Deferred) = Student could not pass the course even with 100% on final exam

***READINGS***

NOTE: Required readings are as follows: starred (\*) items are found in the course book. Items available on line are indicated with the URL.

Supplementary items (optional) have neither.

## Unit one

### Introduction and outline of the course

(\*) Stephen Clarkson and Stepan Wood. *A Perilous Imbalance: The Globalization of Canadian Law and Governance*. Vancouver and Toronto. UBC Press. 2010 (Introduction)

Alison Brysk. *Globalization and Human Rights*. University of California Press, 2002 (Intro.)

## Unit two

### The G-word: Globalization in crisis

(\*) Manfred B. Steger. *Globalization: A Very Short Introduction*. Oxford, Oxford University Press. 2009. Second Edition. **Chapter 3.**

(\*) Simon Johnson. “The Quiet Coup”. New York. *The Atlantic*. May, 2009

## Unit three

### Social, economic and cultural rights and the struggle for equality

International Covenant on Economic, Social and Cultural Rights (available at: <http://www.hrweb.org/legal/escr.html> )

(\*) Richard Wilkinson and Kate Pickett. *The Spirit Level: Why Equality is Better for Everyone*. London, New York, Toronto. Penguin. 2010 **Chapters 1-3.**

## Unit four

### Globalization and human rights: organizations and powers

(\*) Foster, John W. with Anand, Anita. *Whose World Is It Anyway? Civil Society, the United Nations and the multilateral future*. Ottawa. UNAC, 1999. **Chapters 12 and 13.**

UN NGLS & Office of the High Commissioner for Human Rights. *The United Nations Human Rights System: How to Make It Work For You*. U.N., New York and Geneva, 2008 (available on line)

[http://www.nsi-ins.ca/pages/policy\\_briefs.html](http://www.nsi-ins.ca/pages/policy_briefs.html)

<b>Unit five</b>
------------------

**Trading away rights/ Globalization, investment and human rights**

(\*) Sands, Philippe: *Lawless World: Making and Breaking Global Rules*. London, Penguin. 2006  
**Chapter 5, Chapter 6**

<b>Unit six</b>
-----------------

**Corporate actors: human rights frameworks**

United Nations. *Report of the Special Representative of the Secretary-General on the issue of human rights and transnational corporations and other business enterprises, John Ruggie: Guiding Principles on Business and Human Rights: Implementing the United Nations "Protect, Respect and Remedy" Framework*. AC/HRC/17/31 21  
 March, 2011

<http://www.ohchr.org/documents/issues/business/A.HRC.17.31.pdf>

Alejandro Teitelbaum "Observations on the Final Report of the *Special Representative of the Secretary-General on the issue of human rights and transnational corporations and other business enterprises, John Ruggie:*" *The Jus Semper Alliance*. May. 2011 (Available on line at [www.jussemper.org](http://www.jussemper.org))

<b>Unit Seven</b>
-------------------

**Corporate actors: the ugly Canadian**

*Readings will be distributed in class*

<b>Unit Eight</b>
-------------------

**Globalization, Civil Society and Human Rights: organizing for change**

(\*) Held, David & McGrew Anthony, *Globalization and Anti-Globalization*. Cambridge, Polity Press. 2003. **Chapter 8.**

(\*) Smith, Jackie & Joe Bandy, eds. *Coalitions Across Borders: Transnational Protest and the Neoliberal Order*. Oxford, Roman and Littlefield. 2004. **Chapter 11.**

<b>Unit nine</b>
------------------

**Case 1: the human right to health. HIV/AIDS, TRIPS and GATS**

Thomas, Paul and Foster, John, *AIDS, Development and Canadian Policy: Achieving universal access by 2010*. Ottawa, The North-South Institute, 2007\ [http://www.nsi-ins.ca/pages/policy\\_briefs.html](http://www.nsi-ins.ca/pages/policy_briefs.html)

(go to this site and look for the title, which you can then download)

<b>Unit ten</b>
-----------------

**Case 2a) Battle fronts: Globalization and labour**

(\*) “Labour Rights as Human Rights in the Age of Globalization”: Chapter 6 in Tremblay, Reeta, et al. *Understanding Human Rights: Origins, Currents and Critiques*. Thomson/Nelson. 2008

(\*) Faux, Jeff, *The Global Class War*. Hoboken, Wiley. 2006 **Chapter 3**.

**Case 2b) globalization and environment**

Commonwealth Secretariat. “Human Rights and Climate Change: An approach that puts people in the forefront of the debate”. Discussion paper 5. London. Commonwealth Secretariat. 2009.

[http://www.thecommonwealth.org/document/181889/34293/227379/218539/human\\_rights\\_and\\_climate\\_change.htm](http://www.thecommonwealth.org/document/181889/34293/227379/218539/human_rights_and_climate_change.htm)

*“The Human Right to Water and Sanitation” Intervention of the Permanent Representative of the Plurinational State of Bolivia, Ambassador Pablo Solon.*

<http://pwccc.wordpress.com/2010/07/28/speech-the-human-right-to-water-and-sanitation/>

<b>Unit eleven</b>
--------------------

**Case 2c: Globalization and culture**

UNESCO. Convention on the Protection and Promotion of the Diversity of Cultural Expressions. <http://unesdoc.unesco.org/images/0014/001429/1429.19e.pdf>

**Case 2d: Globalization, culture and indigenous roots: the UN Declaration on the Rights of Indigenous Peoples and the Canadian reaction.**

United Nations General Assembly: *Declaration on the Rights of Indigenous Peoples A/Res. 61/295* [www.un.org/esa/socdev/unpfii/documents/DRIPS\\_en.pdf](http://www.un.org/esa/socdev/unpfii/documents/DRIPS_en.pdf)

[Canada's Statement of Support on the United Nations Declaration ...  
www.aadnc-aandc.gc.ca/eng/1309374239861](http://www.aadnc-aandc.gc.ca/eng/1309374239861)

Assembly of First Nations: *Implementing The United Nations Declaration on the Rights of Indigenous Peoples*. Ottawa. 2010.

<http://www.afn.ca/index.php/en/policy-areas/implementing-the-united-nations-declaration-on-the-rights-of-indigenous-peoples>

Assembly of First Nations: *Permanent Forum on Indigenous Issues – Free, prior and informed consent*. Ottawa, May, 2011.

<http://www.afn.ca/index.php/en/news-media/current-issues/permanent-forum-on-indigenous-issues-free-prior-and-informed-consent>

## Unit twelve

### Case 2e: Gender dimensions: human rights: globalization and sexual minorities

Michael O’Flaherty and John Fisher. **Sexual Orientation, Gender Identity and International Human Rights Law: Contextualising the Yogyakarta Principles** *Human Rights Law Review* (2008) 8(2): 207-248 doi:10.1093/hrlr/ngn009

<http://dx.doi.org.libproxy.uregina.ca:2048/10.1093/hrlr/ngn009>

The Hon. Michael Kirby “Homosexual Law Reform: An Ongoing Blind Spot of the Commonwealth of Nations” 16<sup>th</sup> Commonwealth Law Conferences. Hong Kong, 8 April, 2009.

[http://www.michaelkirby.com.au/images/stories/speeches/2000s/2009+/2349.Homosexual\\_Law\\_Reform\\_-\\_Hong\\_Kong\\_8\\_April\\_2009.pdf](http://www.michaelkirby.com.au/images/stories/speeches/2000s/2009+/2349.Homosexual_Law_Reform_-_Hong_Kong_8_April_2009.pdf)

### Case 2 f Sexual and reproductive rights: women in focus

(\*) Michelle Goldberg. *The Means of Reproduction. Sex, power, and the future of the world*. New York, Penguin. 2009 Introduction: The Global Battle for Reproductive Rights.

## Unit thirteen

### Case 3a: Globalization, privacy and security

Office of the Privacy Commissioner of Canada *Letter to Minister of Public Safety Vic Toews, October 26, 2011* (re Bill C-30 “lawful access”)

[http://www.priv.gc.ca/media/nr-c/2011/let\\_111027\\_e.asp](http://www.priv.gc.ca/media/nr-c/2011/let_111027_e.asp)

Office of the Privacy Commissioner of Canada. *Fundamental privacy protections and cross-border transfer of personal information: Resolution of Canada’s Privacy Commissioners and*

*Privacy Enforcement Officials on the Canada-US Perimeter Security and Economic Competitiveness Action Plan*

April 2, 2012

[http://www.priv.gc.ca/media/nr-c/2012/res\\_120402\\_e.asp](http://www.priv.gc.ca/media/nr-c/2012/res_120402_e.asp)

(Additional readings will be distributed in class)

#### **Unit fourteen**

#### **Social, economic and cultural rights and the struggle for equality: focus on Canada**

Ed Broadbent. *The Rise and Fall of Economic and Social Rights: What Next?* Ottawa, Canadian Centre for Policy Alternatives. May, 2010.

<http://www.policyalternatives.ca/publications/reports/rise-and-fall-economic-rights>

Armine Yalnizyan. *The Rise of Canada's Richest 1%*, Canadian Centre for Policy Alternatives, December 2010. (Available on-line at [www.policyalternatives.ca/authors/armine-yalnizyan](http://www.policyalternatives.ca/authors/armine-yalnizyan))

#### **Unit fifteen**

#### **Current challenges and conclusions**

(Readings will be distributed in class)

#### **Academic Regulations, Accommodations, Plagiarism, Etc.**

University rules regarding registration, withdrawal, appealing marks, and most anything else you might need to know can be found on the university's website, here:

<http://www.carleton.ca/calendars/ugrad/current/regulations/acadregsuniv.html>

#### **Requests for Academic Accommodations**

##### *For Students with Disabilities:*

Students with disabilities needing academic accommodations are required to contact a coordinator at the Paul Menton Centre to complete the necessary *letters of accommodation*. The student must then make an appointment to discuss their needs with the instructor at least two weeks prior to the first class or ITV test. This is to ensure sufficient time is available to make the necessary accommodation arrangements.

- The deadlines for contacting the Paul Menton Centre regarding accommodation for final exams for the June 2012 exam period is June 8, 2012 and for the August 2012 exam period is July 27, 2012.

*For Religious Obligations:*

Students requesting academic accommodation on the basis of religious obligation should make a formal, written request to their instructors for alternate dates and/or means of satisfying academic requirements. Such requests should be made during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist, but no later than two weeks before the compulsory event.

Accommodation is to be worked out directly and on an individual basis between the student and the instructor(s) involved. Instructors will make accommodations in a way that avoids academic disadvantage to the student.

Students or instructors who have questions or want to confirm accommodation eligibility of a religious event or practice may refer to the Equity Services website for a list of holy days and Carleton's Academic Accommodation policies, or may contact an Equity Services Advisor in the Equity Services Department for assistance.

*For Pregnancy:*

Pregnant students requiring academic accommodations are encouraged to contact an Equity Advisor in Equity Services to complete a letter of accommodation. The student must then make an appointment to discuss her needs with the instructor at least two weeks prior to the first academic event in which it is anticipated the accommodation will be required.

**Plagiarism**

Plagiarism is the passing off of someone else's work as your own and is a serious academic offence. For the details of what constitutes plagiarism, the potential penalties and the procedures refer to the section on Instructional Offences in the Undergraduate Calendar.

*What are the Penalties for Plagiarism?*

A student found to have plagiarized an assignment may be subject to one of several penalties including: expulsion; suspension from all studies at Carleton; suspension from full-time studies; and/or a reprimand; a refusal of permission to continue or to register in a specific degree program; academic probation; award of an FNS, Fail, or an ABS.

*What are the Procedures?*

All allegations of plagiarism are reported to the faculty of Dean of FASS and Management.

Documentation is prepared by instructors and/or departmental chairs.

The Dean writes to the student and the University Ombudsperson about the alleged plagiarism.

The Dean reviews the allegation. If it is not resolved at this level then it is referred to a tribunal appointed by the Senate.

**Plagiarism and cheating at the graduate level are viewed as being particularly serious and the sanctions imposed are accordingly severe.** Students are expected to familiarize themselves with and follow the Carleton University Student Academic Integrity Policy (See <http://www2.carleton.ca/sasc/advisingcentre/academic-integrity/>). The Policy is strictly enforced and is binding on all students. Plagiarism and cheating – presenting another's ideas, arguments, words or images as your own, using unauthorized material, misrepresentation, fabricating or misrepresenting research data, unauthorized co-operation or collaboration or completing work for another student – weaken the quality of the graduate degree. Academic dishonesty in any form will not be tolerated. Students who infringe the Policy may be subject to one of several penalties including: expulsion; suspension from all studies at Carleton; suspension from full-time

studies; a refusal of permission to continue or to register in a specific degree program; academic probation; or a grade of Failure in the course.

**Assistance for Students:**

Student Academic Success Centre (SASC): [www.carleton.ca/sasc](http://www.carleton.ca/sasc)

Writing Tutorial Services: [www.carleton.ca/wts](http://www.carleton.ca/wts)

Peer Assisted Study Sessions (PASS): [www.carleton.ca/sasc/peer-assisted-study-sessions](http://www.carleton.ca/sasc/peer-assisted-study-sessions)

**Important Information:**

- Students must always retain a hard copy of all work that is submitted.
  - All final grades are subject to the Dean's approval.
  - Please note that you will be able to link your CONNECT (MyCarleton) account to other non-CONNECT accounts and receive emails from us. However, for us to respond to your emails, we need to see your full name, CU ID, and the email must be written from your valid CONNECT address. Therefore, it would be easier to respond to your inquiries if you would send all email from your connect account. If you do not have or have yet to activate this account, you may wish to do so by visiting <https://portal.carleton.ca/>
-