CALEDAR COURSE DESCRIPTION

The implications of law in selected issues involving human rights, citizenship and global justice. Topics may include justification and legitimation of human rights, contemporary citizenship, struggles for global justice, recognition and democracy, and post-nationalism and global economic regulation.

Also offered as LAWS 5663, with different requirements where appropriate, for which additional credit is precluded.

COURSE DESCRIPTION

This course was compiled in the midst of a global pandemic and with significant shifts in public discourse on the operation of race, indigeneity, gender and violence, including the extensive impact of systemic racism in Anglo-American countries (and beyond). While this class alone cannot do justice to these important developments, the course design starts from a recognition of the important changes underway and that are central to discussions of human rights, citizenship and global justice. Taking the course title and thematics as summarized in the university calendar as a framework, the intention in this course is to introduce, however preliminarily but I hope suggestively, considerations of race, gender and colonial contexts that underpin (international) human rights, legality, and citizenship in the contexts of changing...
configurations linked to the ‘global’. The course presumes some familiarity in either or both international human rights and legal principles and practices of human rights in domestic legal settings. The course explores select key scholarly debates and themes around which critical investigation of transnational dimensions of human rights have unfolded. We begin with exploring some foundational work on race and coloniality shaping national and transnational modes of governance. These include the role and limits of the state as a central actor in human rights conceptualizations and enforcement, governance and operation of power in and through human rights and citizenship, knowledge production (and contestation), and concluding with an introduction to some of critical work on the epistemological moves entailed in invocations of the global in relation to human rights and citizenship.

The class will meet synchronously on Tuesdays from 8:30 for 3 hours. We will assess the efficacy of this approach after three weeks to ensure that all students are able to connect and participate. We likely use ‘Big Blue Button’ if it is accessible for all class participants. We will also use CU Learn as a platform for handing in assignments, notices, and other modes of connection (forums, chats, links to Big Blue Button).

REQUIRED TEXTS
All readings are available online through the Carleton library.

EVALUATION - Assignments
Standing in a course is determined by the course instructor subject to the approval of the Department and of the Faculty Dean. This means that grades submitted by the instructor may be subject to revision. No grades are final until they have been approved by the Department and the Dean.

Further information on these assignments will be provided in class:

1. Short commentaries on 2 readings each week (8 weeks):
   - 3 marks/week: students can start doing critical comments Sept 22

2. Short Discussion paper (4-6 pages) DUE 6 Oct. CU Learn 8:30 am

3. Leading Class discussion (must lead one class) (further instructions in-class)
   - Posing guiding questions for students to inform their reading: 3 marks
   - In class: summarizing key readings; providing questions/activities 12 marks

4. Participation:
   - 12 marks for participation in class that reflects preparation (reading) and thinking
   - 2 bonus marks for attending at least 2 office hours

5. Final paper:
   - Paper proposal (3-5 pages): DUE Nov 3, CU Learn 8:30 am
   - Revised paper proposal and paper outline OR Draft introduction and first section (5 pages)+ Bibliography: Nov 27, Midnight
LATE PENALTIES AND REQUESTS FOR EXTENSIONS
As a rule, I do not give extensions except for serious illness or emergencies. Handing in
assignments on time can be very useful habit to get into; it often leads to the best quality work,
helps avoid backlogs of work (that can feel overwhelming), and is a part of learning to manage
your time and your intellectual journal. That said, we are in unusual times, and I will consider
extensions for undocumented illness or because of care responsibilities as needed.

Requests for extensions must be sent by email (doris.buss@carleton.ca) within usual business
hours (ie 8:00 – 5:00 pm), Monday to Friday. I will not consider extension requests or last
minute assignment questions sent over the weekend.

For requests for extensions lasting less than 7 days, please complete the form at the following
link and submit it to the instructor prior to the assignment due

Extensions for longer than 7 days will normally not be granted. In those extraordinary
cases where extensions lasting longer than 7 days are granted, the student will be required to
provide additional information to justify the longer extension (up to a maximum of 14 days).

Late assignments without an extension will be marked if received within 48 hours. A penalty of
20% of the grade value will be deducted if the assignment is received within 24 hours of the due
date, or 30% if submitted within 48 hours. Assignments received after 48 hours past the due
date, will be awarded a 0.
SCHEDULE

Notable dates:

- September 7, 2020: Statutory Holiday, University Closed
- September 9, 2020: Fall Term Begins. Fall and Fall/Winter Classes Begin
- October 12, 2020: Statutory Holiday, University Closed
- October 26 – 30, 2020: Fall Break, No Classes
- December 11, 2020: Fall Term Ends
  Last Day of Fall Term Classes
  Classes follow a Monday Schedule

1. September 15 – Situating and Seeing Law and Legality

2. September 22 – Empire (of human rights?)

3. September 29 - Race, hegemony and legal form

4. October 6 –Colonialism, international law and Human rights
   * short discussion paper due

**Recommended:**

### 5. October 13 – Questions of power and constituting (state) governance

**Recommended:**

### 6. October 20: Culture (and/of) Human Rights in a Transnational Context

****October 27 READING WEEK – No class***
7. November 3 – The power of seeing and saying: Translating human rights

*Paper proposal (3 pages) due*

Dr. Christiane Wilke, guest speaker


8. November 10: Above/below, in and out: Human rights and struggle

- Balakrishnan Rajagopal. 1999. *International Law from Below: Development, Social Movements and Third World Resistance*. Chapter 1 pp. 9-2; and chapter 7: pp. 171-212;

9. November 17 – Politicization and depoliticization of Human Rights

Guest Lecture: Dr. Firoze Manji

Readings to be confirmed.


- Jessica Whyte, ‘Powerless companions or fellow travellers? Human rights and the neoliberal assault on postcolonial economic justice’ 2(2) *Radical Philosophy* 13
- Nikita Dhawan. “Homonationalism and state-phobia: The postcolonial predicament of queering modernities” in Maria Amelia Viteri and Manuela Lavinas Picq, eds., *Queering Paradigms V; Queering narratives of modernity* Peter Lang (available academia.edu)
11. December 01 – Globalization and Citizenship

- Saskia Sassen. 2006. Territory, Authority, Rights: From Medieval to Global Assemblages. Princeton University press, chapter 1:

12. December 08 – make up class

ACADEMIC ACCOMMODATIONS

You may need special arrangements to meet your academic obligations during the term. For an accommodation request the processes are as follows: [https://carleton.ca/equity/wp-content/uploads/Student-Guide-to-Academic-Accommodation.pdf](https://carleton.ca/equity/wp-content/uploads/Student-Guide-to-Academic-Accommodation.pdf)

**Pregnancy obligation**

Please contact me with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. For more details, visit the Department of Equity and Inclusive Communities (EIC): [https://carleton.ca/equity/](https://carleton.ca/equity/)

**Religious obligation**

Write to me with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. For more details, visit the Department of Equity and Inclusive Communities (EIC): [https://carleton.ca/equity/](https://carleton.ca/equity/)

**Academic Accommodations for Students with Disabilities**

If you have a documented disability requiring academic accommodations in this course, please contact The Paul Menton Centre (PMC) at 613-520-6608 or [pmc@carleton.ca](mailto:pmc@carleton.ca) for a formal evaluation. If you are already registered with the PMC, contact your PMC coordinator to send me your Letter of Accommodation at the beginning of the term, and no later than two weeks before the first in-class scheduled test or exam requiring accommodation (if applicable). After requesting accommodation from PMC, meet with me as soon as possible to ensure accommodation arrangements are made. Please consult the PMC Website for their deadline to request accommodations for the formally-scheduled exam (if applicable) [https://carleton.ca/pmc](https://carleton.ca/pmc)

**Plagiarism**

Plagiarism is presenting, whether intentional or not, the ideas, expression of ideas or work of others as one’s own. Plagiarism includes reproducing or paraphrasing portions of someone else's published or unpublished material, regardless of the source, and presenting these as one’s own without proper citation or reference to the original source. Examples of sources from which the ideas, expressions of ideas or works of others may be drawn from include but are not
limited to: books, articles, papers, literary compositions and phrases, performance compositions, chemical compounds, art works, laboratory reports, research results, calculations and the results of calculations, diagrams, constructions, computer reports, computer code/software, and material on the Internet. Plagiarism is a serious offence. More information on the University’s Academic Integrity Policy can be found at: https://carleton.ca/registrar/academic-integrity/

**Survivors of Sexual Violence**
As a community, Carleton University is committed to maintaining a positive learning, working and living environment where sexual violence will not be tolerated, and survivors are supported through academic accommodations as per Carleton's Sexual Violence Policy. For more information about the services available at the university and to obtain information about sexual violence and/or support, visit: https://carleton.ca/studentsupport/svpolicy/

**Accommodation for Student Activities**
Carleton University recognizes the substantial benefits, both to the individual student and for the university, that result from a student participating in activities beyond the classroom experience. Reasonable accommodation must be provided to students who compete or perform at the national or international level. Please contact your instructor with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. https://carleton.ca/senate/wp-content/uploads/Accommodation-for-Student-Activities-1.pdf

For more information on academic accommodation, please contact the departmental administrator or visit: https://students.carleton.ca/services/accommodation/

**Department Policy**
The Department of Law and Legal Studies operates in association with certain policies and procedures. Please review these documents to ensure that your practices meet our Department’s expectations: https://carleton.ca/law/current-students/