**PHIL2103 Philosophy of Human Rights**

Term: 2022 Fall

Meetings: Monday and Wednesday 8:35 am-9:55 am Richcraft Hall 2200

Instructor: Timothy Grainger

Office: TBA

Office hours: Online by Appointment (in person TBD)

Email: timothygrainger@cmail.carleton.ca (**Write ‘PHIL 2103’ in the subject line.)**

**Course description**

This course examines patterns of ethical argument that have been used to support or oppose human rights. After taking an initial look at the nature of moral argument and good ethical judgment, we shall see how they have weighed heavily not only in favour of the classical liberal rights to liberty and political participation, but also against the initial restriction of these protections to propertied European males. In addition to exposing *inconsistent* application of rights in this way, moral argument and ethical judgment have also shown the earliest lists of human rights to be *incomplete.* As illustrations we will examine debates over “second-generation” social welfare rights and more recent debates over “third-generation” rights such as the right to development, and women’s rights. This course will provide students with the tools to critically analyze and discuss human rights (and perhaps rights in general) as well as engaging with modern rights case studies through a philosophical lens.

**Evaluation**

The Grading for this course will be broken down into three main components: two test and a final exam. The tests will be written online through brightspace from home and during normal class time. The final take home will be an essay question to be handed in at the end of the examination period. There is also a small participation mark for in class assignments. In order to get the full 5% for these you simply need to complete 5 of the 8 assignments randomly given during class time throughout the course to incentivize coming to class. There could be a possible make up assignment at end of term for those who could not make classes for legitimate reasons.

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| Due | Assignment | Weight |  |
| Periodically | ***In Class Group Assignments*** | 5 |  |
| Oct 5th | ***Test # 1 (online from home during class time)*** | 25 |  |
| Nov 21st | ***Test # 2 (online from home during class time)*** | 25 |  |
| Dec 22nd | ***Take-home final*** (maximum 3000 words) | 45 |  |

**Readings and Schedule**

In an attempt to reduce the ongoing costs of this class for students, there is no course pack or required books to purchase. Instead, all readings will be available through the Carleton University Library Website, or otherwise online.   
  
In addition to the readings posted in the syllabus there will be short news articles/documents posted on birghtspace one week prior to every class to provide supporting material for in class discussion.

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| Week 1 |  | September 7th Introduction Universal Declaration of Human Rights <http://www.un.org/en/documents/udhr/> |
| Week 2 | September 12th What are Rights? [**Henry Shue on Basic Rights: A Defense**](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_proquest_miscellaneous_904454188&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&search_scope=NewDiscoveryNetwork&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2CHenry%20Shue%20basic%20rights&offset=0)  Kiper, Jordan | September 13th Positive and Negative Rights[Positive rights, negative rights and health care](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_proquest_miscellaneous_815547494&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&search_scope=NewDiscoveryNetwork&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2Cpositive%20negative%20rights&mode=basic) Bradley, Andrew  [**Humanist and Political Perspectives on Human Rights**](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_proquest_miscellaneous_907926548&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&search_scope=NewDiscoveryNetwork&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2CHumanist%20and%20Political%20Perspectives%20on%20Human%20Rights%20Pablo%20Gilabert&offset=0)  Gilabert, Pablo |
| Week  3 | September 19th Normative Foundations Section 2 of the History of Utilitarianism  <https://plato.stanford.edu/entries/utilitarianism-history/> | September 18th Normative Foundations[Defending human dignity and human rights](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_proquest_journals_2563673365&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&search_scope=NewDiscoveryNetwork&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2CPablo%20Gilabert&offset=0) Gilabert, Pablo |
| Week 4 | September 26thLiberalism John Rawls (Stanford Encyclopedia of Philosohpy) Section 4.  <https://plato.stanford.edu/entries/rawls/#JusFaiJusWitLibSoc> | September 29th[Human rights without foundations?](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_walterdegruyter_books_10_1515_9783110263886_61&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&search_scope=NewDiscoveryNetwork&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2CHuman%20rights%20without%20foundations%3F&offset=0) Schaber, Peter; Heilinger, Jan-Christoph ; Ernst, Gerhard |
| Week 5 | October 3rd Review Day 1 | October 5th  Test #1 – Taken online from home |
| Week 6 | October 10th How Far Do Rights Go?[Minimalism About Human Rights: The Most We Can Hope For?](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_proquest_miscellaneous_60699966&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&search_scope=NewDiscoveryNetwork&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2CMinimalism%20About%20Human%20Rights%3A%20The%20Most%20We%20Can%20Hope%20For%3F*%20Joshua%20Cohen&offset=0) Cohen, Joshua | October 12th Indivisibility of Rights[Rethinking Indivisibility: Towards a Theory of Supporting Relations between Human Rights](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_proquest_miscellaneous_59843872&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&search_scope=NewDiscoveryNetwork&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2CRethinking%20Indivisibility%3A%20Towards%20A%20Theory%20of%20Supporting%20Relations%20between%20Human%20Rights%20James%20W%20Nickel&offset=0) Nickel, James W [The Importance of Linkage Arguments for the Theory and Practice of Human Rights: A Response to James Nickel](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_proquest_miscellaneous_817610839&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&search_scope=NewDiscoveryNetwork&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2CPablo%20Gilabert&offset=30) Gilabert, Pablo |
| Week 7 | October 17th Human rights and the Natural world[Who Loves Mosquitoes? Care Ethics, Theory of Obligation and Endangered Species](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_proquest_miscellaneous_1864541931&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&search_scope=NewDiscoveryNetwork&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2CWho%20Loves%20Mosquitoes%3F%20Care%20Ethics%2C%20Theory%20of%20Obligation%20and%20Endangered%20Species%20Eleni%20Panagiotarakou1&offset=0) Panagiotarakou, Eleni | October 19th Species and Climate[Human rights in a hostile climate](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_cambridge_corebooks_9780511758553_xml_CBO9780511758553A024&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&search_scope=NewDiscoveryNetwork&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2CHuman%20rights%20in%20a%20hostile%20climate%20Stephen%20M.%20Gardiner) Gardiner, Stephen M ['The Bible' of the animal movement: Peter Singer and animal liberation, 1970-1976](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_crossref_primary_10_1080_14490854_2016_1202372&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2Cpeter%20singer%2CAND&query=any%2Ccontains%2CAnimal%20rights%2CAND&mode=advanced&pfilter=rtype%2Cexact%2Carticles%2CAND&offset=0) Villanueva, Gonzalo |
| Week 8 | October 24th Fall Break! | October 26th Fall Break! |
| Week 9 | October 31st Indigenous Human Rights  Aboriginal Rights Are Not Human Rights Peter Kulchysk  (available via Google & Research Gate, not on the Carleton Website) | November 2nd Human Rights and Power [Reflections on Human Rights and Power](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_oup_oso_oso_9780198713258_chapter_23&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&search_scope=NewDiscoveryNetwork&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2CReflections%20on%20Human%20Rights%20and%20Power&mode=basic) Gilabert, Pablo |
| Week 10 | November 7th Are Human Rights irrelevant in Developing Countries?[The African Context of Human Rights](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_proquest_miscellaneous_61147408&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&search_scope=NewDiscoveryNetwork&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2CAke%20human%20rights&offset=0) Ake, Claude | November 9th The right to development[Human Rights, Democracy, and Development](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_proquest_miscellaneous_61449959&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&search_scope=NewDiscoveryNetwork&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2CDonnelly%20human%20rights%20development&offset=0) Donnelly, Jack  Supplementary:  [Routledge Handbook of Development Ethics](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_informaworld_taylorfrancisbooks_9781315626796&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&search_scope=NewDiscoveryNetwork&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2Ckoggel%20rights&offset=0)  Jay Drydyk ; Lori Keleher |
| Week 11 | November 14th Human rights and Global Feminism[Imagining new dialogues about human rights: The implications of Charles Taylor’s theory of recognition for global feminism](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_crossref_primary_10_1177_1755088214522740&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2CCharles%20Taylor%20human%20rights) Mookherjee, Monica | November 16th  Review Class #2 |
| Week 12 | November 21st Test #2 (Taken from Home-Online During Class Time) | November 23rd Social and Political Rights[A HUMAN RIGHT AGAINST SOCIAL DEPRIVATION](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_proquest_journals_1318850813&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&search_scope=NewDiscoveryNetwork&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2CA%20HUMAN%20RIGHT%20AGAINST%20SOCIAL%20DEPRIVATION%20By%20Kimberley%20Brownlee&offset=0) Brownlee, Kimberley |
| Week 13  Week  14 | November 25 Housing and Shelter as a Human Right[Public Housing in New Orleans Post Katrina: The Struggle for Housing as a Human Right](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_proquest_wirefeeds_902099277&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&search_scope=NewDiscoveryNetwork&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2CHousing%20as%20a%20Human%20right&offset=10) Finger, Davida December 2nd *How (And why) to Write a Philosophy Paper* | November *27th* Rights of Future Generations [On Future Generations' Future Rights](https://ocul-crl.primo.exlibrisgroup.com/discovery/fulldisplay?docid=cdi_proquest_miscellaneous_60020344&context=PC&vid=01OCUL_CRL:CRL_DEFAULT&lang=en&adaptor=Primo%20Central&tab=OCULDiscoveryNetworkNew&query=any%2Ccontains%2Crights%20of%20future%20generations&mode=basic&offset=10) Gosseries, Axel December 4th ***Conclusions & Final Review*** |
| The End | December 22**Take-home final due 11:55 p.m. (Brightspace)** |  |

**Assignments:**

Please follow your professor’s instructions on how assignments will be handled electronically.  There will be NO hard copies placed in the essay box this coming year.

**Evaluation:**

Standing in a course is determined by the course instructor subject to the approval 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 Dean.

**Deferrals for Term Work:**

If students are unable to complete term work because of illness or other circumstances beyond their control, they should contact their course instructor no later than *three working days* of the due date.  Normally, any deferred term work will be completed by the last day of the term.  Term work cannot be deferred by the Registrar.

**Deferrals for Final Exams:**

Students are expected to be available for the duration of a course including the examination period.  Occasionally, students encounter circumstances beyond their control where they may not be able to write a final examination or submit a take-home examination. Examples of this would be a serious illness or the death of a family member.  If you miss a final examination and/or fail to submit a take-home examination by the due date, you may apply for a deferral no later than *three working days* after the original due date (as per the University Regulations in [Section 4.3 of the Undergraduate Calendar](https://calendar.carleton.ca/undergrad/regulations/academicregulationsoftheuniversity/examinations/#deferred-final-exams)). Visit the [Registrar’s Office](https://carleton.ca/registrar/special-requests/) for further information.

**Plagiarism:**

It is the responsibility of each student to understand the meaning of ‘plagiarism’ as defined in the Undergraduate or Graduate Calendars, and to avoid both committing plagiarism and aiding or abetting plagiarism by other students.  ([Section 10.1 of the Undergraduate Calendar Academic Regulations](https://calendar.carleton.ca/undergrad/regulations/academicregulationsoftheuniversity/academic-integrity-and-offenses-of-conduct/#academic-integrity-policy))

**Academic Accommodation:**

You may need special arrangements to meet your academic obligations during the term:

* *Pregnancy or religious obligation*: write to your professor 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 [EDC](https://carleton.ca/edc/teachingresources/administrative-pedagogy/academic-accommodations/) website.
* *Academic accommodations for students with disabilities:* The [Paul Menton Centre](https://carleton.ca/pmc/) for Students with Disabilities (PMC) provides services to students with Learning Disabilities (LD), psychiatric/mental health disabilities, Attention Deficit Hyperactivity Disorder (ADHD), Autism Spectrum Disorders (ASD), chronic medical conditions, and impairments in mobility, hearing, and vision. If you have a disability requiring academic accommodations in this course, please contact 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 your Letter of Accommodation at the beginning of the term, and no later than two weeks before the first in-class test or exam requiring accommodation.  After requesting accommodation from PMC, meet with your professor to ensure accommodation arrangements are made.
* *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 where survivors are supported through academic accommodations as per [Carleton’s Sexual Violence Policy](https://carleton.ca/sexual-violence-support/).
* *Accommodation for* [*Student Activities*](https://carleton.ca/senate/wp-content/uploads/Accommodation-for-Student-Activities-1.pdf)*:*  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.

**Important Dates:**

 Sept. 7 Classes start.

Sept. 20 Last day for registration and course changes for fall term and fall/winter (two-term) courses.

Sept. 30 Last day for entire fee adjustment when withdrawing from fall term or two-term courses. Withdrawals after this date will result in a permanent notation of WDN on the official transcript.

Oct. 10 Statutory holiday. University closed.

Oct. 24-28 Fall Break – no classes.

Nov. 25 Last day for summative tests or examinations, or formative tests or examinations totaling more than 15% of the final grade, before the official examination period.

Dec. 9 Last day of fall term classes. ***Classes follow a Monday schedule***. Last day for academic withdrawal from fall term courses. Last day for handing in term work and the last day that can be specified by a course instructor as a due date for term work for a fall term course.

Dec. 10-22 Final examinations for fall term courses and mid-term examinations in two-term courses. Examinations are normally held all seven days of the week.

Dec. 22 All take-home examinations are due.

 Jan. 9 Classes begin.

Jan. 20 Last day for registration and course changes in the winter term.

Jan. 31 Last day for a full fee adjustment when withdrawing from winter term courses or from the winter portion of two-term courses. Withdrawals after this date will result in a permanent notation of WDN on the official transcript.

Feb. 20 Statutory holiday. University closed.

Feb. 20-24 Winter Break – no classes.

Mar. 29 Last day for summative tests or examinations, or formative tests or examinations totaling more than 15% of the final grade, in winter term or fall/winter courses before the official examination period.

Apr. 7 Statutory holiday.  University closed.

Apr. 12 Last day of two-term and winter term classes. ***Classes follow a Friday schedule.*** Last day for academic withdrawal from fall/winter and winter courses. Last day for handing in term work and the last day that can be specified by a course instructor as a due date for two-term and for winter term courses.

Apr. 13-14 No classes or examinations take place.

Apr. 15-27 Final examinations for winter term and two-term courses. Examinations are normally held all seven days of the week.

Apr. 27 All take-home examinations are due.

**Addresses:**

 Department of Philosophy:

[www.carleton.ca/philosophy](http://www.carleton.ca/philosophy)

520-2110

Registrar’s Office:

[www.carleton.ca/registrar](http://www.carleton.ca/registrar)

520-3500

Academic Advising Centre:

[www.carleton.ca/academicadvising](http://www.carleton.ca/academicadvising)

520-7850

Writing Services:

<http://www.carleton.ca/csas/writing-services/>

520-3822

MacOdrum Library

<http://www.library.carleton.ca/>

520-2735