



# International Covenant on Economic, Social and Cultural Rights

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16 DECEMBER 1966



# Economic Social And Cultural Rights

**Mary Dowell-Jones**



## **Economic Social And Cultural Rights:**

**The International Covenant on Economic, Social and Cultural Rights** Ben Saul, David Kinley, Jaqueline Mowbray, 2014-03-06 Economic social and cultural rights are finally coming of age This book brings together all essential documents materials and case law relating to the International Covenant on Economic Social and Cultural Rights ICESCR one of the most important human rights instruments in international law and its Optional Protocol This book presents extracts from primary materials alongside critical commentary and analysis placing the documents in their wider context and situating economic social and cultural rights within the broader human rights framework There is increasing interest internationally regionally and in domestic legal systems in the protection of economic social and cultural rights The Optional Protocol of 2008 allows for individual communications to be made to the UN Committee on Economic Social and Cultural Rights after its entry into force in 2013 At the regional level socio economic rights are well embedded in human rights systems in Europe Africa and the Americas At the national level constitutions and courts have increasingly regarded socio economic rights as justiciable narrowing the traditional divide with civil and political rights This book contextualises these developments in the context of the ICESCR It provides detailed analysis of the ICESCR structured around its articles drawing on national as well as international case law and materials and containing all of the key primary materials in its extensive appendices This book is indispensable for the judiciary human rights practitioners government legal advisers and agencies national human rights institutions international organisations regional human rights bodies NGOs and human rights activists academics and students alike

**Economic, Social, and Cultural Rights** Asbjørn Eide, Catarina Krause, Allan Rosas, 1995  
THE RIGHT TO HOUSING **Economic, Social and Cultural Rights** Asbjørn Eide, Catarina Krause, Allan Rosas, 2001-06-01 The first edition of this text was a textbook on internationally recognized economic social and cultural rights While focusing on this category of rights it also analyzed their relationships to other human rights civil and political in particular This revised edition updates the information

*Economic, Social and Cultural Rights* Manisuli Ssenyonjo, 2017-05-15 Economic Social and Cultural Rights is a collection of seminal papers examining legal conceptual and practical questions regarding the international legal protection of economic social and cultural rights The volume discusses what human rights obligations economic social and cultural rights entail for states and non state actors the nature and scope of substantive economic social and cultural rights such as education health work water enjoyment of the benefits of scientific progress and cultural rights as well as the justiciability of these rights at an international level and at the national level The paramount importance of such questions is illustrated among other things by the catastrophic situation of economic social and cultural rights as human rights in developing and developed states The volume is divided into three main parts which focus on human rights obligations for states and non state actors arising from treaties protecting economic social and cultural rights analysis of selected substantive rights and finally the justiciability of economic social and cultural rights in

various contexts such as within the United Nations Europe Inter American and African systems as well as within the domestic system      *Core Obligations* Audrey R. Chapman, Sage Russell, 2002 2 History and Norms      **Economic, Social, and Cultural Rights** Scott Leckie, Anne Gallagher, 2011-06-03 In response to a growing global awareness of human poverty and the increasing potential of human rights law as a tool that can be used by the poor to achieve their basic rights the international body of law policy and relevant standards on economic social and cultural rights has expanded markedly in recent years Economic Social and Cultural Rights A Legal Resource Guide provides for the first time a comprehensive consolidated source of most major international agreements recognizing economic social and cultural rights Readers interested in workers rights trade union rights the right to an adequate standard of living the right to housing the right to food the right to health the right to education and the right to culture will find this book a vital source of information on the exact legal sources definitions and enforcement possibilities associated with these rights The guide contains key treaties declarations general comments interpretive texts and charters Economic Social and Cultural Rights A Legal Resource Guide is an indispensable reference work for all those working in the field of international human rights law Lawyers researchers governmental civil servants ministerial officials NGO staff United Nations and other international officials aid agencies community based organizations students and others will find this consolidated source of materials on economic social and cultural rights a useful addition to any reference library Economic Social and Cultural Rights A Legal Resource Guide is organized in an easy to use format and is accessible to both lawyers and nonlawyers The inclusion of legal policy and explanatory standards on economic social and cultural rights will enable the reader to know not only the law on these rights but the actual meaning accorded these rights under the law      Economic, Social and Cultural Rights in International Law Manisuli Ssenyonjo, 2020 Since the first edition published in 2009 there have been several important developments including the entry into force of the Optional Protocol to the International Covenant on Economic Social and Cultural Rights on individual communications and significant developments in the case law on economic social and cultural ESC rights The second edition addresses these developments and explores ESC rights from foundational issues to substantive rights and systems of protection It has been fully updated to include new material and up to date coverage of the case law of human rights bodies and national courts on ESC rights In addition to the rights to health education and work covered in the first edition the second edition analyses new developments such as trade union rights the right to an adequate standard of living the right to social security and the right to take part in cultural life It also considers the relationship of the International Covenant on Economic Social and Cultural Rights ICESCR to other areas of international law admissibility under the Optional Protocol to the ICESCR regional protection of ESC rights more examples of the domestic protection of ESC rights the protection of ESC rights of vulnerable groups and contemporary challenges to ESC rights including poverty armed conflicts and terrorism      *The UN Committee on Economic, Social and Cultural Rights* Marco Odello, Francesco Seatzu, 2020-07-24

The book concerns the study and analysis of the UN Committee on Economic Social and Cultural Rights from an international legal perspective taking into consideration the adoption of the 2008 Optional Protocol to the International Covenant on Economic Social and Cultural Rights ICESCR The volume provides a detailed account of the structure and functioning of the Committee on Economic Social and Cultural Rights in the light of its jurisprudence through a study of the Committee's procedures and practices periodic reports and general comments including taking into account the Optional Protocol for individual complaint procedure The book considers the possible implications of the work of this Committee on other UN Committees such as the Human Rights Committee and the UN Committee on the Rights of the Child as well as considering the repercussions of its work on the international protection of fundamental rights such as the right to education to health and adequate food The UN Committee on Economic Social and Cultural Rights will be of particular interest to academics and students of International and Human Rights law

**Economic, Social, and Cultural Rights** Eibe H. Riedel, Gilles Giacca, Christophe Golay, 2014-03 Economic social and cultural rights are protected by an international covenant recently amended by the optional protocol which allows individuals to bring rights violations before a UN committee This book addresses how successfully these rights are implemented and safeguarded worldwide assessing the key challenges to their protection

**Economic, Social and Cultural Rights in International Law** Manisuli Ssenyonjo, 2016-10-06 Since the first edition published in 2009 there have been several important treaty developments including the entry into force of the Optional Protocol to the International Covenant on Economic Social and Cultural Rights ICESCR on individual communications and significant developments in the case law on economic social and cultural ESC rights The second edition addresses these developments and explores ESC rights from foundational issues to substantive rights and systems of protection It has been fully updated to include new material and up to date coverage of the case law of human rights bodies and national courts on ESC rights In addition to the rights to health education and work covered in the first edition the second edition analyses new developments such as the rights to adequate food water and sanitation adequate housing social security and cultural rights It also considers several contemporary issues including the extraterritorial human rights obligations of states in the area of economic social and cultural rights non state actors relationship of the ICESCR to other areas of international law the Optional Protocol to the ICESCR regional protection of ESC rights more examples of the domestic protection of ESC rights the protection of ESC rights of vulnerable groups contemporary challenges to ESC rights including poverty corruption armed conflicts and terrorism It concludes by exploring the possible establishment of a World Court of Human Rights

**The Protection of Economic, Social and Cultural Rights in Africa** Danwood Mzikenge Chirwa, Lilian Chenwi, 2016-10-20 This book critically examines models of domestic regional and international judicial protection of economic cultural and social rights in Africa

**The Relationship between Economic, Social and Cultural Rights and International Humanitarian Law** Amrei Müller, 2013-05-15 In The Relationship between Economic Social and

Cultural Rights and International Humanitarian Law Amrei M ller offers a detailed analysis of the legal consequences of the parallel application of economic social and cultural ESC rights and international humanitarian law IHL to non international armed conflicts With a focus on health related issues the book covers important topics like the scope of limitations to and derogations from ESC rights questions related to the integration of the right to health in military target decisions states obligations to mitigate the adverse public health impact of armed conflicts and obligations relating to the provision of humanitarian assistance It moves the discussion about the parallel application of IHL and human rights to a new level highlighting its potential to enhance the protection of people affected by armed conflicts but also the difficulties involved

*Taking Economic, Social and Cultural Rights Seriously in International Criminal Law* Evelyne Schmid,2015-04-02 Evelyne Schmid demonstrates how violations of economic social and cultural rights can overlap with international crimes

**Economic, Social, and Cultural Rights in International Law** Eibe Riedel,Gilles Giacca,Christophe Golay,2014-03-14 Recent years have seen a remarkable expansion in the scale and importance of economic social and cultural rights ESC rights culminating in the adoption of the Optional Protocol to the International Covenant on Economic Social and Cultural Rights in December 2008 The Protocol gives individuals and groups the ability to bring complaints about rights violations before the UN Committee on Economic Social and Cultural Rights Against this background this book focuses on the question of how fundamental socio economic human rights enshrined in international law are defined interpreted understood and implemented It assesses how effective efforts to realize ESC rights have been and investigates the contemporary challenges obstructing their protection It sets out the impact of the global financial crisis and austerity measures the human rights responsibilities of corporations and trends in the justiciability of those rights at the national and international level The interrelationship between ESC rights and other legal regimes such as trade and investment law environmental law international criminal law and international humanitarian law is also thoroughly examined After an introduction by the editors the book contains seventeen chapters looking at the main questions which shape the progressive realization of ESC rights and their monitoring mechanisms The authors of the chapters both scholars and practitioners adopt interdisciplinary approaches that move beyond traditional analyses of ESC rights In doing so they clarify and illuminate multiple aspects of the law by bringing together the different aspects of ESC rights restating the challenges they face and assessing the progress that has been made in expanding their adoption

**Economic, Social and Cultural Rights in Action** Mashood A. Baderin,Robert McCorquodale,2007 The protection of economic social and cultural rights is vital for everyone no matter where they live This volume sets out some of the important legal issues about these rights including who has obligations when they apply and how they are relevant to contemporary concerns such as trade and democracy

*International Covenant on Economic, Social and Cultural Rights; Report of the Committee on Economic, Social and Cultural Rights on Its First Session* United Nations. Economic and Social Council,1987

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Beddard, Dilys M. Hill, 2016-07-27 This book explores two main themes First the claim that these welfare education health and equality can be accorded the status of rights Second and relatedly the issue of whether they are justiciable that is can they be the subject of adjudication and enforcement through traditional legal mechanisms This book provides a timely and wide ranging exploration of these topical and controversial issues Contextualising The International Covenant On Economic, Social And Cultural Rights Mary Dowell-Jones, 2004 This work studies the economic foundations of the international covenant on economic social and cultural rights It is argued that legal principles alone cannot fully actualise this instrument only sustained inter disciplinary elaboration of its guarantees can give this instrument full effect *The International Covenant on Economic, Social and Cultural Rights* David Kinley (Conférencier en droit), Jacqueline Mowbray, 2014 *The African Human Rights System* Vincent O. Nmehielle, 2021-09-13 This volume is a comprehensive treatment of the African human rights system in terms of the laws practice and institutions of the system The volume discusses analyzes and evaluates normative instruments of the African system the Charter of the Organization of the African Unity OAU and the African Charter on Human and Peoples Rights presenting article by article analysis of its provisions and those of the Protocol on the Establishment of the African Court on Human and Peoples Rights Similarly the OAU now the African Union the African Commission on Human and Peoples Rights and the proposed African Court on Human Rights as institutions of the system are discussed The book emphasizes a comparative approach and presents a summary of the UN the European and the Inter American human rights mechanisms with regard to their impact on the African system The role of NGOs in the African system is also considered as well as the controversial issue of human rights in pre colonial and colonial Africa

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