

NOMOS  
XXXIX

# ETHNICITY AND GROUP RIGHTS

Edited by

Ian Shapiro &

Will Kymlicka

# Ethnicity And Group Rights Nomos Xxxix

**Jacob T. Levy**



## **Ethnicity And Group Rights Nomos Xxxix:**

**Ethnicity and Group Rights** Ian Shapiro, Will Kymlicka, 1997 Invoking numerous case studies and addressing the issue of ethnicity from a range of perspectives Ethnicity and Group Rights seeks to answer these questions *Human Rights, Minority Rights, Women's Rights* International Association for Philosophy of Law and Social Philosophy. World Congress, 2001 Partial proceedings of the 19th World Congress IVR New York 1999 **Multiculturalism without Culture** Anne Phillips, 2009-02-17 Public opinion in recent years has soured on multiculturalism due in large part to fears of radical Islam In *Multiculturalism without Culture* Anne Phillips contends that critics misrepresent culture as the explanation of everything individuals from minority and non Western groups do She puts forward a defense of multiculturalism that dispenses with notions of culture instead placing individuals themselves at its core Multiculturalism has been blamed for encouraging the oppression of women forced marriages female genital cutting school girls wearing the hijab Many critics opportunistically deploy gender equality to justify the retreat from multiculturalism hijacking the equality agenda to perpetuate cultural stereotypes Phillips informs her argument with the feminist insistence on recognizing women as agents and defends her position using an unusually broad range of literature including political theory philosophy feminist theory law and anthropology She argues that critics and proponents alike exaggerate the unity distinctness and intractability of cultures thereby encouraging a perception of men and women as dupes constrained by cultural dictates Opponents of multiculturalism may think the argument against accommodating cultural difference is over and won but they are wrong Phillips believes multiculturalism still has an important role to play in achieving greater social equality In this book she offers a new way of addressing dilemmas of justice and equality in multiethnic multicultural societies intervening at this critical moment when so many Western countries are poised to abandon multiculturalism **Inclusions and Exclusions in European Societies** Martin Kohli, Alison Woodward, 2004-01-14 European social development over the last century has been characterized by an increasing inclusiveness of people into the ever larger collectives of the nation state the European Union and categories of welfare entitlement Yet recent empirical data suggests that income gaps are growing and that within the physical borders of Europe there is a greater cultural and ethnic heterogeneity than ever before Effectively many of the processes of inclusion are accompanied by exclusion and the creation of new borders identities and rights *Inclusions and Exclusions in European Societies* features eminent contributors from across Europe addressing the problems of inclusion and exclusion as they affect European societies today Amongst the topics addressed are to what extent classical theory provides useful ways of reframing European societies which inequalities in work and welfare persist today and in what ways they have been transformed in processes of European integration how considerations of new identities and the pressure of globalisation affect the forms of inclusion and exclusion in Europe This book constitutes a unique stock taking of many of the central issues in European social integration or disintegration today **Multiculturalism in Asia** Will Kymlicka, Baogang He, 2005 Using

both case studies and thematic essays this volume examines the pre colonial traditions colonial legacies and post colonial ideologies that influence contemporary debates on multiculturalism in the region It explores the areas of convergence and divergence between these different perspectives and the extent to which they provide viable frameworks for managing ethnic and religious diversity in the region BOOK JACKET Are South Africans Free? Lawrence Hamilton,2014-04-10 Despite South Africa s successful transition to democracy and lauded constitution political freedom for the majority of South Africans remains elusive The poor and unemployed majority are poorly represented and lack power and thus freedom Under these conditions the freedom of the privileged minority is also seriously impaired due to the costs of maintaining their relative security and well being Lawrence Hamilton is an internationally known political theorist who has spent ten years teaching in South African universities In this unique book he brings ideas political and philosophical to the fore to understand a contemporary political conundrum He outlines the persistent unresolved problems characterizing contemporary South Africa poverty and quality of life statistics that are appalling for a middle income country levels of inequality that make South Africa one of the most unequal places in the world skewed economic and political representation that reproduces elites rather than generating opportunities for all and an electoral system that implements the idea of proportional representation so literally that it undermines meaningful representation Are South Africans Free aims not only to explain the current state of South Africa but to provide positive new directions and suggestions for institutional change Hamilton argues that freedom as power in South Africa does not depend on good will charity or duty and it goes beyond the complete realization of the political and civil liberties currently safeguarded in its constitution Such change will depend on courageous leadership active citizenship new forms of representation and a macroeconomic policy that offers radical redistribution of actual and potential wealth

*Groups and Group Rights* Christine T. Sistare,Larry May,Leslie Francis,2001 In matters such as affirmative action or home schooling rights of ethnic and other minority groups often come into conflict with those of society in a culturally diverse population such as ours But before considering the dilemmas posed by these issues we must first ask such basic but important questions as what group rights are and how they intersect with the principles of democracy This new collection brings together some of today s leading thinkers from the cutting edge of these debates taking in a broad range of issues confronting philosophers sociologists and political scientists Contributors such as Carl Wellman Carol Gould and Rex Martin examine the nature of groups and the conflict between group rights and democracy and also consider case studies depicting current issues in cultural ethnic and religious rights The first section on the nature of groups examines some of the perplexing alternatives in the formulation of a theory of group rights These articles investigate the kinds of rights minorities might claim and ask when groups can be held responsible for the acts of some of their members The second section addresses the treatment of groups in a democracy and the precarious balance between indifference toward minorities and capitulation to their demands Here the contributors examine five principles for the sensitive treatment of minority and

disadvantaged groups in a democratic society A final section explores specific conflicts between subgroup and societal claims through case studies dealing with affirmative action religious practice and the education of children and the land rights of indigenous peoples By drawing on the legal and political dilemmas related to these cases the authors confront issues of core versus peripheral interests of individual member versus subgroup rights and of the possibilities for social openness raised in the preceding sections Written from varied perspectives *Groups and Group Rights* offers stimulating reading for both students and professionals as it takes on some of the most pressing dilemmas confronting our society

### **How Groups**

**Matter** Gideon Calder, Magali Bessone, Federico Zuolo, 2014-04-11 When groups feature in political philosophy it is usually in one of three contexts the redressing of past or current injustices suffered by ethnic or cultural minorities the nature and scope of group rights and questions around how institutions are supposed to treat a certain specific identity cultural ethnic group What is missing from these debates is a comprehensive analysis of groups as both agents and objects of social policies While this has been subject to much scrutiny by sociologists and social psychologists it has received less attention from a normative and philosophical point of view This volume asks what problems are posed to political philosophy by a collection of individuals who act or are treated in a collective way Focusing not only on ways in which institutions should treat groups but also on the normative implications of considering groups as possible social agents when acting either in vertical relations with the state or in horizontal relations with other groups or individuals this book explores these issues from both theoretical and practical perspectives Contributors address both the nature of political and social philosophy itself and the ways in which specific issues affirmative action race religion and places of worship the rights of states have become political and social priorities

### **Citizenship and Education in Liberal-Democratic Societies**

Kevin McDonough, Walter Feinberg, 2003-08-28 The essays in this volume address the educational issues which arise when national sub national and supra national identities compete How can we determine the limits of parental educational rights when the concern of liberalism to protect and promote children s autonomy conflicts with the desire to maintain communal integrity Given the advances made by the forces of globalization can the liberal democratic state morally justify its traditional purpose of forging a cohesive national identity Or has increasing globalization rendered this educational aim obsolete and morally corrupt Should liberal education instead seek to foster a sense of global citizenship even if doing so would suppress patriotic identification In addressing these and many other questions the volume examines the theoretical and practical issues at stake between nationalists multiculturalists and cosmopolitans in the field of education The fifteen essays plus an introductory essay by the editors provide a genuine productive dialogue between political and legal philosophers and educational theorists

*Sub-State Nationalism* Helen Catt, Michael Murphy, 2003-09-02 A major feature of the political development of Western democracies is the growth of indigenous ethnic and national groups striving for political self determination This book analyses the institutional responses individual governments have made to these demands *Sub State Nationalism* provides a

much needed categorization and genuinely comparative analysis of the political voice gained by sub state national groups in multinational democratic communities The book includes international case studies drawn from Canada New Zealand Australia and the USA It covers the empirical question of what voice these groups have and how its institutions are structured and the analytical question of how such knowledge contributes to our theoretical understanding of the politics of group rights and representation

**Justice, Legitimacy, and Self-Determination** Allen Buchanan, 2003-08-21 This book articulates a systematic vision of an international legal system grounded in the commitment to justice for all persons It provides a probing exploration of the moral issues involved in disputes about secession ethno national conflict the right of self determination of peoples human rights and the legitimacy of the international legal system itself Buchanan advances vigorous criticisms of the central dogmas of international relations and international law arguing that the international legal system should make justice not simply peace among states a primary goal and rejecting the view that it is permissible for a state to conduct its foreign policies exclusively according to what is in the the national interest He also shows that the only alternatives are not rigid adherence to existing international law or lawless chaos in which the world s one superpower pursues its own interests without constraints This book not only criticizes the existing international legal order but also offers morally defensible and practicable principles for reforming it Justice Legitimacy and Self Determination will find a broad readership in political science international law and political philosophy Oxford Political Theory presents the best new work in political theory It is intended to be broad in scope including original contributions to political philosophy and also work in applied political theory The series contains works of outstanding quality with no restrictions as to approach or subject matter Series Editors Will Kymlicka David Miller and Alan Ryan

*The Limits of Liberal Multiculturalism* A. Vitikainen, 2015-07-07 The Limits of Liberal Multiculturalism provides a timely analysis of some of the weaknesses as well as the successes of the liberal multicultural project It also takes a step forward by developing a pluralist individual centred approach to allocating minority rights in practice

**Self-Determination and Collective Responsibility in the Secessionist Struggle** Costas Laoutides, 2016-03-03 The often violent emergence of new independent states following the end of the Cold War generated discussion about the normative grounds of territorial separatism A number of opposing approaches surfaced debating whether and under which circumstances there is a right for a community to secede from its host country Overwhelmingly these studies placed emphasis on the right to secession and neglected the moral stance of secessionist movements as agents in international relations In this book Costas Laoutides explores the collective moral agency involved in secessionist struggles offering a theoretical model for the collective responsibility of secessionist groups Case studies on the Kurds and the people of Moldova Transdniestria illustrate the author s theoretical arguments as he seeks to establish how although the principle of self determination was envisaged as a means of gradually bestowing political power upon the people it never managed to realize its full potential because it was interpreted strictly within a framework of exclusionary politics of identity

Equitable Access to Human Biological Resources in Developing Countries Roger Scarlin Chennells, 2015-07-17 The main question explored by the book is How can cross border access to human genetic resources such as blood or DNA samples be governed in such a way as to achieve equity for vulnerable populations in developing countries The book situates the field of genomic and genetic research within global health and research frameworks describing the concerns that have been raised about the potential unfairness in exchanges during recent decades Access to and sharing in the benefits of human biological resources are aspects not regulated by any international legal framework such as the Convention on Biological Diversity which applies only to the exchange of plants animals and microorganisms as well as to associated traditional knowledge Examples of genetic research perceived as exploitative are provided in order to illustrate the legal vacuum concerning the global governance of human genetic resources The main conclusions drawn from the legal and ethical analysis are Benefit sharing is crucial in order to avoid the exploitation of developing countries in human genetic research With functioning research ethics committees undue inducement is less of a concern in genetic research than in other areas of medical research e g clinical trials Concerns remain over research involving indigenous populations accordingly recommendations are provided In drawing these conclusions the book addresses in detail a highly pressing topic in global bioethics and international law In this regard it combines bioethical arguments with jurisprudence in particular with reference to the law of equity and the legal concepts of duress coercion unconscionable dealing and undue inducement **Legal Symbolism** Jiří Přibáň, 2016-04-22 Jir Prib n s book contributes to the field of systems theory of law in the context of European legal and political integration and constitution making It puts recent European legislative efforts and policies especially the EU enlargement process in the context of legal theory and philosophy Furthermore the author shows that the system of positive law has a symbolic meaning reflecting how it also contributes to the semantics of political identity democratic power and moral values as well as the complex relations between law politics and morality **The Liberal Archipelago** Chandran Kukathas, 2003-06-05 In his major new work Chandran Kukathas offers for the first time a book length treatment of this controversial and influential theory of minority rights The work is a defence of a form of liberalism and multiculturalism The general question it tries to answer is what is the principled basis of a free society marked by cultural diversity and group loyalties More particularly it explains whether such a society requires political institutions which recognize minorities howfar it should tolerate such minorities when their ways differ from those of the mainstream community to what extent political institutions should address injustices suffered by minorities at the hands of the wider society and also at the hands of the powerful within their own communities what role if any the state should play in the shaping of a society s national identity and what fundamental values should guide our reflections on these matters Its main contention is that a free society is an open society whose fundamental principle is the principle of freedom of association A society is free to the extent that it is prepared to tolerate in its midst associations which differ or dissent from its standards or practices An implication of these

principles is that political society is also no more than one among other associations its basis is the willingness of its members to continue to associate under the terms which define it While it is an association of associations it is not the only such association it does not subsume all other associations The principles of a free society describe not a hierarchy of superior and subordinate authorities but an archipelago of competing and overlapping jurisdictions The idea of a liberal archipelago is defended as one which supplies us with a better metaphor of the free society than do older notions such as the body politic or the ship of state This work presents a challenge and an alternative to other contemporary liberal theories of multiculturalism

*Liberalism and its Practice* Dan Avnon, Avner De-Shalit, 2012-10-12 Liberalism and its Practice brings together leading authorities who provide an excellent insight into the meaning and practice of liberalism This book explores current debates surrounding liberalism at the end of the twentieth century and what it has to offer in practice Its focus is two of liberalism's greatest emerging challenges multiculturalism and states struggling with the transition to democracy It considers the significant tensions that these pressures bring to liberal frameworks and asks what the viable alternatives are

Universal Ethics Göran Bexell, Dan-Erik Andersson, 2021-08-04 Questions on universal ethics are of utmost importance for peaceful relations between nations cultures and religions Are there common values or are all morals just expressions for various political economic or religious interests In this book scholars from different academic fields and with various views discuss questions that in different ways concern both the possibilities and risks of universal or common ethics The book is divided into five parts philosophical and ethical perspectives human rights perspectives universal ethics and religion globalization and global governance universal ethics and Nordic values Scholars from such fields as philosophy ethics human rights history political science sociology and theology are represented All of the authors are active researchers at Scandinavian universities This collection of articles is directed to professionals in various disciplines but can also serve as an introduction to the subject of universal ethics

**Multicultural Governance in a Mobile World** Anna Triandafyllidou, 2018-06-30 Reveals Virginia Woolf's interest in Christianity its ideas and cultural artefacts

**The Multiculturalism of Fear** Jacob T. Levy, 2000-08-17 This vital new liberal account of multiculturalism combines an analysis of the policy dilemmas faced by multiethnic states around the world with a philosophical consideration of multiculturalism and nationalism Jacob T Levy boldly argues that liberalism should not be centrally concerned with either preserving or transcending cultural communities practices and identities Rather he contends that liberalism should focus on mitigating evils such as inter ethnic civil wars and state violence against ethnic minorities In order for this multiculturalism of fear to be grounded in the realities of ethnic politics and conflict it must take seriously the importance people place on their ethnic identities and cultural practices without falling into a celebration of cultural belonging Levy applies his approach to a variety of policy problems including the regulation of sexist practices inside cultural communities secession and national self determination land rights and customary law and draws on cases from such diverse states as Australia Canada Israel India



South Africa and the United States

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the musical opened on broadway in the walter kerr theatre on march 9 2017 first preview april 3rd 2017

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