THE UN SPECIAL RAPPORTEUR REPORT

AUGUST 2012



Report Of The Special Rapporteur

Rosina Ehmann

Report Of The Special Rapporteur:

Report of the Special Rapporteur on Violence Against Women, Its Causes and Consequences, Yakin Ertürk, 2004 This report analyzes the impact of conflict and occupation on Palestinian women in the Occupied Palestinian Territory Report of the Special Rapporteur on the Situation of Human Rights Defenders on His Mission to Azerbaijan United Nations. General Report of the Special Rapporteur on the Sale of Children, Child Prostitution and Child Assembly, 2017 **Pornography, Juan Miguel Petit**, 2005 Focuses on the demand factor in the commercial sexual exploitation of children Report of the Special Rapporteur for Follow-up on Concluding Observations of the Human Rights Committee (107th Session, 11-28 March 2013). United Nations. Human Rights Committee, 2013 The following report sets out the information received by the Special Rapporteur for follow up on concluding observations between the 106th and 107th sessions pursuant to the Human Rights Committee's rules of procedure and the analyses and decisions adopted by the Committee during its 107th session All the available information concerning the follow up proedure used by the Committee since it eighty seventh session held in July 2006 is outlined in the table appended to this report Report of the Special Rapporteur on the Situation of Human Rights in the Islamic Republic of Iran United Nations. General Assembly, 2012 Report of the Special Rapporteur on the Independence of Judges and Lawyers, Leandro Despouy, 2003 The first report to be submitted to the Commission on Human Rights by Leandro Despoy Special Rapporteur on the Independence of Judges and Lawyers appointed on 14 Aug 2003 summarizes the activities carried out by the previous and current Special Rapporteurs in 2003 explains the Special Rapporteur's view of his mission and his working methods and presents substantive topics and issues that he will present in future reports Report of the Special Rapporteur on the Promotion and Protection of the Right to Freedom of Opinion and Expression, Frank La Rue Frank La Rue, 2010 In this report Frank La Rue provides detailed summaries of his letters and appeals to government officials in 84 countries regarding instances of alleged violations of freedom of speech freedom of the press and other rights The author also provides summaries of governments responses when they exist The author's communications were sent from 1 January 2009 to 19 March 2010 Governments replies were received from 16 May 2009 to 14 May 2010 Cases are organized by country The United Nations Convention Against Torture and Its Optional Protocol Manfred Nowak, Moritz Birk, Giuliana Monina, 2019 This second edition of The United Nations Convention Against Torture A Commentary provides an updated analysis of all substantive organizational and procedural provisions of the Convention and its Optional Protocol ensuring that the volume continues to serve as a comprehensive guide for researchers and practitioners alike The Abolition of the Death Penalty in International **Law** William Schabas, 2002-09-05 This is the 2002 third edition of William A Schabas s highly praised study of the abolition of the death penalty in international law Extensively revised to take account of developments in the field since publication of the second edition in 1997 the book details the progress of the international community away from the use of capital punishment

discussing in detail the abolition of the death penalty within the United Nations human rights system international humanitarian law European human rights law and Inter American human rights law New chapters in the third edition address capital punishment in African human rights law and in international criminal law An extensive list of appendices contains many of the essential documents for the study of capital punishment in international law The Abolition of the Death Penalty in International Law is introduced with a Foreword by Judge Gilbert Guillaume President of the International Court of The Accountability of Armed Groups under Human Rights Law Katharine Fortin, Foreword by Andrew Clapham, 2017-08-11 Today the majority of the armed conflicts around the world are fought between States and armed groups rather than between States This changed conflict landscape creates an imperative to clarify the obligations of armed groups under international law While it is generally accepted that armed groups are bound by international humanitarian law the question of whether they are also bound by human rights law is controversial This book brings significant new understanding to the question of whether and when armed groups might be bound by human rights law Its conclusions will benefit international law academics legal practitioners and political scientists and anthropologists working on issues related to rebel governance and civil wars This book addresses the debate on this topic by employing a theoretical historical and comparative analysis that spans international humanitarian law international criminal law and international human rights law Embedding these different perspectives in public international law this book brings several key points of clarification to the legal framework Firstly the book draws upon social science literature on armed conflict to present a new viewpoint on the role that human rights law plays vis vis international humanitarian law in non international armed conflicts Secondly the book sheds light on the circumstances in which armed groups acquire obligations under human rights law It brings illumination to these topics by combining historical and comparative research on belligerency insurgency and international humanitarian law with a theoretical analysis of legal personality under international law In the final part of the book the author tests the four most utilised theories of how armed groups are bound by human rights law examining whether armed groups can be bound by virtue of i treaty law ii control of territory iii international criminal law and iv customary international law In the book s conclusions the author presents final remarks that are designed to provide concrete guidance on how the issue of armed groups and human rights law can be dealt with more thoroughly in practice *Torture and Its* Definition In International Law Professor Metin Basoğlu, 2017-08-15 This book presents an interdisciplinary approach to definition of torture by bringing together behavioral science and international law perspectives on torture It is a collaborative effort by a group of prominent scholars of behavioral sciences international law human rights and public health with internationally recognized expertise and authority in their field It represents a first ever attempt to explore the scientific basis of legal understanding of torture and inform international law on various definitional issues by proposing a sound theory and empirical evidence based psychological formulation of torture Drawing on scientific evidence from the editor s 30

years of systematic research on torture it proposes a learning theory formulation of torture based on the concept of helplessness under the control of others and offers an assessment methodology that can reduce the element of subjectivity in legal judgments in individual cases It also demonstrates how this formulation can help understand the nature and severity of ill treatments in different contexts such as domestic violence and adverse conditions of penal confinement Through a learning theory analysis of enhanced interrogation techniques it demonstrates not only why these techniques constitute torture but also how they help us understand the contextual defining characteristic of torture in general The proposed formulation implies a broader concept of torture than previously understood provides scientific and moral justification for the evolving trends in international law towards a broader coverage of ill treatments in contexts beyond official custody and points to new directions of expansion of the concept With a focus on the concepts of shame and humiliation and their evolutionary origin the book explains why inhuman or degrading treatments can cause as much pain or suffering as physical torture Although treatment issues are not covered the book sheds light on potentially effective treatment approaches by offering important Human Rights Law in Africa, Volume 3 (1998) Christof Heyns, 2021-11-01 insights into psychology of torture towards a Right to Land: The Committee on Economic, Social and Cultural Rights' Treatment of Land Rights as Human Rights Lucy Claridge, Jérémie Gilbert, Sally Holt, Rebecca Marlin, Rajiv Jebodh, 2015-10-29 In many countries land rights and security of tenure constitute the basis for access to food livelihoods housing and development for a large percentage of the population Without access to land many people find themselves in a situation of great economic insecurity Access redistribution and guarantee of land rights are also crucial issues in post conflict situations where old grievances need to be addressed and the risk of planting new seeds of conflict avoided However socially just and inclusive land rights can play a catalytic role in economic growth development and poverty alleviation Land is in many cases necessary for the realization of other economic social and cultural rights Throughout the last few years the UN Committee on Economic Social and Cultural Rights CESCR has adopted a number of statements highlighting the need to respect land rights explicitly referencing them in relation to other areas such as housing forced evictions food water health and cultural life Nevertheless despite the focus on land rights from CESCR and other UN human rights institutions there is still no clear and comprehensive statement on the fundamental importance and the content of the right to land At present land rights are still viewed as part of the realization of other fundamental rights such as the right to food or the right to water It is now time for the right to land to be recognized by governments as a stand alone human rights issue To support such an effort this report provides a synthesis of the already substantial guidance on human rights and land issues elaborated by the CESCR and other UN bodies focusing on thematic issues such as water health and housing that have been identified as related to and impacting on land rights as well as those groups requiring special attentions such as minorities indigenous peoples women children IDPs and refugees Research Handbook on the Institutions of Global Migration Governance Antoine

Pécoud, Hélène Thiollet, 2023-07-01 Drawing together the work of leading researchers from various disciplines and backgrounds this illuminating Research Handbook contributes to a revitalised understanding of migration governance It introduces novel debates regarding how actors and institutions shape significant migration dynamics Prisoners of the International Community Denis Abels, 2012-09-11 Little has been written about the legal position and conditions of detention of persons detained by international criminal tribunals particularly as regards their internal legal position their rights and duties inside the remand facility The primary purpose of this book is to set out the law governing the detention of persons detained under the tribunals jurisdiction The book provides a detailed account of this area of international criminal law It sets out the applicable law including the law s underlying principles and focuses on a number of specific procedural and substantive legal issues As to procedural issues it examines the available complaints and disciplinary procedures as well as procedures applicable to the designation of States for the enforcement of the tribunals sentences In respect of substantive law it examines the detainees right to contact with the outside world including contact with their relatives with their lawyers and with the media The book will be an extremely useful guidance for practitioners in applying the law and principles of the tribunals detention law particularly because it is the first monograph written on the topic **Economic and Social Rights** and the Maintenance of International Peace and Security Claire Breen, 2017-06-14 This text comprises cutting edge research on one of the greatest global challenges the failure to address systematic economic and social exclusion and attendant violations of economic and social rights ESR as a driver of conflict The text explores what the UN s obligation to maintain international peace and security can mean when it is informed by the requirement to protect and promote ESR rights that play a crucial role in maintaining international peace and security but which are often overlooked The book considers the extent to which Security Council mandated peace operations have been informed by human rights and efforts to promote economic and social development The approach is to analyse the extent to which the Security Council has interacted with the General Assembly the Economic and Social Council as well as other Charter based mechanisms such as the Human Rights Council and its predecessor with particular reference to the role of the Special Procedure Mechanisms The role of the UN High Commissioner for Human Rights is also considered In this way the text shows that the connection between peace and security and human rights is well recognised by these organs In addition the text considers States ESR obligations stemming from the extraterritorial application of such rights in the context of peace operations Given that States obligations stemming from ESR have often been neglected the book examines how such provision could be improved using ESR grounded plans reflecting the rights to health food water education work and life The text concludes with a call to reimagine what international peace and security can look like when it is informed by the need to recognise the emergence of post conflict legal obligations based on broader concepts of international peace and security that draw from ESR This text will appeal to legal scholars policy advisors members of the military those working in the area of development NGOs and

final year undergraduate and or postgraduate students working in the areas of international law political science and international relations and associated fields of research Minority Rights in the Pacific Region Joshua Castellino, David Keane, 2009 Countries in the Pacific face unique challenges of survival and progress in establishing themselves and participating fully in international society Their geographic isolation from the rest of global society is compounded by complex layers of often competing national and indigenous identities among their populations built through wave upon wave of migration This has created rich diversity competing regimes and real challenges in terms of state building ethnic identity social policy cohesion and development in post colonial settings The issues studied here would be of interest to scholars from a range of different disciplines such as Law Politics Sociology and Anthropology By examining the theory and practice of minority rights law in states such as Fiji and Papua New Guinea alongside their more familiar neighbours Australia and New Zealand this book makes a unique contribution in a region often ignored in the literature The Human Right to Water Inga Winkler, 2014-08-14 The United Nations General Assembly and the Human Rights Council recognised the human right to water in 2010 This formal recognition has put the issue high on the international agenda but by itself leaves many questions unanswered This book addresses this gap and clarifies the legal status and meaning of the right to water through a detailed analysis of its legal foundations legal nature normative content and corresponding State obligations The human right to water has wide ranging implications for the distribution of water Examining these implications requires putting the right to water into the broader context of different water uses and analysing the linkages and competition with other human rights that depend on water for their realisation Water allocation is a highly political issue reflecting societal power relations with current priorities often benefitting the well off and powerful Human rights in contrast require prioritising the most basic needs of all people The human right to water has the potential to address these underlying structural causes of the lack of access to water rooted in inequalities and poverty by empowering people to hold the State accountable to live up to its Counter-Terrorism Ana María human rights obligations and to demand that their basic needs are met with priority Salinas de Frías, Katja Samuel, Nigel White, 2012-01-19 The responses of governments and international institutions to terrorism raise some of the most controversial issues of the twenty first century In particular attempts to balance the desire to achieve security with the safeguarding of human rights and other aspects of the rule of law have proved to be highly contentious This book is unique not only in terms of its multinational multidisciplinary nature but also due to its truly comprehensive approach It reviews and examines the interrelationship between the four principal elements of the international rule of law framework international human rights humanitarian criminal and refugee asylum law within in which counter terrorism responses should occur It focuses primarily on some of the most pressing emerging and or under researched issues and tensions These include policy choices associated with meeting security imperatives the tensions between the criminal justice or preventive approach to counter terrorism and the military approach the identification of

lacunae within existing legal frameworks and tensions between executive judicial and legislative responses These matters are examined at the national regional and international levels The book addresses a wide spectrum of issues including analysis of key legal principles emergency and executive measures radicalization governmental and institutional impunity classification administration and treatment of battlefield detainees the use of lethal force forms of and treatment in detention non refoulement diplomatic assurances interrogation versus torture extraordinary rendition discrimination justice and reparations for victims of terrorist attacks and security responses mis use of military courts commissions and immigration tribunals judicial and institutional developed and emerging rule of law norms on terrorism non judicial oversight by means of democratic accountability and the identification and analysis of best practices including inter regional judicial and other forms of cooperation and developed practices for the handling and use of sensitive information Drawing together an impressive spectrum of legal and non legal national and institutional practitioner policy and academic expertise this book is an essential and comprehensive reference work on counter terrorism policy practice and law making Politicization of Human Rights Elvira Domínguez-Redondo, 2020-06-01 In Defense of Politicization of Human Rights The UN Special Procedures constitutes the first comprehensive study of the United Nations Special Procedures covering their history methods of work institutional status relationship with other politically driven organs and processes affecting their development Special Procedures have existed since 1967 nearly as long as United Nations Treaty Bodies but have received only fragmented analysis normally focused on a few thematic mandates until the creation of the Human Rights Council in 2006 In seeking to debunk commonly held views about the role of politics in human rights at international level In Defense of Politicization of Human Rights constitutes the first comprehensive study of the United Nations Special Procedures as a system covering their history methods of work institutional status relationship with other politically driven organs and processes affecting their development The perspective chosen to analyze the human rights mechanisms most vulnerable to political decisions determining their creation renewal and operationalization casts a new light on the extent to which these remain the cornerstone of global accountability in protecting the inherent dignity and worth of individuals as well as groups International human rights mechanisms efficiency is normally linked to the work of independent experts keen to push the boundaries of accountability against recalcitrant States determined to defend their sovereignty As a corollary progress in this field is associated to the creation and maintenance of political free spaces Another common presumption is a belief in a differentiated North versus South approach to the promotion and protection of human rights that find common ground within the prevalent human rights discourses repeated by governmental and non governmental actors Through the lenses of the United Nations Special Procedures In Defense of Politicization of Human Rights challenges these and other presumptions informing doctrinal studies policies and strategies to advance international human rights Because of the Special Procedures growing salience and impact in the world of international human rights this book is likely to become required reading for any

student or practitioner of international human rights

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