

SAIS-Johns Hopkins University  
Southeast Asia Studies Program

## **Democracy and Human Rights in Asia**

Thursdays, 2:15-4:30pm, Rome 206

Spring 2009

<http://www.sais-jhu.edu/faculty/welsh/democracy-spring2009/index.html>

Final Syllabus distributed late January

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Office Hours: Wednesdays 9:30-12:30pm or by appointment.

### **I. Overview:**

This course is designed to introduce students to democracy and human rights in Asia through comparative analysis. We begin by examining definitions of democracy and a broad overview of democracy in Asia. Building on this foundation, we examine a variety of components of democratic governance, elections and citizenship. We will then move to an in-depth study of human rights, focusing on civil liberties, political, social, economic rights, the rights of specific communities – children, women, homosexuals and indigenous communities – and contemporary challenges facing human rights and human rights advocacy. Throughout we compare the experiences in different countries in the region, from Vietnam and China to India and Indonesia. The course draws from experiences throughout Asia and aims to provide both insight into the challenges of democratization Asia as well as a broader understanding of democracy and human rights.

This course does not presume any background in Asia, democratization or human rights, although background in one of these areas is recommended. The course is limited to eighteen students to facilitate effective discussion of the issues and sharing of advocacy reports.

**II. Course Texts/Materials** There are two sets of readings in this course, required and recommended. Students will be expected to read all the required reading. Students are encouraged to read the recommended reading for a deeper understanding of issues, but will not be tested on this material in the course. All the required course reading is either in the required texts or on reserve (as hard copies) in the SAIS Library. All material on reserve is listed by title. The recommended reading should be available in the Library stacks. Additional optional reading material is available on the course website.

#### **Required for Purchase:**

Jack Donnelly. *Universal Human Rights in Theory and Practice*, (2<sup>nd</sup> ed.) (Ithaca: Cornell University Press, 2003)

Roland Rich. *Pacific Asia in Quest of Democracy*. (Boulder, Co: Lynne Reinner Publishers, 2007)

Henry Steiner and Philip Alston. *International Human Rights in Context: Law, Politics and Morals*. 2nd Edition. (New York: Oxford University Press, 2000)

Aravind Adiga. *The White Tiger*. (New York: Press Press, 2008)

Recommended for Purchase:

Larry Diamond. *The Spirit of Democracy: The Struggle to Build Free Societies Throughout the World* (New York: Times Books, 2008).

Jack Donnelly. *International Human Rights*. (New York: Cambridge University Press, 2006)

Randall Peerenboom, Carole J. Petersen and Albert H.Y. Chen. *Human Rights in Asia: A Comparative Legal Study of Twelve Asian Jurisdictions, France and the USA*. (New York: Routledge, 2006)

Julie Peters and Andrea Wolper (eds.) *Women's Rights Human Rights: International Feminist Perspectives*. (New York: Routledge, 1995)

Samantha Power and Graham Allison (eds.) *Realizing Human Rights: Moving from Inspiration to Impact*. (NY: St. Martin's Press, 2000).

Alan T. Wood. *Asian Democracy in World History*. (New York: Routledge, 2004)

**III. Course Requirements**

a) Class Attendance & Participation (10% of total grade) Students are expected to read all the required reading before class to participate in discussion. Please note that more than *two class absences* will significantly lower a student's final grade and a number of classes will have a long session of an additional half an hour. These longer classes are marked with an “\*”.

b) Democracy Brief (20% of total grade) (4-6 pages) Students are asked to write a personal assessment of the quality of democracy in a country in Asia. This brief is due Friday, February 27<sup>th</sup> via email by midnight.

c) Book Review/Film Review (10% of total grade) (3-5 pages) Students are asked to review a film/book in the class that addresses democratic freedom and human rights. This assignment is due Friday, March 13<sup>th</sup> via email by midnight.

d) Policy Advocacy Presentation (10% of total grade): Students are asked to make a brief (no longer than 10 minutes) presentation of their policy advocate report and answer questions from students for 10 minutes. Student reports will be circulated for peer review. Please note that the class presentations will be conducted over two or three sessions depending on the size of the class. Presentations are scheduled for Friday, April 17<sup>th</sup>.

e) Policy Advocacy Report (45% of total grade): Students are asked to write a 10-12 page policy advocacy report, that reviews the contemporary human rights challenges of a specific country in Asia. Students are asked to analyze the scope of problems and

government policy, propose solutions to resolve this problem and should consult with the professor on the top before the middle of March. Reports will be discussed in class and copies will be made available *one day* before class on the course website. Advocacy reports will be graded on the substance of the paper, the research thoroughness, viability of the recommendations and the accessibility and persuasive presentation of the material. Students must email a copy on their draft versions to the professor. Students will submit three drafts of the report, with the final one graded. The first draft of the report is due April 1<sup>st</sup>, the second April 16<sup>th</sup> and the final paper April 30<sup>th</sup>.

f) Policy Advocacy Report Feedback (5% of total grade): Students are asked to provide written and/or oral feedback on their fellow student's contribution. This feedback must be provided during or immediately after (within one day) the contribution presentations and must be submitted via the professor for review. Feedback sheets are due Monday, April 20<sup>th</sup>

#### **IV. Class Schedule and Reading Assignments**

##### Part I: Introduction & Democracy in Asia

#### **Week 1 (January 22<sup>nd</sup>) What is Democracy? What is Democratization?**

##### Required Reading:

David Collier and Steven Levitsky. 1997. "Democracy with Adjectives: Conceptual Innovation in Comparative Research," *World Politics* 49/3 (April): 430-451.

Dietrich Rueschemeyer, 2004. "Addressing Inequality." *Journal of Democracy*. 15/4: 76-90.

Thomas Carothers, 1994. "Democracy and Human Rights: Policy Allies or Rivals?" *The Washington Quarterly*, (Summer), pp. 109-120.

Thomas Carothers. 2002. "The End of the Transition Paradigm," *Journal of Democracy* 13/1: 5-21.

Roland Rich. 2007. *Pacific Asia in Quest of Democracy*. (Boulder, Co: Lynne Rienner Publishers), Chapter 1.

Edward D. Mansfield and Jack Snyder. 2007. "The Sequencing 'Fallacy'," *Journal of Democracy*, 18/3 (July), pp. 5-9.

Larry Diamond. 2008. "The Democratic Rollback. The Resurgence of the Predatory State," *Foreign Affairs*. March/April

<http://www.foreignaffairs.org/20080301faessay87204/larry-diamond/the-democratic-rollback.html>

##### Recommended Reading:

Richard Rose. 1991. "Comparing Forms of Comparative Politics," *Political Studies*, 39/3: 446-62.

Arend Lijphart. 1999. *Patterns of Democracy: Government Forms and Performance in Thirty-Six Countries*. (New Haven: Yale University Press)

Juan Linz and Alfred Stepan. 1996. *Problems of Democratic Transition and Consolidation: Southern Europe, South America and Post-Communist Europe*. (Baltimore: Johns Hopkins University Press)

Guillermo O'Donnell, et al. 1986. *Transitions from Authoritarian Rule: Tentative Conclusions about Uncertain Democracies*. (Baltimore: Johns Hopkins University Press)

Guillermo O'Donnell, Jorge Vargas Cullell, and Osvaldo M. Iazzetta (eds.) 2004. *The Quality of Democracy: Theory and Applications*. (Notre Dame: University of Notre Dame Press)

## **\*Week 2 (January 29<sup>th</sup>) Patterns of Democracy/Authoritarianism in Asia**

### Required Reading:

Larry Diamond. *The Spirit of Democracy: The Struggle to Build Free Societies Throughout the World* (New York: Times Books, 2008), Chapters 4-6, 10

Roland Rich. *Pacific Asia in Quest of Democracy*. (Boulder, Co: Lynne Rienner Publishers, 2007), Chapters 2-6, 9.

Shinichi Ichimura and James W. Morley. "The Varieties of Asia-Pacific Experience," in James W. Morley (ed.) *Driven by Growth: Political Change in the Asia-Pacific Region*. (New York: M.E. Sharpe, 1999), pp. 3-34.

William Case. *Politics in Southeast Asia: Democracy or Less*. (London: Curzon Press, 2002), pp. 1-29.

Fareed Zakaria. *The Future of Freedom: Illiberal Democracy at Home and Abroad*, (N.Y.: W.W. Norton and Co., 2003), pp. 13-27, 89-118.

Benjamin Reilly. "Democratization and Electoral Reform in the Asia-Pacific Region – Is there an "Asian Model" of Democracy?" *Comparative Political Studies*. 40(11) (2007): 1350-1371.

### Recommended Reading:

Alan T. Wood. *Asian Democracy in World History*. (New York: Routledge, 2004)

Clark D. Neher and Ross Marlay. *Democracy and Development in Southeast Asia: The Winds of Change*, (Boulder, Co.: Westview Press, 1996)

Marc Plattner and Larry Diamond (eds.). *Democracy in Asia*. (Baltimore: Johns Hopkins University Press, 1996)

Ayesha Jalal. *Democracy and Authoritarianism in South Asia: A Comparative and Historical Perspective*. (New York: Cambridge University Press, 1995).

Harold Crouch and James Morley. "The Dynamics of Political Change," James W. Morley (ed.) *Driven by Growth: Political Change in the Asia-Pacific Region*. (New York: M.E. Sharpe, 1993), pp. 313-354.

Benjamin Reilly. "Political Engineering in the Asia-Pacific," *Journal of Democracy*, 18/1 (January 2007): 58-72.

### **\*Week 3 (February 5<sup>th</sup>) Recent Transitions in Asia & the Contemporary Landscape**

#### Required Reading:

Samuel Huntington. "Democracy's Third Wave," in Larry Diamond and Marc Plattner (eds.), *The Global Resurgence of Democracy*. (Baltimore: Johns Hopkins University Press, 2001).

David Jones. "Democratization, Civil Society and Illiberal Middle Class Culture in Pacific Asia," *Comparative Politics*, 30/2 (January, 1998)

Yu-tzung Chang, Yun-han Chu and Chong-Min Park. "Authoritarian Nostalgia in Asia," *Journal of Democracy*, 18/2 (July 2007), pp. 66-80.

Peter DeSouza, S. Palshikar and Y Yadav. "Surveying South Asia," *Journal of Democracy*. 19/3 (October 2008): 128-148.

#### Read Three of the Following Country Reports:

Freedom House. *Countries at the Crossroads 2006*. Reports on Cambodia, East Timor, Indonesia, Malaysia, Nepal, Pakistan, Sri Lanka or Vietnam. (NY: Freedom House) <http://www.freedomhouse.org/template.cfm?page=140&edition=7&ccrpage=31>

Freedom House. *Countries at the Crossroads 2007*. Reports on China, Philippines, Laos, Bangladesh or Thailand.  
<http://www.freedomhouse.org/template.cfm?page=140&edition=8>

#### Read Two of the Following Articles:

Ronald Bruce St. John. "Democracy in Cambodia One Decade, \$5 Billion Later: What Went Wrong?." *Contemporary Southeast Asia*, 27/3 (2005): 406-28.

Clifton Sherill. "Promoting Democracy: Results of Democratization Efforts in the Philippines." *Asian Affairs*. (Winter 2006) 32/4: 211-230.

Thitinan Pongsudhirak. "Thailand Since the Coup," *Journal of Democracy*, 19/4 (October 2008)

Paul Hutchcroft. "The Arroyo Imbroglia in the Philippines," *Journal of Democracy*, 19/1 (January 2008)

#### Read Three of the Following Articles:

Larry Goodson. "Pakistan After Musharraf: The 2008 Elections," *Journal of Democracy*, 19/4 (October 2008).

Sumit Ganguly. "Pakistan After Musharraf: The Burden of History," *Journal of Democracy*, 19/4 (October 2008).

Sumit Ganguly. "India's Unlikely Democracy: Six Decades of Independence," *Journal of Democracy*, 18/2 (April 2007), pp. 30-41.

International Crisis Group. *Bangladesh: Elections and Beyond*. Asia Briefing N. 84 11 December, 2008.

International Crisis Group. *Nepal's Election: A Peaceful Revolution?* Asia Report N. 155 3 July, 2008.

#### Read Two of the Following Articles:

Minxin Pei. "How Will China Democratize?" *Journal of Democracy*, 18/2 (July 2007), pp. 53-57.

Ming Sing. "Hong Kong's Democrats Hold Their Own," *Journal of Democracy* 20/1 (January 2009)

Yang Jianli. "China: From Prison to Freedom," *Journal of Democracy*, 19/2 (April 2008)

Kai He and Huiyan Feng. "A Path to Democracy: In Search of China's Democratization Model." *Asian Perspective*. 32/3 (2008): 139-169

Hahm Chaibong. "South Korea's Miraculous Democracy". *Journal of Democracy* 19 (3) (July 2008): 128-142.

Recommended Reading:

Muthiah Alagappa (ed.). *Political Legitimacy in Southeast Asia: The Quest for Moral Authority* (Stanford, Ca: Stanford University Press, 1995)

Chin Kin Wah & Singh, Daljit (eds.). *Southeast Asian Affairs 2006*. (Singapore: ISEAS, 2006)

Jayant Lele and Fahimul Quadir (eds.). *Democracy and Civil Society in Asia: Democratic Transitions and Social Movements in Asia*. (New York: Palgrave Macmillan, 2004)

Muthiah Alagappa (ed.). *Civil Society And Political Change In Asia: Expanding And Contracting Democratic Space*. (Stanford, Ca: Stanford University Press, 2004)

**\*Week 4 (February 12<sup>th</sup>) Citizenship, Representation & Elections**

**\*\*\*\*Democracy in Asia Lunch Movie Wednesday February 11<sup>th</sup>, 12-2:10pm\*\*\*\***

Required Reading:

Chu Yun-han, Larry Diamond, Andrew Nathan, & Doh Chull Shin. *How East Asians View Democracy*. (New York: Columbia University Press, 2008). Selections.

G. Bingham Powell. Jr. "The Quality of Democracy: The Chain of Responsiveness," *Journal of Democracy*, 15/4 (2004): 91-104

Jørgen Elklit and Palle Svensson. "The Rise of Election Monitoring: What Makes Elections Free and Fair?" *Journal of Democracy* 8/2 (April 1997): 32-46.

National Democratic Institute. *Making Every Vote Count: Domestic Election Monitoring in Asia*. (Washington, DC: National Democratic Institute for International Affairs, 1996) Entire.

Daniel Calingaert. "Election Rigging and How to Fight it." *Journal of Democracy*. Vol 17/3 (July 2006).

Russell Dalton, Doh C. Shin and Willy Jou. "Understanding Democracy: Data from Unlikely Places," *Journal of Democracy*, 18/4 (October 2007), pp. 142-156

G. Bingham Powell. *Elections as Instruments of Democracy: Majoritarian and Proportional Visions*. (New Haven: Yale University Press, 2000), Chapters 6 & 7

Recommended Reading:

Larry Diamond and Raymond H. Meyers (eds.). *Elections and Democracy in Greater China*. (New York: Oxford University Press, 2001).

G. Bingham Powell. *Elections as Instruments of Democracy: Majoritarian and Proportional Visions*. (New Haven: Yale University Press, 2000), Chapters 8 & 9

John Fuh-sheng Hsieh and David Newman (eds.) *How Asia Votes*. (New York: Chatham House Publishers, 2002)

Robert H. Taylor (ed) *The Politics of Elections in Southeast Asia*. (Washington, DC: Woodrow Wilson Center Series, 1993)

## **Part II: Human Rights in Asia**

### **Week 5 (February 19<sup>th</sup>) Human Rights as a Concept, Values and Institutionalized Norms**

**\*\*\*\*Democracy in Asia Lunch Movie Wednesday February 18<sup>th</sup>, 12-2:10pm\*\*\*\***

#### **Required Reading:**

Jack Donnelly. *Universal Human Rights in Theory and Practice*, (2<sup>nd</sup> ed) (Ithaca: Cornell University Press, 2003), Chapters 1-3.

Paul Gordon Lauren. *The Evolution of International Human Rights: Visions Seen*. (Philadelphia: University of Pennsylvania Press, 1998), Chapters 1-2, 7.

Center for the Study of Human Rights. Columbia University. 25+ *Human Rights Documents*. (NY: Center for the Study of Human Rights), UN Declaration, International Covenant Civil and Political Rights, International Covenant Economic, Social and Cultural Rights.

John Bolton. "Is There Really "Law" in International Affairs?" *Transnational Law and Contemporary Problems*, 10 (2000), pp. 1-47.

#### **Recommended Reading:**

Micheline. R. Ishay. *The History of Human Rights: From Ancient Times to the Globalization Era*, (Berkeley, Ca: University of California Press, 2004).

Ann Marie Clark. *Diplomacy of Conscience: Amnesty International and Changing Human Rights Norms*. (Princeton: Princeton University Press, 2001).

Henry J. Stener and Philip Alston (eds.) *International Human Rights in Context: Law, Politics, Moral*. (New York: Oxford University Press, 2000)

**\*\*\*\*Dinner at Professor Welsh's Apartment, Sunday, February 22<sup>nd</sup> 6:30\*\*\*\***

Discussion of Aravind Adiga. *The White Tiger*. (New York: Free Press, 2008)

### **Week 6 (February 26<sup>th</sup>) Asian Values Debate, Asian Religions & Asian Views**

**\*\*\* Democracy Brief Due February 27<sup>th</sup>\*\*\*\***

#### **Required Reading:**

Jack Donnelly. *Universal Human Rights in Theory and Practice*, (2<sup>nd</sup> edition) (Ithaca: Cornell University Press, 2003), Chapters 5, 6 & 7

Henry Steiner and Philip Alston. *International Human Rights in Context: Law, Politics and Morals*. 2nd Edition. (New York: Oxford University Press, 2000), Chapter 6.

Randall Peerenboom, Carole J. Petersen and Albert H.Y. Chen. *Human Rights in Asia: A Comparative Legal Study of Twelve Asian Jurisdictions, France and the USA*. (New York: Routledge, 2006), Chapters 1 & 16, pp. 1-64, 487-511.

Mark Thompson. "Whatever Happened to Asian Values?" *Journal of Democracy*, 12/4 (October 2001): 154-165.

Amartya Sen, "Human Rights and Economic Achievements," in Joanne R. Bauer and Daniel A. Bell (eds.) *The East Asian Challenge for Human Rights*. (New York: Cambridge University Press, 1999), pp. 88-102.

Kishore Mahbubani. "The Dangers of Decadence: What the Rest Can Teach the West," in Mahbubani, *Can Asians Think? Understanding the Difference Between East and West* (New York: Steerforth Press, 2002).

Hahm Cahibong. "The Ironies of Confucianism," *Journal of Democracy*. 15/3 (July 2004): 93-107.

Joseph Chan. "A Confucian Perspective on Human Rights for Contemporary China," in Joanne R. Bauer and Daniel A. Bell (eds.) *The East Asian Challenge for Human Rights*. (New York: Cambridge University Press, 1999), pp. 212-240.

Pratap Bahnu Mehta. "Hinduism and Self-Rule," *Journal of Democracy*. 15/3 (July 2004): 108-121.

Baktiari, Bahman and Norton, Augustus Richard (eds.) "Voices within Islam: Four Perspectives on Tolerance and Diversity," *Current History*, 104 (January 2005): 37-45.

Vali Nasr. "The Rise of "Muslim Democracy," *Journal of Democracy*. 15/2 (April 2005): 13-27

Paul M. Evans. "Human Security and East Asia: In the Beginning," *Journal of East Asian Studies*. 4/2 (May/August 2004): 263-284.

Michael Davis. "Sovereignty and State in Asia: The Challenges of the Emerging International Order," *American Sociology of International Law. Annual Meeting Proceedings*. 2005 pp. 411-422.

#### Recommended Reading:

Joanne R. Bauer and Daniel A. Bell (eds.) *The East Asian Challenge for Human Rights*. (New York: Cambridge University Press, 1999)..

Peter Van Ness. (ed.). *Debating Human Rights: Critical Essays from the United States and Asia*. (London: Routledge, 1999).

Carrie Gustafson and Peter Juviler. *Religion and Human Rights: Competing Claims*. (New York: M.E. Sharpe, 1999), pp. 12-35.

Amartya Sen. *Development as Freedom*. (New York: Random House, 1999)

Daniel A. Bell. *East Meets West: Human Rights and Democracy in East Asia*. (Princeton: Princeton University Press, 2000)

### **Week 7 (March 5<sup>th</sup>) Political, Social and Economic Rights**

#### Required Reading:

David Beetham. "The Quality of Democracy: Freedom as the Foundation," *Journal of Democracy*, 15/3 (July 2004): 61-75.



Guillermo O'Donnell. "The Quality of Democracy: Why the Rule of Law Matters," *Journal of Democracy*, 15/3 (July 2004): 32-46

Yun-han Chu, Min-hua Huang and Yu-Tzung Chang. "Quality of Democracy and Regime Legitimacy in East Asia" Asia Barometer Project. Working Paper. 2007. <http://www.asianbarometer.org/newenglish/publications/>

Jack Donnelly. *Universal Human Rights in Theory and Practice*, (2<sup>nd</sup> ed) (Ithaca: Cornell University Press, 2003), Chapter 4.

Jack Donnelly. *International Human Rights*. (New York: Cambridge University Press, 2006), Chapter 9.

Charles R. Beitz. "Does Global Inequality Matter?" *Metaphilosophy*. 32: 1/2 (January 2001), pp. 95-111.

Kenneth Roth. "Defending Economic, Social and Cultural Rights: Practical Issues Faced by International Human Rights Organizations," *Human Rights Quarterly*, 26 (2004), pp. 63-74.

Thomas Pogge. *World Poverty and Human Rights: Cosmopolitan Responsibilities and Reforms*. (Cambridge: Polity Press, 2002), Chapters 1, 4 & 8.

Scott Greathead. "Global Trade and Labor Rights: Uneasy Bedfellows," *China Rights Forum*. Volume 1 (2003), pp. 27-29

Scott Greathead. "Corporate Citizenship and Human Rights," *China Rights Forum*. Volume 1 (2003), pp. 43-67.

James Hefferman. "An American in Beijing: An Attorney's Ethical Considerations Abroad with a Client Doing Business with a Repressive Government." *Georgetown Journal of Legal Ethics*. 19/3 (2006): 721-730.

Read one of the Following:

Human Rights Watch. *Race to the Bottom: Corporate Complicity in Chinese Internet Censorship*. August 10, 2006.

Human Rights Watch. *On the Margins of Profit: Rights at Risk in the Global Economy*. February 18, 2008

Human Rights Watch. *Walking on Thin Ice: Control, Intimidation and Harassment of Lawyers in China*. April 28, 2008

Read three case studies in the Following:

Randall Peerenboom, Carole J. Petersen and Albert H.Y. Chen. *Human Rights in Asia: A Comparative Legal Study of Twelve Asian Jurisdictions, France and the USA*. (New York: Routledge, 2006), Chapter 4 (Japan by Shigenori Matsui), Chapter 5 (Singapore Li-Ann Thio), Chapter 6 (Malaysia H.P. Lee), Chapter 8 (Korea Hahm Chaihark), Chapter 9 (Taiwan Frederick Chao-Chun Lin), Chapter 10 (Thailand Vitit Muntarbhorn), Chapter 11 (Philippines Raul Pangalangan), Chapter 12 (Indonesia Hikmahanto Juwana), Chapter 13 (India Upendra Baxi), Chapter 14 (China Randall Peerenboom), Chapter 15 (Vietnam John Gillespie)

Recommended Reading:

Adam Przeworski et. al. *Democracy and Development: Political Institutions and Well-Being in the World, 1950-1990*. (New York: Cambridge University Press, 2000)

Freedom House. *Countries at the Crossroads*. (New York: Freedom House. 2006/2007).

## **Week 8 (March 12<sup>th</sup>) Marginalized Groups: Women and Children**

\*\*\*Book/Film Review Due Friday, March 13<sup>th</sup> \*\*\*

### Required Reading:

Jack Donnelly, *Universal Human Rights in Theory and Practice*, (2<sup>nd</sup> ed) (Ithaca: Cornell University Press, 2003), Chapter 13

Center for the Study of Human Rights. Columbia University. *25+ Human Rights Documents*. (NY: Center for the Study of Human Rights), Convention on the Elimination of All Forms of Discrimination Against Women.

Zehra F. Arat. "Women's Rights in Islam: Revisiting Quranic Rights," in Adamantia Pollis and Peter Schwab (eds.) *Human Rights: New Perspectives, New Realities*, (Boulder, Co.: Lynn Rienner, 2000), pp. 69-94.

L.H.M., 2000. "The Limits of Democratization for Women in East Asia," in Lee J. Rose and Cal Clark (eds.). *Democracy and the Status of Women In East Asia*. (Boulder, Co.:Lynne Reiner, 2004).

Julie Peters and Andrea Wolper (eds.). *Women's Rights Human Rights: International Feminist Perspectives*. (New York: Routledge, 1995), pp. 11-47, 126-134, 149-164, 324-334

V. Spike Peterson and Laura Parisi. "Are Women Human? It's Not an Academic Question," in Tony Evans (ed). *Human Rights Fifty Years On: A Reappraisal*. (Manchester: Manchester University Press, 1998), pp. 132-160.

### Read one of the following:

Human Rights Watch. *Sold to be Soldiers: The Recruitment and Use of Child Soldiers in Burma*. October 2007

Human Rights Watch. *As If I Am Not Human: Abuses against Asian Domestic Workers in Saudi Arabia*. July 7, 2008

Human Rights Watch. *Failing our Children: Barriers to the Right to Education*. September 12, 2005.

### Recommended Reading:

Human Rights Watch. *Child Soldiers Global Report 2008: Summary*. May 20, 2008

Human Rights Watch. *Children of the Dust: Abuses of Hanoi Street Children in Detention*. November 2006. Volume 18/14.

Asha Bajoi. *Child Rights in India: Law Policy and Practice*. (New York: Oxford University Press, 2005).

Lee J. Rose and Cal Clark (eds.). *Democracy and the Status of Women In East Asia*. (Boulder, Co.:Lynne Reiner, 2004).

Louise Edwards and Mina Roces (eds.). *Women in Asia: Tradition, Modernity and Globalisation*. (London: Allen & Unwin. 2000).

**Week 9 (March 19<sup>th</sup>) Spring Break No Classes March 16-23<sup>rd</sup>**

**Week 10 (March 26<sup>th</sup>) Cultural Minorities: Homosexual & Indigenous Rights**

Required Reading:

Jack Donnelly. *Universal Human Rights in Theory and Practice*, (2<sup>nd</sup> ed) (Ithaca: Cornell University Press, 2003), Chapter 13.

S. James Anaya. *Indigenous Peoples in International Law* (New York: Oxford University Press, 1996), Chapter 3.

Michael Dodson, 1994. "The End in the Beginning; Re(de)finding Aboriginality," *Australian Aboriginal Studies*, Volume 1 (1994), pp. 2-13.

Patrick Thornberry 2002. *Indigenous Peoples and Human Rights* (Manchester, UK: Manchester University Press, 2002), Chapter 1.

UNDP, *Human Development Report 2004: Cultural Liberty in Today's Diverse World*, <http://hdr.undp.org/reports/global/2004>, Chapter 1.

UN Declaration on the Rights of Indigenous Peoples. 2008.  
[http://www.un.org/esa/socdev/unpfii/documents/DRIPS\\_en.pdf](http://www.un.org/esa/socdev/unpfii/documents/DRIPS_en.pdf)

IGLHRC. "Sexual Minorities and the Work of the United Nations Special Rapporteur on Torture." Paper presented by the International Gay and Lesbian Human Rights Commission. June 5, 2001.

Human Rights Watch. *This Alien Legacy: The Origins of "Sodomy" Laws in British Colonialism*. December 17, 2008

Recommended Reading:

R.H. Barnes, Andrew Gray and Benedict Kingsbury. *Indigenous Peoples of Asia*. (Ann Arbor, MI: Association of Asian Studies, 1995)

Chris Tennant. "Indigenous Peoples, International Institutions, and the International Legal Literature from 1945-1993," *Human Rights Quarterly*. 1 (1994): 1-57.

Gerard Sullivan and Peter A. Jackson (eds.) *Gay and Lesbian Asia: Culture, Identity, Community*. (New York: Hanworth Press, 2001).

*Part III: Human Rights in the Contemporary Era*

**Week 11 (April 2<sup>nd</sup>) Human Rights Advocacy in Asia – Guest Speakers by Human Rights Advocates.**

\*\*\**First Draft of Policy Advocacy Papers Due April 1<sup>st</sup> by midnight* \*\*\*

Required Reading:

Philip Alston, "Conjuring Up New Human Rights: A Proposal for Quality Control," *American Journal of International Law* 78 (1984), pp. 607-621.

Carnegie Council on Ethics in International Affairs, *Human Rights Dialogue*, issue on "Human Rights for All? The Problem of the Human Rights Box," Series 2, Number 1 (Winter 2000), <http://www.carnegiecouncil.org/viewMedia.php/prmID/599>, articles by Bauer, Odalinku, Cox, Hassan, Ross.

David Kennedy, "The International Human Rights Movement: Part of the Problem?" *Harvard Human Rights Journal* 15 (Spring 2002), pp. 245-267.

Arthur and Joan Kleinman, "The Appeal of Experience, the Dismay of Images: The Cultural Appropriation of Suffering in our Times," *Daedalus* 125: 1 (1997), pp. 1-23.

David Rieff, "The Precarious Triumph of Human Rights," *The New York Times Magazine* (August 12, 1999), pp. 36 – 41.

Samantha Power and Graham Allison (eds.). *Realizing Human Rights: Moving from Inspiration to Impact*. (NY: St. Martin's Press, 2000), Chapters 2, 9 & 10

Please review the course website for additional material on human rights advocacy in Asia.

#### Recommended Reading:

Aryeh Neier. *Taking Liberties: Four Decades in the Struggle for Rights* (New York: Public Affairs, 2003)

Ann Marie Clark. *Diplomacy of Conscience: Amnesty International and Changing Human Rights Norms* (Princeton: Princeton University Press, 2001)

#### **Week 12 (April 9<sup>th</sup>) No class.**

#### **\*Week 13 (April 16<sup>th</sup>) State & Multilateral Responses to Human Rights**

\*\*\**Second Draft of Policy Advocacy Papers Due Thursday, April 16<sup>th</sup> by noon*\*\*\*

\*\*\**Advocacy Paper Presentations Friday, April 17<sup>th</sup> 9-1pm*\*\*\*

#### Required Reading:

Jack Donnelly. *International Human Rights*. (New York: Cambridge University Press, 2006), Chapters 1, 5-6.

Henry Steiner and Philip Alston. *International Human Rights in Context: Law, Politics and Morals*. 2nd Edition. (New York: Oxford University Press, 2000), Chapters 7-14.

Human Rights Watch. *Scared Silent: Impunity for Extrajudicial Killings in the Philippines*. June 15, 2007.

Samantha Power. *A Problem from Hell: America in the Age of Genocide*. (New York: Harper Perennial, 2007), Chapters 1-3, 5

#### **Week 14 (April 23<sup>rd</sup>) Challenges for Democracy and Human Rights in Asia**

\*\*\**Feedback Policy Advocacy Papers Due Monday, April 20<sup>th</sup> by 5pm*\*\*\*

#### Required Reading:

Henry Steiner and Philip Alston. *International Human Rights in Context: Law, Politics and Morals*. 2nd Edition. (New York: Oxford University Press, 2000), Chapter 16.

Micheline. R. Ishay. *The History of Human Rights: From Ancient Times to the Globalization Era*, (Berkeley, Ca: University of California Press, 2004), pp. 316-354.

Jack Donnelly. *Universal Human Rights in Theory and Practice*, (2<sup>nd</sup> ed) (Ithaca: Cornell University Press, 2003), Chapters 9 & 10.

Richard Ashby Wilson (ed.). *Human Rights in the "War on Terror"* (Cambridge: Cambridge University Press, 2005), Chapter 13.

Recommended Reading:

Francis Loh & Ojendal, Joakim. *Southeast Asian Responses to Globalization: Restructuring Governance and Deepening Democracy*. (Singapore: ISEAS, 2005)

\*\*\**Final Policy Reports are due April 30<sup>th</sup>* \*\*\*