

The Gender Of Reparations Unsettling Sexual Hierarchies While Redressing Human Rights Violations

Sexual Violence during War and Peace J. Boesten 2014-04-16 Using the Peruvian internal armed conflict as a case study, this book examines wartime rape and how it reproduces and reinforces existing hierarchies. Jelke Boesten argues that effective responses to sexual violence in wartime are conditional upon profound changes in legal frameworks and practices, institutions, and society at large.

Grievance Formation, Rights and Remedies Daniela Alaattinoğlu 2023-07-31 Uses an interdisciplinary, comparative approach to explore Nordic states' varying treatment of victims of involuntary sterilisation and castration.

Reparations and War Luke Moffett 2023-01-13 War devastates the lives of those who are caught up in it. For thousands of years, reparations have been used to secure the end of war and alleviate its deleterious consequences. More recently, human rights law has established that victims have a right to reparations. Yet, in the face of conflicts that last for decades with millions of victims, how feasible are reparations? And what are the obstacles to delivering them? Using interviews with hundreds of victims, ex-combatants, government officials, and civil society actors from six post-conflict countries, *Reparations and War* examines the history, theoretical justifications, and practical challenges of implementing reparations after war. It examines the role of non-state armed groups in making reparations, the role of victim mobilisation, the evolving use of reparations, and the political instrumentalization of redress. Luke Moffett offers a measured and honest account of what reparations can and cannot do. This book sheds new light on how reparations can be politically manipulated, or used to reward those loyal to the State, rather than to achieve justice for the victims who suffer.

What Happened to the Women? Ruth Rubio-Marín 2006 What happens to women whose lives are affected by human rights violations? What happens to their testimony in court or in front of a truth commission? Women face a double marginalization under authoritarian regimes and during and after violent conflicts. Yet reparations programs are rarely designed to address the needs of women victims. *What Happened to the Women?* Gender and Reparations for Human Rights Violations emphasizes the necessity of a gender dimension in reparations programs to improve their handling of female victims and their families. A joint project of the International Center for Transitional Justice and Canada's International Development Research Centre, *What Happened to the Women?* includes studies of gender and reparations policies in Guatemala, Peru, Rwanda, Sierra Leone, South Africa, and Timor-Leste. Contributors represent a wide range of fields related to transitional justice and include international human rights lawyers, members of truth and reconciliation commissions, and NGO representatives.

The Palgrave Handbook of Positive Peace Katerina Standish 2021-12-02 This Handbook represents an unprecedented exploration of the positive peace platform. It permits a comprehensive appreciation of the breadth of positive peace that engages with nonviolence, environmental sustainability, social justice and positive relationships scholarship. The work serves as a one-stop shop for scholar/practitioners interested in locating their inquiry and outputs in the field of positive peace and provides readers from a multitude of disciplines and academic departments with a comprehensive overview of the multiplicity of positive peace research in one location. In doing so, the Handbook of Positive Peace securely demarcates and recognizes the positive peace platform in social scientific and humanities academic disciplines.

Gender and International Criminal Law Indira Rosenthal 2022-06-16 The last few decades have seen remarkable developments in international criminal justice, especially in relation to the pursuit of individuals responsible for sexual violence and other gender-based crimes. Historically ignored, justified, or minimised, this category of crimes now has a heightened profile in the international political and judicial arena. Despite this, gender is poorly understood, and blind spots, biases, and stereotypes prevail. This book brings together leading feminist international criminal and humanitarian law academics and practitioners to examine the place of gender in international criminal law (ICL). It identifies and analyses past and current narrow understandings of gender, before considering how a limited conceptualization affects accountability efforts. The authors consider how best to implement a more nuanced understanding of gender in the practice of international criminal law by identifying possible responses, including embedding a sophisticated gender strategy into the practice of ICL, the gender-sensitive application of international human rights and humanitarian law, and encouraging a gender-competent approach to judging in ICL. The authors' aim is to strengthen efforts for accountability for all atrocity crimes-war crimes, crimes against humanity, genocide, and aggression.

Research Handbook on Transitional Justice Cheryl Lawther 2023-08-14 Providing a refreshing take on transitional justice, this second edition Research Handbook brings together an expanse of scholarly expertise to reconsider how societies deal with gross human rights violations, structural injustices and mass violence. Contextualised by historical developments, it covers a diverse range of concepts, actors and mechanisms of transitional justice, while shedding light on new and emerging areas in the field.

A Critical Introduction to International Criminal Law Carsten Stahn 2019 Presents theories, practices and critiques alongside each other to engage students, scholars and professionals from multiple fields. This title is also available as Open Access on Cambridge Core.

An Introduction to Transitional Justice Olivera Simić 2016-11-25 An Introduction to Transitional Justice provides the first comprehensive overview of transitional justice judicial and non-judicial measures implemented by societies to redress legacies of massive human rights abuse. Written by some of the leading experts in the field it takes a broad, interdisciplinary approach to the subject, addressing the dominant transitional justice mechanisms as well as key themes and challenges faced by scholars and practitioners. Using a wide historic and geographic range of case studies to illustrate key concepts and debates, and featuring discussion questions and suggestions for further reading, this is an essential introduction to the subject for students.

Children and Transitional Justice Sharanjeet Parmar 2010 This musical release from the Birmingham Symphony Orchestra under the conduction of Andris Nelsons captures a live performance by the ensemble, recorded for the Coventry Cathedral's 50th anniversary on May 30th, 2012. ~ Cammila Collar, Rovi

Intersectionality in the Human Rights Legal Framework on Violence against Women Lorena Sosa 2017-10-26 This book theoretically explores intersectionality within human rights norms on violence against women and the derived duties for States.

Humanitarianism and Human Rights Michael N. Barnett 2020-10-15 Explores the fluctuating relationship between human rights and humanitarianism and the changing nature of the politics and practices of humanity.

The Oxford Handbook of Gender and Conflict Fionnuala Ní Aoláin 2018 The authors focus on the multidimensionality of gender in conflict, yet they also prioritise the experience of women given both the changing nature of war and the historical de-emphasis on women's experiences.

Remedies for Human Rights Violations Kent Roach 2021-04-08 Justifies a two-track approach that includes individual and systemic remedies in both domestic and international human rights law.

Kurdish Studies, Volume 6 No 1, May 2018 2018-05-31 SPECIAL ISSUE: Theorising women and war in Kurdistan Edited by Nazand Begikhani, Wendelmoet Hamelink, Nerina Weiss Editorial Martin van Bruinessen Theorising women and war in Kurdistan: A feminist and critical perspective Nazand Begikhani, Wendelmoet Hamelink, Nerina Weiss 1 5 The representation of post-conflict gender violence in Iraqi Kurdish novelistic discourse in Bahdinan Lolav M. Hassan Alhamid 31 Reading and feeling gender in perpetrator graffiti and photography in Turkey Beja Protner 59 Saving the survivors: Yezidi women, Islamic State and the German Admissions Programme Thomas McGee 85 Building brand Kurdistan: Helly Luv, the gender of nationhood, and the War on Terror Nicholas S. Glastonbury 111 Mother-activism before the European Court of Human

Rights: Gender sensitivity towards Kurdish mothers and wives in enforced disappearance cases Maja Davidovic 133 Book Reviews 155

International Law and New Wars Christine Chinkin 2017-04-27 Examines the difficulties in applying international law to recent armed conflicts known as 'new wars'.

Homophobic Violence in Armed Conflict and Political Transition José Fernando Serrano-Amaya 2017-08-07 This book argues that homophobia plays a fundamental role in disputes for hegemony between antagonists during political transitions. Examining countries not often connected in the same research—Colombia and South Africa—the book asserts that homophobia, as a form of gender and sexual violence, contributes to the transformation of gender and sexual orders required by warfare and deployed by armed groups. Anti-homosexual violence also reinforces the creation of consensus around these projects of change. The book considers the perspective of individuals and their organizations, for whom such hatreds are part of the embodied experience of violence caused by protracted conflicts and social inequalities. Resistance to that violence are reason to mobilize and become political actors. This book contributes to the increasing interest in South-South comparative analyses and the need of theory building based on case-study analyses, offering systematic research useful for grass root organizations, practitioners, and policy makers.

The Gender of Reparations Ruth Rubio-Marin 2009-07-31 Reparation programs seeking to provide for victims of gross and systematic human rights violations are becoming an increasingly frequent feature of transitional and post-conflict processes. Given that women represent a very large proportion of the victims of these conflicts and authoritarianism, it makes sense to examine whether reparation programs can be designed to redress women more fairly and efficiently and seek to subvert gender hierarchies that often antecede the conflict. Focusing on themes such as reparations for victims of sexual and reproductive violence, reparations for children and other family members, as well as gendered understandings of monetary, symbolic, and collective reparations, this text gathers information about how past or existing reparation projects dealt with gender issues, identifies best practices to the extent possible, and articulates innovative approaches and guidelines to the integration of a gender perspective in the design and implementation of reparations for victims of human rights violations.

Reparations for Victims of Genocide, War Crimes and Crimes Against Humanity Carla Ferstman 2009 This book provides detailed analyses of systems that have been established to provide reparations to victims of genocide, crimes against humanity and war crimes, and the way in which these systems have worked and are working in practice. Many of these systems are described and assessed for the first time in an academic publication. The publication draws upon a groundbreaking Conference organised by the Clemens Nathan Research Centre (CNRC) and REDRESS at the Peace Palace in The Hague, with the support of the Dutch Carnegie Foundation. Both CNRC and REDRESS had become very concerned about the extreme difficulty encountered by most victims of serious international crimes in attempting to access effective and enforceable remedies and reparation for harm suffered. In discussions between the Conference organisers and Judges and officials of the International Criminal Court, it became ever more apparent that there was a great need for frank and open exchanges on the question of effective reparation, between the representatives of victims, of NGOs and IGOs, and other experts. It was clear to all that the many current initiatives of governments and regional and international institutions to afford reparations to victims of genocide, crimes against humanity and war crimes could benefit greatly by taking into full account the wide and varied practice that had been built up over several decades. In particular, the Hague Conference sought to consider in detail the long experience of the Conference on Jewish Material Claims against Germany (the Claims Conference) in respect of Holocaust restitution programmes, as well as the practice of truth commissions, arbitral proceedings and a variety of national processes to identify common trends, best practices and lessons. This book thus explores the actions of governments, as well as of national and international courts and commissions in applying, processing, implementing and enforcing a variety of reparations schemes and awards. Crucially, it considers the entire complex of issues from the perspective of the beneficiaries - survivors and their communities - and from the perspective of the policy-makers and implementers tasked with resolving technical and procedural challenges in bringing to fruition adequate, effective and meaningful reparations in the context of mass victimisation.

Globalizing Democracy and Human Rights Carol C. Gould 2004-08-02 In her new book Carol Gould addresses the fundamental issue of democratizing globalization, that is to say of finding ways to open transnational institutions and communities to democratic participation by those widely affected by their decisions. The book develops a framework for expanding participation in crossborder decisions, arguing for a broader understanding of human rights and introducing a new role for the ideas of care and solidarity at a distance. Accessibly written with a minimum of technical jargon this is a major new contribution to political philosophy.

Human Rights in Africa Eunice N. Sahle 2019-02-01 This edited collection explores key human rights themes and situates them in the context of developments on the African continent. It examines critical debates in human rights bringing together conceptually and empirically rich contributions from leading thinkers in human rights and African studies. Drawing on scholarly insights from the fields of constitutional law, human rights, development, feminist studies, public health, and media studies, the volume contributes to scholarly debates on constitutionalism, the right to water, securitization of development, environmental and transitional justice, sexual rights, conflict and gender-based violence, the right to development, and China's deepening role in Africa. Consequently, it makes an important scholarly intervention on timely issues pertaining to the African continent and beyond.

Gender Politics in Transitional Justice Catherine O'Rourke 2013-08-22 What role do transitional justice processes play in determining the gender outcomes of transitions from conflict and authoritarianism? What is the impact of transitional justice processes on the human rights of women in states emerging from political violence? *Gender Politics in Transitional Justice* argues that human rights outcomes for women are determined in the space between international law and local gender politics. The book draws on feminist political science to reveal the key gender dynamics that shape the strategies of local women's movements in their engagement with transitional justice, and the ultimate success of those strategies, termed 'the local fit'. Also drawing on feminist doctrinal scholarship in international law, 'the international frame' examines the role of international law in defining harms against women in transitional justice and in determining the 'from' and 'to' of transitions from conflict and authoritarianism. This book locates evolving state practice in gender and transitional justice over the past two decades within the context of the enhanced protection of women's human rights under international law. Relying on original empirical and legal research in Chile, Northern Ireland and Colombia, the book speaks more broadly to the study of gender politics and international law in transitional justice.

Doctrine, Practice, and Advocacy in the Inter-American Human Rights System James L. Cavallaro 2019 *Doctrine, Practice and Advocacy in the Inter-American Human Rights System* is the first casebook to focus on the Inter-American human rights system, the primary system for advancing and protecting rights in the Western hemisphere. Created by the Organization of American States, the Inter-American Commission on Human Rights and the Inter-American Court of Human Rights are autonomous and independent bodies that make up the Inter-American system. Together, they play a vital role, working closely with victims, civil society, and states to protect fundamental human rights in the Western hemisphere, particularly in Latin America. While the system is relatively unknown in legal academia in the United States and Canada, its study is mandatory in most law schools in the Americas. Government appointees, civil servants, high level actors, private attorneys, judges and legal scholars, and media regularly engage with the system in Latin America, implementing its determinations and applying its rulings and interpretations concerning the human rights of their citizens. Thus critical matters affecting vital rights, such as the peace process in Colombia, disappearances in Mexico, gang violence in the Northern Triangle (El Salvador, Honduras, and Guatemala) or trials for perpetrators of crimes against humanity in Argentina, all directly involve the rulings and actors of the Inter-American system. Increasingly, the Inter-American system has advanced rights protection in the United States and Canada. The statements and determinations of the Inter-American Commission on the detention center at Guantanamo, for example, led to a global consensus opposing the prolonged use of pretrial detention at that site, while the Commission's ruling on the juvenile death penalty was cited by the United States Supreme Court in its holding finding that practice unconstitutional. A report by the Commission on murdered and missing indigenous women in British Columbia led to the creation of a National Commission of Inquiry on the subject by

Canada. This book provides analysis on a wide range of practical issues that advocates face when interacting with the Commission or Court and explores current debates on possible reforms of the system. At the same time, it provides materials that consider the political dynamics that empower and constrain the system. *Doctrine, Practice and Advocacy in the Inter-American Human Rights System* takes as its point of departure a critical look at the real-world successes and failures of the system and human rights advocates in the Americas, including the tensions and trade-offs commonly confronted by activists as they seek to advance human rights.

Advancing International Human Rights Law Responsibilities of Development NGOs Noam Schimmel 2020-10-31 This book explores the potential responsibilities to respect, protect and fulfill international human rights law (IHRL) of a particular class of non-state actors: non-governmental organizations (NGOs). It calls for NGOs pursuing development to respect and fulfill the human right of genocide survivors to reparative justice in Rwanda. It argues that NGOs have social and moral responsibilities to respect and fulfill IHRL, and for greater accountability for them to do so. The book focuses on those NGOs advancing development in a post genocide transitional justice context acting simultaneously in partnership with state governments, as proxies and agents for these governments, and providing essential public goods and social services as part of their development remit. It defines development as a process of expanding realization of social, economic, and cultural rights addressing food security, economic empowerment/poverty reduction, healthcare, housing, education, and other fundamental human needs while integrating these alongside the expansion of freedoms and protections afforded by civil and political rights. It uses post genocide Rwanda as a case study to illustrate how respect and fulfillment of the IHRL pertaining to reparative justice are hindered by failing to hold NGOs responsible for IHRL. Consequently, this results in discrimination against, marginalization, and the disadvantaging of survivors of the Rwandan genocide against the Tutsi and violations of their human rights.

Gender Issues and International Legal Standards. Contemporary Perspectives Adriana Di Stefano 2010-10

Male Survivors of Wartime Sexual Violence Philipp Schulz 2020-11-24 A free open access ebook is available upon publication. Learn more at www.lumino.org. Although wartime sexual violence against men occurs more frequently than is commonly assumed, its dynamics are remarkably underexplored, and male survivors' experiences remain particularly overlooked. This reality is poignant in northern Uganda, where sexual violence against men during the early stages of the conflict was geographically widespread, yet now accounts of those incidents are not just silenced and neglected locally but also widely absent from analyses of the war. Based on rare empirical data, this book seeks to remedy this marginalization and to illuminate the seldom-heard voices of male sexual violence survivors in northern Uganda, bringing to light their experiences of gendered harms, agency, and justice.

Unspeakable Truths 2e Priscilla B. Hayner 2010-09-13 In a sweeping review of forty truth commissions, Priscilla Hayner delivers a definitive exploration of the global experience in official truth-seeking after widespread atrocities. When *Unspeakable Truths* was first published in 2001, it quickly became a classic, helping to define the field of truth commissions and the broader arena of transitional justice. This second edition is fully updated and expanded, covering twenty new commissions formed in the last ten years, analyzing new trends, and offering detailed charts that assess the impact of truth commissions and provide comparative information not previously available. Placing the increasing number of truth commissions within the broader expansion in transitional justice, *Unspeakable Truths* surveys key developments and new thinking in reparations, international justice, healing from trauma, and other areas. The book challenges many widely-held assumptions, based on hundreds of interviews and a sweeping review of the literature. This book will help to define how these issues are addressed in the future.

Reparations for Victims of Armed Conflict Cristián Correa 2020-12-17 Three experts address reparation for victims of armed conflict, drawing on international law practice, human rights courts, and domestic law.

Gendered Agency in War and Peace Maria O'Reilly 2017-11-03 This book examines how gendered agency emerges in peacebuilding contexts. It develops a feminist critique of the international peacebuilding interventions, through a study of transitional justice policies and practices implemented in Bosnia & Herzegovina, and local activists' responses to official discourses surrounding them. Extending Nancy Fraser's tripartite model of justice to peacebuilding contexts, the book also advances notions of recognition, redistribution and representation as crucial components of gender-just peace. It argues that recognising women as victims and survivors of conflict, achieving a gender-equitable distribution of material and symbolic resources, and enabling women to participate as agents of transitional justice processes, are all essential for transforming the structural inequalities that enable gender violence and discrimination to materialise before, during, and after conflict. This study establishes a new avenue of analysis for understanding responses and resistances to international peacebuilding, by offering a sustained engagement with feminist social and political theory.

International Human Rights Law and Structural Discrimination Elisabeth Veronika Henn 2019-07-03 International courts and other actors are increasingly taking into account pre-existing social structures and inequalities when addressing and redressing human rights violations, in particular discrimination against specific groups. To date, however, academic legal research has paid little attention to this gentle turn in international human rights law and practice to address structural discrimination. In order to address this gap, this study analyses whether and to what extent international and regional human rights frameworks foresee positive obligations for State parties to address structural discrimination, and, more precisely, gender hierarchies and stereotypes as root causes of gender-based violence. In order to answer this question, the book analyses whether or not international human rights law requires pursuing a root-cause-sensitive and transformative approach to structural discrimination against women in general and to the prevention, protection and reparation of violence against women in particular; to what extent international courts and (quasi)judicial bodies address State responsibility for the systemic occurrence of violence against women and its underlying root causes; whether or not international courts and monitoring bodies have suitable tools for addressing structural discrimination within the society of a contracting party; and the limits to a transformative approach.

On the Frontlines Fionnuala Ní Aoláin 2011 Today, in a variety of post-conflict settings international advocates for women's rights have focused on bringing issues of sexual violence, discrimination and exclusion into peace-making processes. 'On the Frontlines' consider such policies and assess the extent to which they have had success in improving women's lives.

Landscapes of Fear Patrick Hoenig 2014-07-04 Drawing on the findings of a comparative research project, this volume tackles a set of intricate questions about the workings of impunity in India. How do victims of abuse and survivors of sexual violence end up being denied justice? What do those on the margins—those with the wrong sex, wrong identity markers, wrong political leanings— tell us about violence by state and non-state actors? Bringing together senior academics, civil society leaders and fresh voices from the across India, the volume offers analysis — contextual, structural and gendered — and breaks new conceptual ground on the underbelly of India Shining. The volume contains testimonies that were collected during fieldwork in four Indian states. Published by Zubaan.

The Palgrave Handbook of African Women's Studies Olajumoke Yacob-Haliso 2021-10-29 This definitive handbook is the first reference of its kind bringing together knowledge, scholarship, and debates on themes and issues concerning African women everywhere. It unearths, critiques, reviews, analyses, theorizes, synthesizes and evaluates African women's historical, social, political, economic, local and global lives and experiences with a view to decolonizing the corpus. This Handbook questions the gendered roles and positions of African women and the structures, institutions, and processes of policy, politics, and knowledge production that continually construct, deconstruct, and reconstruct African women and the study of them. Contributors offer a consistent emphasis on debunking erroneous and misleading myths about African women's roles and positions, bringing their previously marginalized stories to relief, and ultimately re-writing their histories. Thus, this Handbook enlarges the scope of the field, challenges its orthodoxies, and engenders new subjects, theories, and approaches. This reference work includes, to the greatest extent possible, the voices of African women themselves as writers of their own stories. The detailed, rigorous and up-to-date analyses in the work represent a variety of theoretical, methodological, and transdisciplinary approaches. This reference work will prove vital in charting new directions for the study of African women, and will reverberate in future studies,

generating new debates and engendering further interest.

The Politics of Gender Justice at the International Criminal Court Louise A. Chappell 2016 The definitive volume on gender and the ICC, this book makes substantial contributions to the fields of feminist international relations, feminist institutionalism, and historical institutionalism.

Vulnerability Catriona Mackenzie 2014 This volume breaks new ground by investigating the ethics of vulnerability. Drawing on various ethical traditions, the contributors explore the nature of vulnerability, the responsibilities owed to the vulnerable, and by whom.

Human Rights and Immigration Ruth Rubio-Marín 2014 This book examines major issues in the protection of the human rights of migrants. Providing a multi-jurisdictional and multi-disciplinary analysis, the work allows scholars, human rights practitioners and activists to access current discussions in the field.

Research Handbook on Post-Conflict State Building Paul R. Williams 2020-08-28 As a conflict ends and the parties begin working towards a durable peace, practitioners and peacebuilders are faced with the thrilling possibilities and challenges of building new or reformed political, security, judicial, social, and economic structures. This Handbook analyzes these elements of post-conflict state building through the lens of international law, which provides a framework through which the authors contextualize and examine the many facets of state building in relation to the legal norms, processes, and procedures that guide such efforts across the globe. The volume aims to provide not only an introduction to and explanation of prominent topics in state building, but also a perceptive analysis that augments ongoing conversations among researchers, lawyers, and advocates engaged in the field.

Gender in Transitional Justice S. Buckley-Zistel 2011-11-30 Based on original empirical research, this book explores retributive and gender justice, the potentials and limits of agency, and the correlation of transitional justice and social change through case studies of current dynamics in post-violence countries such Rwanda, South Africa, Cambodia, East Timor, Columbia, Chile and Germany.

Sexual Violence and Effective Redress for Victims in Post-Conflict Situations: Emerging Research and Opportunities Sikulibo, Jean de Dieu 2019-01-25 All too often in situations of armed conflicts, rape and other acts of sexual violence are used as military tactics. The use of sexual violence as a strategy of war is distinctively destructive and not only leaves victims with significant psychological scars but also tears apart the fabric of families and affected communities. Sexual Violence and Effective Redress for Victims in Post-Conflict Situations: Emerging Research and Opportunities is a collection of innovative research that analyzes these crimes and their implications for the needs of victims in post-conflict justice processes and how these needs can be effectively addressed in order to support the affected community. To conduct this analysis, it explores the distinct aspects of these crimes to understand the nature and extent of the social challenges and damage facing the victim, and examines the challenges and limitations of international criminal justice in dealing with a wide range of victim needs. While highlighting topics including judicial accountability, victims' rights, and criminal justice, this book is ideally designed for psychologists, therapists, government officials, academicians, policymakers, and researchers.

Conflict-Related Violence Against Women Aisling Swaine 2018-02-15 This book expands the current 'weapon of war' discourse on sexual violence, highlighting a wider spectrum of conflict-related violence against women.

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