



UNIVERSITÀ DEGLI STUDI DI PALERMO

DEPARTMENT	Giurisprudenza
ACADEMIC YEAR	2016/2017
MASTER'S DEGREE (MSC)	LAW
SUBJECT	HUMAN RIGHTS
TYPE OF EDUCATIONAL ACTIVITY	D
AMBIT	20016-A scelta dello studente (dm270)
CODE	08841
SCIENTIFIC SECTOR(S)	IUS/20
HEAD PROFESSOR(S)	CONSIGLIO ELENA Ricercatore a tempo determinato Univ. di PALERMO
OTHER PROFESSOR(S)	
CREDITS	6
INDIVIDUAL STUDY (Hrs)	102
COURSE ACTIVITY (Hrs)	48
PROPAEDEUTICAL SUBJECTS	15550 - LEGAL PHILOSOPHY
MUTUALIZATION	
YEAR	5
TERM (SEMESTER)	2° semester
ATTENDANCE	Not mandatory
EVALUATION	Out of 30
TEACHER OFFICE HOURS	CONSIGLIO ELENA Wednesday 11:00 - 13:00 Si prega di inviare una email a elena.consiglio@unipa.it per prenotare il ricevimento

DOCENTE: Prof.ssa ELENA CONSIGLIO

PREREQUISITES	Basic legal notions regarding human rights, the constitutional state, the national and international legal sources, the concept of right.
LEARNING OUTCOMES	<p>Knowledge and understanding: the student must know and understand the issues inherent to the tension between the universality of human rights and national sovereignty, with particular regard to the positions of vulnerability of people excluded from formal or substantial citizenship;</p> <p>Applied knowledge and understanding: the student must know the evolution and limits of human rights, their formalization in national and international standards, and compare them with the real effectiveness of their implementation; the students must also appropriate the necessary tools to identify cases of violation and discrimination in accessing and exercising rights;</p> <p>Making judgments: the student must know how to make competent and reasoned judgments on the effective protection of human rights in concrete contexts;</p> <p>Communication: the student must be able to clearly expose the topics of the course and the highlighted critical points and must be able to apply his knowledge to concrete cases, in a convincing way for the audience making a proper use of technical legal language;</p> <p>Lifelong learning skills: the student must be able to approach the highlighted problems by subjecting his own moral intuitions and points of view to critical scrutiny, also in relation to problems concerning historical and contemporary phenomena.</p>
ASSESSMENT METHODS	<p>Final exam: The evaluation will consist in an oral exam focusing on the topics included in the course program. Questions (at least two), will aim to evaluate comprehension and acquired knowledge concerning the topics of the course, judgment autonomy and argumentative skills, along with the ability in oral presentation by using an appropriate language Evaluation: Grades on a scale between 18 and 30 cum laude.</p> <p>Evaluation Grid: - Excellent: 30-30 cum laude. Excellent knowledge and understanding, excellent communication and argumentative skills, proper use of technical language. - Very good: 26-29. Good knowledge and understanding, good communication and argumentative skills, proper use of technical language. - Good: 24-25. Basic knowledge and understanding, average communication skills, limited argumentative skills. - Average: 21-23. Limited basic knowledge and understanding, sufficient communication skills, poor argumentative skills. - Fair: 18-20. Minimal basic knowledge and understanding, poor communication skills, poor argumentative skills. - Poor. Non-sufficient knowledge and understanding.</p> <p>Midterm Exam. A non-compulsory midterm exam will take place after the course's first six weeks. Exam type: written exam with at least two open questions to be answered in at least two hours. Evaluation: Grades on a scale between 18 and 30 cum laude/ etc. Evaluation grid: See above, Final exam.</p>
EDUCATIONAL OBJECTIVES	The course aims to examine the nature, evolution and limits of human rights, assessing their effective protection in concrete contexts, both contemporary and of the past, developing critical skills capable of identifying their violations, the discrimination in their access, and the consequences of these violations and discriminations on the guarantees and protections offered by the rule of law of contemporary constitutional states.
TEACHING METHODS	The lessons will be partly frontal and partly interactive. They will also provide direct testimonies from people who have been victims of violations of fundamental rights and from legal practitioners engaged in the protection of human rights
SUGGESTED BIBLIOGRAPHY	<p>1) Bobbio, N., L'età dei diritti (1990), Einaudi, Torino, 1997, parte prima, pp. 5-85</p> <p>2) Arendt, H. Le origini del totalitarismo (1951), Einaudi, Torino, 2009, IX capitolo</p> <p>3) Un testo a scelta tra: Dworkin R., I diritti presi sul serio (1977), Il Mulino, Bologna, 2010, pp. 269-297, oppure Schiavello, A., Ripensare l'età dei diritti, Mucchi Editore, Modena 2016.</p> <p>4) Nussbaum, M., Diventare persone. Donne e universalità dei diritti, Il Mulino, Bologna, 2011, cap. I e cap. II</p>

SYLLABUS

Hrs	Frontal teaching
6	Brief history of human rights by the seventeenth century until the Age of Rights
6	Universality and National Sovereignty: citizenship as the frontier of Human Rights

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Hrs	Frontal teaching
6	International Human Rights Law: Main Declarations and Conventions
4	Human Rights and the Rule of Law of the Constitutional State: Taking Rights seriously
4	Human Rights and Critical legal studies
6	Human Rights, Gender Issues and Capabilities Approach
4	Discriminations, Vulnerability and Intersectionality
4	Human Rights, Freedom of Choice, Labour Exploitation and Trafficking

Hrs	Workshops
4	Exploitation and Trafficking: direct testimonies and concrete cases
4	Protecting Human Rights by Rethinking Law as an Instrument of Justice: Testimonies from the Legal Clinic for Human Rights of the University of Palermo