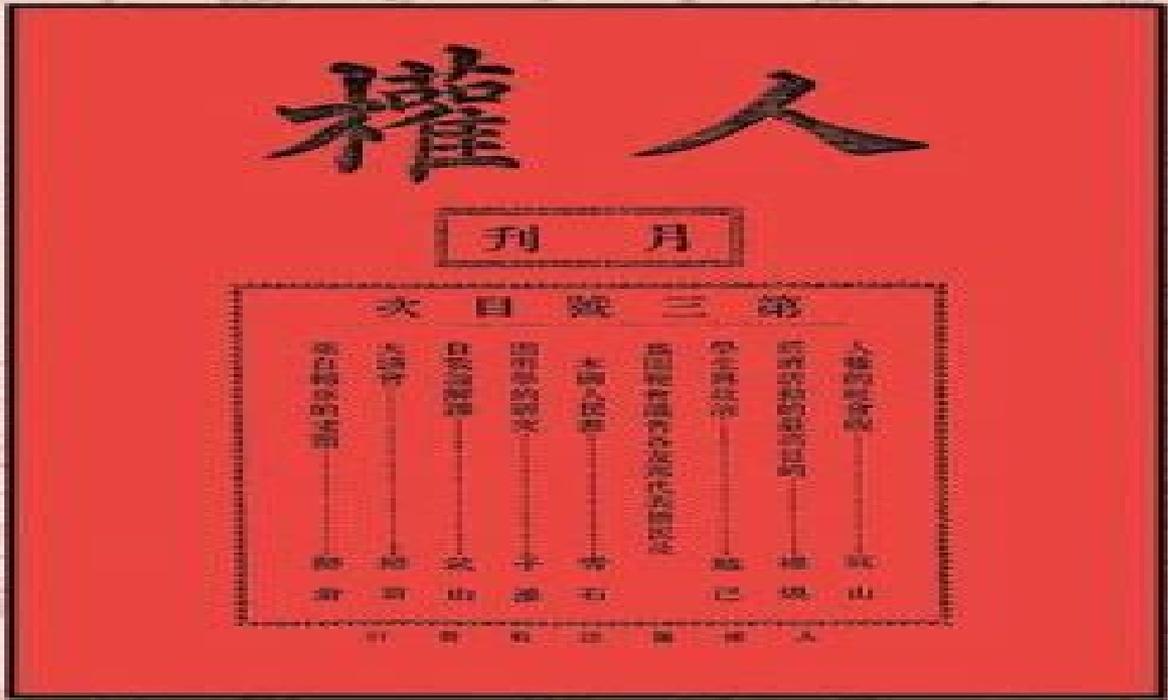


DEBATING HUMAN RIGHTS IN CHINA

A Conceptual and Political History



MARINA SVENSSON

Debating Human Rights In China

Damien Kingsbury, Leena Avonius



Debating Human Rights In China:

Debating Human Rights in China Marina Svensson, 2002 Drawing on little known sources Marina Svensson argues that the concept of human rights was invoked by the Chinese people well before the adoption of the Universal Declaration of Human Rights in 1948 and it has continued to have strong appeal after 1949 both in Taiwan and on the mainland These largely forgotten debates provide important perspectives on and contrasts to the official PRC line The author gives particular attention to the issues of power and agency in describing the widely divergent views of official spokespersons establishment intellectuals and dissidents Until recently the PRC dismissed human rights as a bourgeois slogan yet the globalization of human rights and the growing importance of the issue in bilateral and multilateral relations has grown Thus the regime has been forced to embrace or rather appropriate the language of human rights an appropriation that continues to be vigorously challenged by dissidents at home and abroad

Debating Human Rights Daniel P. L. Chong, 2014 Even as human rights provide the most widely shared moral language of our time they also spark highly contested debates among scholars and policymakers When should states protect human rights Does the global war on terror necessitate the violation of some rights Are food housing and health care valid human rights *Debating Human Rights* introduces the theory and practice of international human rights by examining fourteen controversies in the field Daniel Chong presents the major arguments on both sides of each debate encouraging readers to think critically and form their own opinions Designed for classroom use the structure of the book makes it easy for students to become familiar with the major political and legal actors in the global human rights system and to understand the practical challenges of protecting civil political social and economic rights

China and International Human Rights Na Jiang, 2013-12-12 This book is designed to introduce law students legal actors and human rights activists particularly participants in human rights dialogues with China to the process and reality of a newly confident China's participation in the international human rights system albeit with inherent challenges From an international and comparative perspective one of the key findings of the author's research is that progress towards human rights depends more on judges than on legislators Chinese legislators have enacted a series of reforms in order to better protect human rights Unfortunately these reforms have not led to greater adherence to China's international human rights obligations in practice The reforms failed because they have generally been misunderstood by Chinese judges who often have a limited understanding of international human rights norms Specifically this book will examine how judicial misunderstandings have blocked reforms in one specific area the use of severe punishments based on international human rights theory and case studies and data analyses This examination has several purposes The first is to suggest that China ratify the ICCPR as the next step for its substantive progress in human rights and as a good preparation for its re applying to be a member of the UN Human Right Council in the future The second is to explain how judges could be better educated in international human rights norms so as to greatly reduce the use of severe punishments and better comply with China's

human rights obligations The third is to demonstrate how the international community could better engage with China in a manner that is more conducive to human rights improvements The author's ultimate goal is to enhance dialogue on human rights in China between judges and the Chinese government between Chinese judges and their foreign counterparts and between China's government and the international community Another significant aim of this book is to clarify the controversial question of what obligations China should undertake before its ratification of the ICCPR and to re-examine trends in its developing human rights policy after standing down from the Council in late 2012 The tortuous progress of China's criminal law and criminal justice reforms has confirmed that Chinese judges need further instruction on how to apply severe punishments in a manner consistent with international standards Judges should be encouraged to exercise more discretion when sentencing so that penalties reflect the intent of relevant domestic laws as well as the international human rights standards enumerated in the ICCPR In order to better educate and train judges this book contains introductory chapters that examine the severe punishments currently available to Chinese judges from an international human rights perspective To illustrate how Chinese justice currently falls short of international norms this paper also examines several cases that are considered to be indicative of China's progress towards greater respect for human rights and the rule of law These cases demonstrate that China still has a long way to go to achieve its goals at least before abolishing the death penalty forced labor and torture

International Engagement in China's Human Rights Titus Chen, Dingding Chen, 2015-07-03

Since the Tiananmen Square incident in 1989 there has been increasing international pressure on China to improve its approach to human rights whilst at the same time the Chinese government has itself realised that it needs to improve its approach and has indeed done much to implement improvements This book explores systematically the international engagement in human rights in China and assesses the impact of such foreign involvement It looks at particular areas including criminal justice labour and religious freedom considers the processes by which international pressure is brought to bear and the processes by which improvements are implemented in China and concludes that whilst China's human rights record has improved more than many people realise further improvements are still needed

Debating Human Rights and the Rule of Law in China Jessica Amy Guitard, 2009

Human rights violation in China Talat Chaudhary, 2021-01-29

Academic Paper from the year 2020 in the subject Politics Topic Public International Law and Human Rights course Law language English abstract Human rights a concept deeply ingrained in global discourse serves as a cornerstone for evaluating the ethical foundations of societies and their treatment of individuals This paper delves into the discourse surrounding human rights in the context of the People's Republic of China PRC exploring the historical evolution ideological shifts and incidents that have shaped its trajectory While international attention on human rights violations in China has intensified over the years the Chinese government's stance rooted in notions of sovereignty and socialist principles has presented a complex narrative The paper unfolds chronologically navigating through key milestones in China's human rights

discourse The Democracy Wall Movement in 1978 1979 and the Tiananmen Square protests of 1989 serve as pivotal moments that challenged the official stance on human rights leading to international condemnation The paper scrutinizes China's engagement with the United Nations its signing and ratification of human rights conventions in the 1980s and the subsequent realities that questioned the alignment of rhetoric with practice China's approach to human rights is shaped by a unique blend of socialist ideology and historical context The prioritization of economic and social rights over political rights as articulated in official white papers reflects a distinct emphasis on collective well being The paper critically examines China's assertion that the right to subsistence is the paramount human right portraying human rights as a noble goal pursued by the state rather than a stringent set of obligations Despite China's active involvement in international human rights frameworks incidents such as the Tiananmen Square massacre expose a stark contrast between rhetoric and reality The invocation of sovereignty as a shield against international criticism a principle rooted in China's historical struggle for autonomy adds layers of complexity to the discourse This paper aims to unravel the intricacies of China's stance on human rights examining the ideological underpinnings historical developments and the dissonance between rhetoric and actions In subsequent sections we will delve into specific incidents of human rights violations shedding light on the challenges and contradictions that define the contemporary discourse on human rights in China

Liberal Rights and Political Culture Zhenghuan Zhou,2013-10-14 This book argues that the liberal concept of rights presupposes and is grounded in an individualistic culture or shared way of relating and that this particular shared way of relating emerged only in the wake of the Reformation in the modern West

Challenges and Policy Programmes of China's New Leadership Joseph Y. S. CHENG,2007-04-01 This volume analyzes the new leadership's perceptions of the challenges facing it how it defines its priorities builds up political support for its policy programmes and overcomes the resistance of vested interests Attempts will also be made to evaluate its achievements so far Published by City University of Hong Kong Press

The Politics and Philosophy of Chinese Power R. James Ferguson,Rosita Dellios,2016-12-12 This book provides a timely analysis of the politics philosophy and history of Chinese power focusing on social strategic and diplomatic trends that have shaped China for over three thousand years Chinese elites have used the past to inform the present but have also mobilized new ideas to address the country's rapid transition to global power China's intellectual world can draw on a surprisingly pluralist legacy When Chinese thinkers assess power they bring to bear their classical legacy the military classics Chinese socialism and Western political thought There are also a number of intriguing formulations that give shape to the exercise of Chinese power Among these are comprehensive national strength stability preservation soft power asymmetric conflict and counter intervention strategies This book looks at key periods in Chinese history when attitudes to power evolved and at their current expressions These include China's expanded use of think tanks to chart the future efforts at creating an eco civilization to balance growth and an extended set of security and information capabilities From observing the centrality of power in today

s international affairs the book moves to the foundational concepts of Chinese governance its belief in a strategic configuration of power as understood in military contexts as well as its growing diplomatic and maritime engagement abroad This analysis culminates in new ideas of functional multipolarity Power is also deployed internally China s use of nationalism as a major tool for state building and cohesion the ongoing role of socialism and the People s Liberation Army are all examined in this light China s current strategic culture has shaped President Xi Jinping s search for a new model of power for China in the twenty first century an endeavor that will have serious implications for the future global order This book provides an alternative perspective on China s trajectory towards a revised international system

Essays in Honour of Göran Melander Jonas Grimheden,Rolf Ring,2006 This volume illustrates the complex relationship between dissemination of human rights standards and their application in human rights law and thus serves as a tribute to Melander s belief in and commitment to the dynamics of education in human rights law

China's Struggle for Status Yong Deng,2008-04-28 At the end of the Cold War the People s Republic of China found itself in an international crisis facing severe problems in both domestic politics and foreign policy Nearly two decades later Yong Deng provides an original account of China s remarkable rise from the periphery to the center stage of the post Cold War world Deng examines how the once beleaguered country has adapted to and proactively realigned the international hierarchy great power politics and its regional and global environment in order to carve out an international path within the globalized world Creatively engaging with mainstream international relations theories and drawing extensively from original Chinese material this is a well grounded assessment of the promises and challenges of China s struggle to manage the interlacing of its domestic and international transitions and the interactive process between its rise and evolving world politics

Debating Human Rights Peter Van Ness,2003-07-13 Human rights debates can provoke strong reactions particularly among people of different cultural backgrounds The debate over Asian values and the use of human rights diplomacy are the most obvious manifestations of divisions between Asia and the West and reflect particular world views and historical legacies In this new book scholars from the United States and several Asian countries debate fundamental issues such as Asian values peaceful evolution and cultural imperialism Provocative and challenging essays analyse the debate between East and West presenting critical perspectives on globalization and human rights diplomacy Debating Human Rights is an original contribution to a vital area of debate It presents a uniquely wide diversity of perspectives on controversial issues and demonstrates how scholars and activists who view the world very differently can nonetheless move these debates forward in a search for common ground

Human Rights in Asia Damien Kingsbury,Leena Avonius,2008-09-15 This book offers a critical reassessment of the Asian values debate which dominated the human rights discourse in the late 1990s and a reappraisal of the human rights situation in Asia sincethen In this book Asian and non Asian scholars contextualize the Asian values debate and examine in what ways the issues raised then continue to trouble Asian societies Human rights are seen both in the context of political developments in individual Asian

countries as well as in relation to global issues such as the Global War on Terror The book challenges the reader to critically examine human rights rhetoric and practice both in Asia and globally

International Human Rights Jack Donnelly, 2007 A definitive and concise introduction to international human rights updated with two new chapters addressing globalism and terrorism

China and Human Rights in North Korea Baogang He, David Hundt, Chengxin Pan, 2021-10-31 By exploring the China factor in the North Korean human rights debate this book evaluates the advantages and disadvantages of applying the Chinese development based approach to human rights in the Democratic People's Republic of Korea DPRK The contributors to this book treat the relevance of the Chinese experience to the DPRK seriously and evaluate how it might apply to easing North Korean human rights issues They engage with the debate about the relevance of the developmental or development based approach to North Korea In doing so they problematise scrutinise and contextualise the development based approach in Northeast Asia including China and examine different responses to the developmental approach and the influence of domestic politics on these responses A valuable contribution to discussions on possible ways forward for human rights in North Korea and an insightful critique of the Northeast Asian development model more broadly

Human Rights and Global Diversity Robert Paul Churchill, 2006 This accessible book defends human rights as truly universal for all persons globally while respecting the importance of plurality and cultural diversity It is unique as well in discussing cross cultural negotiations regarding human rights The book shows that there is no inherent contradiction between human rights norms and social and cultural values practices and forms of life worthy of preservation Concise yet comprehensive coverage includes reasoning about human rights debating their universality and cross cultural negotiations For anyone interested in the advancement of human rights and respectful of pluralism and the diversity of cultures and ways of life

Debating Human Rights Peter Van Ness, Nikhil Aziz, 1999

PART 3 Women's rights

Human Rights in Asia and the Pacific James T. Lawrence, 2004 The existence of human rights helps secure the peace deter aggression promote the rule of law combat crime and corruption and prevent humanitarian crises These human rights include freedom from torture freedom of expression press freedom women's rights children's rights and the protection of minorities This book surveys the countries of Asia and the Pacific and is augmented by a current bibliography and useful indexes by subject title and author

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Regional Protection of Human Rights Dinah Shelton, 2008 This book examines the role that human rights plays in the development of regional organizations It looks at the question of what human rights obligations states assume upon joining regional bodies and how regional concern

with human rights intersects with the global system elaborated in the context of the United Nations **Human Rights in the Global Political Economy** Tony Evans, 2011 Tony Evans critically investigates the theory and practice of human rights in the current global order Evans covers a range of contentious debates as he considers critiques of the prevailing conceptions of human rights He then explores the changing global context of human rights issues the nature and status of human rights within that context and recent institutional responses With its emphasis on policy and process his book offers a rich analysis of the politics of today s human rights regime

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