

1. Record Nr.	UNINA9910455337503321
Titolo	Cultural human rights [[electronic resource] /] / edited by Francesco Francioni, Martin Scheinin
Pubbl/distr/stampa	Leiden ; ; Boston, : Martinus Nijhoff Publishers, 2008
ISBN	1-282-39776-1 9786612397769 90-474-3173-1
Descrizione fisica	1 online resource (380 p.)
Collana	International studies in human rights ; ; 95
Altri autori (Persone)	FrancioniFrancesco ScheininMartin
Disciplina	341.4 341.4/8 341.48
Soggetti	Cultural property - Protection - Law and legislation Human rights Cultural policy Electronic books.
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Note generali	Description based upon print version of record.
Nota di bibliografia	Includes bibliographical references and indexes.
Nota di contenuto	Preliminary Material / Francesco Francioni and Martin Scheinin -- Preface / Francesco Francioni and Martin Scheinin -- Contents / Francesco Francioni and Martin Scheinin -- 1 Culture, Heritage and Human Rights: an Introduction / Francesco Francioni -- 2 The Cross- Cultural Legitimacy of Universal Human Rights: Plural Justification across Normative Divides / Tore Lindholm -- 3 Self-Determination and Cultural Rights / Ana Filipa Vrdoljak -- 4 Cultural Rights: a Necessary Corrective to the Nation State / William K. Barth -- 5 Protecting Peoples' Cultural Rights: a Question of Properly Understanding the Notion of States and Nations? / Matthias Ahrén -- 6 Indigenous Peoples' Cultural Rights and the Controversy over Commercial Use of Their Traditional Knowledge / Federico Lenzerini -- 7 The Right of a People to Enjoy Its Culture: towards a Nordic Saami Rights Convention / Martin Scheinin -- 8 Cultural Identity and Legal Status: or, the Return of the Right to Have (Particular) Rights / Eniko Horvath -- 9 Minorities'

Right to Maintain and Develop Their Cultures: Legal Implications of Social Science Research / Timo Makkonen -- 10 The Role of the State in Balancing Religious Freedom with Other Human Rights in a Multicultural European Context / Stéphanie Lagoutte and Eva Maria Lassen -- 11 Accessing Culture at the EU Level: an Indirect Contribution to Cultural Rights Protection? / Evangelia Psychogiopoulou -- 12 Language Rights as Cultural Rights: a European Perspective by Susanna Mancini and Bruno De Witte / Francesco Francioni and Martin Scheinin -- 13 The Place of Cultural Rights in the WTO System / John Morijn -- 14 A Right to Cultural Identity in UNESCO / Yvonne Donders -- 15 Political Change and the 'Creative Destruction' of Public Space / Sanford Levinson -- Notes on Contributors / Francesco Francioni and Martin Scheinin -- Subject Index / Francesco Francioni and Martin Scheinin -- Index of Case Law / Francesco Francioni and Martin Scheinin.

Sommario/riassunto

What is the relationship between culture and human rights? Can the idea of cultural rights, which are predicated on the distinctiveness and exclusivity of a community's beliefs and traditions, be compatible with the concept of human rights, which are universal and 'inherent' to all human beings? If we accept such compatibility, what is the actual content of cultural rights? Who are their beneficiaries: individuals, or peoples or groups as collective entities? And what precise obligations do cultural rights pose upon states or other actors in international law, or for the international community as a whole? International instruments on the protection of human rights do not provide self-evident answers to these questions. This book seeks to analyse these dilemmas and to assess the impact that they are having on international law and the development of a coherent category of cultural human rights.
