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This book explores the objectives pursued in donor programs, the methods used to advance them, and the underlying assumptions and strategies. It emphasizes the unexpected and sometimes unpleasant consequences of ignoring not only political and societal constraints but also advances in our technical approaches to performance improvement, the one area where the First World has a comparative advantage. The geographic scope of the work is broad, incorporating examples from Eastern and Central Europe, Latin America, Africa, and the Asia-Pacific region as well as from several First World nations. Justice Reform and Development examines First World assistance to justice or "rule of law" reforms in developing and transitional societies, arguing that its purported failure is vastly exaggerated, largely because of unrealistic expectations as to what could be accomplished. Change nonetheless is needed if the programs are to continue and would be best based on targeting specific performance problems, incorporation of donor countries' experience with their own reforms, and greater attention to relevant research. While contributing to an on-going debate

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among practitioners and academics involved in justice programs, this book will also be accessible to readers with little exposure to the topics, especially advanced undergraduate and graduate students in law, political science and areas studies.

Refugee and Forced Migration Studies has grown from being a concern of a relatively small number of scholars and policy researchers in the 1980s to a global field of interest with thousands of students worldwide studying displacement either from traditional disciplinary perspectives or as a core component of newer programmes across the Humanities and Social and Political Sciences. Today the field encompasses both rigorous academic research which may or may not ultimately inform policy and practice, as well as action-research focused on advocating in favour of refugees' needs and rights. This authoritative Handbook critically evaluates the birth and development of Refugee and Forced Migration Studies, and analyses the key contemporary and future challenges faced by academics and practitioners working with and for forcibly displaced populations around the world. The 52 state-of-the-art chapters, written by leading academics, practitioners, and policymakers working in universities, research centres, think tanks, NGOs and international organizations, provide a comprehensive and cutting-edge overview of the key intellectual, political, social and institutional

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challenges arising from mass displacement in the world today. The chapters vividly illustrate the vibrant and engaging debates that characterize this rapidly expanding field of research and practice.

Are Human Rights for Migrants? Critical Reflections on the Status of Irregular Migrants in Europe and the United States examines upon the possibilities and limitations which arise from approaching the situation of migrants in human rights terms.

What duties do liberal democratic states owe to refugees? Does international refugee law impose unfeasible demands on states? This highly original contribution explores what theories of international ethics have to say about refugee policy. It advances an innovative critique of prevalent liberal approaches, showing how their assumptions about moral agency create unfeasible expectations about international justice. It sets out an alternative theory, showing how this could be more adept at mobilizing commitment to refugee rights. The volume will be of interest not just to scholars and students of applied ethics, but also to those more generally interested in debates on refugee and migration policy. It presents a clear and thorough discussion of liberal political theory and its application to questions of international justice, and provides insights into the philosophical sources of debates on liberal versus restrictive approaches to refugee policy.

This new edition of the leading textbook on

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International refugee law has been substantially updated and now features extensive coverage of forced migration. In its accessible and influential style, it defines refugee status and asylum, and sets out the protections afforded to refugees and forced migrations.

Hövell.

This study examines social interactions in long-term refugee camps on the Thai-Burmese border. Based on seventeen months of participant observation, the author's analysis illuminates the social order in refugee camps beyond state and humanitarian governance.

As debates about migrants and refugees reverberate around the world, this book offers an important first-hand account of how migration is being approached at the highest levels of international governance.

Whereas refugees have long been protected by international law, migrants have been treated differently, with no international consensus definition and no one international migration system. This all changed in September 2016, when the 193 members of the United Nations unanimously adopted the New York Declaration on Refugees and Migrants, laying the groundwork for the creation of governance frameworks for migrants and refugees worldwide. This book provides a fly on the wall analysis of the opportunities and challenges of the two new Global Compacts on Refugees and

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Migration as governments, international NGOs, multilateral institutions and other actors develop and negotiate them. Looking beyond the compacts, the book considers migration governance over time, and asks the bigger questions of what the international community can do on the one hand to affirm and strengthen safe, orderly and regular migration to help drive economic growth and prosperity, whilst on the other hand responding to the problems caused by increasing numbers of refugees and irregular migrants. This highly engaging and informative account will be of interest to policy-makers, academics and students concerned with global migration and refugee governance.

This book focuses on past and present camp geographies and on the dispositifs that make them an ever-present spatial formation in the management of unwanted populations characterizing many authoritarian regimes as well as many contemporary democracies.

The movement of displaced people, migrants and refugees has become increasingly important around the world, leading to a need for increased scrutiny of global responses and policies towards migration. This book focuses on the Middle East, where many nations are part of this global phenomenon as both home, transit and/or host country. *Refugee Governance, State and Politics in the Middle East* examines the patterns of legal, political and institutional responses to large-scale Syrian forced migration. It analyses the motivations behind neighbouring countries' policy responses,

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how their responses change over time and how they have an impact on regional and global cooperation. Looking in particular at Turkey, Lebanon and Jordan, three of the world's top refugee hosting countries, this book explores how refugee governance differs across countries and why they diverge. To theorize variations, the book introduces multi-pattern and multi-stage refugee governance models as two complementary analytical frameworks. The book further argues that each of these three states' refugee responses is constructed based on three main factors: internal political interests, economic-development related concerns, and foreign policy objectives as well as interactions among them. The book's categorizations and models (on policy fields, actors, stages, patterns and driving forces) provide analytical tools to researchers for comparative analyses. Scholars and students of Comparative Politics, International Relations, Refugee Studies, Global Governance and Middle Eastern Studies will find this book a useful contribution to their fields. Provides a new framework for reconceptualizing the historical and contemporary relationship between cultural diversity, political authority, and international order.

This unique Research Handbook maps the historical, theoretical, and methodological concepts in sociology of law, exploring the rich and complex nature of this area of research. It argues that sociology of law flourishes due to its strong capacity for interdisciplinary engagement and links to other scientific concepts, methodologies and research fields. Focusing on the Karen people in Burma, Thailand and the United Kingdom, this book analyses how global, regional and local developments affect patterns of learning. It combines historical and ethnographic research to explore the mutual shaping of intergenerational relations and children's practical and formal learning within a context of migration and socio-political change. In this endeavour, Pia Jolliffe discusses

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traditional patterns of socio-cultural learning within Karen communities as well as the role of Christian missionaries in introducing schooling to the Karen in Burma and in Thailand. This is followed by an analysis of children's migration for education in northern Thailand where state schools often encourage students' aspirations towards upward social mobility at the same time as schools reproduce social inequality between the rural Karen and urban Thai society. The author draws attention to international humanitarian agencies who deliver education to refugees and migrants at the Thai-Burma border, as well as the role of UK government schools in the process of resettling Karen refugees. In this way, the book analyses the connections between learning, migration and intergenerational relations in households, schools and other institutions at the local, regional and global level.

Over the past two decades Global Legal Pluralism has become one of the leading analytical frameworks for understanding and conceptualizing law in the 21st century. Wherever one looks, there is conflict among multiple legal regimes. Some of these regimes are state-based, some are built and maintained by non-state actors, some fall within the purview of local authorities and jurisdictional entities, and some involve international courts, tribunals, and arbitral bodies, and regulatory organizations. Global Legal Pluralism has provided, first and foremost, a set of useful analytical tools for describing this conflict among legal and quasi-legal systems. At the same time, some pluralists have also ventured in a more normative direction, suggesting that legal systems might sometimes purposely create legal procedures, institutions, and practices that encourage interaction among multiple communities. These scholars argue that pluralist approaches can help foster more shared participation in the practices of law, more dialogue across difference, and more

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respect for diversity without requiring assimilation and uniformity. Despite the veritable explosion of scholarly work on legal pluralism, conflicts of law, soft law, global constitutionalism, the relationships among relative authorities, transnational migration, and the fragmentation and reinforcement of territorial boundaries, no single work has sought to bring together these various scholarly strands, place them into dialogue with each other, or connect them with the foundational legal pluralism research produced by historians, anthropologists, and political theorists. Paul Schiff Berman, one of the world's leading theorists of Global Legal Pluralism, has gathered over 40 diverse authors from multiple countries and multiple scholarly disciplines to touch on nearly every area of legal pluralism research, offering defenses, critiques, and applications of legal pluralism to 21st-century legal analysis. Berman also provides introductions to every part of the book, helping to frame the various approaches and perspectives. The result is the first comprehensive review of Global Legal Pluralism scholarship ever produced. This book will be a must-have for scholars and students seeking to understand the insights of legal pluralism to contemporary debates about law. At the same time, this volume will help energize and engage the field of Global Legal Pluralism and push this scholarly trajectory forward into another two decades of innovation.

This book investigates how effective human rights and the inherent dignity of refugees can be secured in situations of protracted exile and encampment. The book deploys an innovative human rights-based capabilities approach to address fundamental questions relating to law, power, governance, responsibility, and accountability in refugee camps. Adopting an original theoretical framework, the author demonstrates that legal empowerment can change the distribution of power in a given refugee situation, facilitating

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the exercise of individual agency and assisting in the reform of the opportunity structure available to the individual. Thus, by helping to increase the capability of refugees to participate actively in the decisions that most affect their core rights and interests, participatory approaches to legal empowerment can also assist in securing other capabilities, ultimately ensuring that refugees are able to live dignified lives while in protracted exile. Ultimately, the book demonstrates that legal empowerment of refugees can bring lasting benefits in establishing trust between refugees, the state, and local communities. It will be of interest to researchers within the fields of refugee studies, international law, development studies, and political science, as well as to policy-makers and practitioners working in the fields of refugee assistance and humanitarian intervention.

This thesis examines the administration of justice within the Karen refugee community on the Thai-Burma border. Often supposed to be absent jurisdictional oversight, in reality refugee camps operate at an intersection of multiple forms of regulation, including the law of the host state, international frameworks of human rights and refugee law, structures of legal informalism, cultural practices, attitudinal norms and religious traditions. There are nine refugee camps along the Thai-Burma border. Camp populations are subjected to extensive restrictions imposed by the Royal Thai Government, and the denial of freedom of movement and income generation has left refugees dependent on humanitarian assistance agencies for food and other basic resources. However, day to day camp management is largely handled by a refugee-led camp administration which, among other functions, has responsibility for justice delivery. The impressive level of internal autonomy within the Thai-Burma border camps has attracted international recognition but no comprehensive analysis. This thesis details the work of the

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camp governance system, its historical origins and its relationships with other normative orders. Key themes are the camp as community, the production of order beyond the state, and justice as a contested site. A struggle for normative control is identified between the three primary sets of actors engaged in camp governance - the Thai authorities, international humanitarian organisations and the refugee leadership. The struggle to define justice is particularly pronounced between international agencies and the camp leadership and has had real practical impact in transforming social norms within the Karen refugee community. This thesis highlights the agentic capacity of refugees but also highlights similarities between the refugee camp and other conflict-affected communities: a local population asserting agency, confronted by competing discourses of statehood and sovereignty from national governments and transnational relief agencies.

This book addresses a growing area of concern for scholars and development practitioners: discriminatory gender norms in legally plural settings. Focusing specifically on indigenous women, this book analyses how they, often in alliance with supporters and allies, have sought to improve their access to justice. Development practitioners working in the field of access to justice have tended to conceive indigenous legal systems as either inherently incompatible with women's rights or, alternatively, they have emphasised customary law's advantageous features, such as its greater accessibility, familiarity and effectiveness. Against this background – and based on a comparison of six thus far underexplored initiatives of legal and institutional change in Ecuador, Peru, and Bolivia – Anna Barrera Vivero provides a more nuanced, ethnographic, understanding of how women navigate through context-specific constellations of interlegality in their search for justice. In so doing, moreover, her account

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of ongoing political debates and local struggles for gender justice grounds the elaboration of a comprehensive conceptual framework for understanding the legally plural dynamics involved in the contestation of discriminatory gender norms.

This book addresses the intersection of various domains of international law (refugee law, human rights law including child rights international law and humanitarian law) in terms of the implications for State obligations to child refugee asylum seekers in particular; both as collectives and as individual persons. How these State obligations have been interpreted and translated into practice in different jurisdictions is explored through selected problematic significant cases.

Further, various threats to refugee children realizing their asylum rights, including refoulement of these children through State extraterritorial and pushback migration control strategies, are highlighted through selected case law. The argument is made that child refugee asylum seekers must not be considered, in theory or in practice, beyond the protection of the law if the international rule of law grounded on respect for human dignity and human rights is in fact to prevail.

In Asia, where authoritarian-developmental states have proliferated, statehood and social control are heavily contested in borderland spaces. As a result, in the post-Cold War world, borders have not only redefined Asian incomes and mobilities, they have also rekindled neighbouring relations and raised questions about citizenship and security. The contributors to the Routledge Handbook of Asian Borderlands highlight some of these processes taking place at the fringe of the state. Offering an array of comparative perspectives of Asian borders and borderlands in the global context, this handbook is divided into thematic sections, including:

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Livelihoods, commodities and mobilities Physical land use and agrarian transformations Borders and boundaries of the state and the notion of statelessness Re-conceptualizing trade and the economy in the borderlands The existence and influence of humanitarians, religions, and NGOs The militarization of borderlands Causing us to rethink and fundamentally question some of the categories of state, nation, and the economy, this is an important resource for students and scholars of Asian Studies, Border Studies, Social and Cultural Studies, and Anthropology.

Environmental conflict is a key driver of migration and this will only increase with climate change. Presenting insights from across the social sciences, this book examines the complex interdependencies between conflicts induced by environmental challenges and migration, proposing important governance strategies for the future.

Refugees have rarely been studied by economists. Despite some pioneering research on the economic lives of refugees, there remains a lack of theory and empirical data through which to understand, and build upon, refugees' own engagement with markets. Yet, understanding these economic systems may hold the key to rethinking our entire approach to refugee assistance. If we can improve our knowledge of the resource allocation systems that shape refugees' lives and opportunities, then we may be able to understand the mechanisms through which these market-based systems can be made to work better and turn humanitarian challenges into sustainable opportunities.

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This book adopts an inter-disciplinary approach, based on original qualitative and quantitative data on the economic life of refugees, in order to begin to build theory on the economic lives of refugees. It focuses on the case of Uganda because it represents a relatively positive case. Unlike other governments in the region, it has taken the positive step to allow refugees the right to work and a significant degree of freedom of movement through its so-called 'Self-Reliance Strategy'. This allows a unique opportunity to explore what is possible when refugees have basic economic freedoms. The book shows that refugees have complex and varied economic lives, often being highly entrepreneurial and connected to the global economy. The implications are simple but profound: far from being an inevitable burden, refugees have the capacity to help themselves and contribute to their host societies - if we let them

This is the first legal monograph analysing multilevel governance of global 'aggregate public goods' (PGs) from the perspective of democratic, republican and cosmopolitan constitutionalism by using historical, legal, political and economic methods. It explains the need for a 'new philosophy of international law' in order to protect human rights and PGs more effectively and more legitimately. 'Constitutional approaches' are justified by the universal recognition of human rights and by the need to protect 'human rights', 'rule of law', 'democracy' and other 'principles of justice' that are used in national, regional and UN legal systems as indeterminate legal concepts. The study describes and criticizes the legal methodology problems of 'disconnected' governance in

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UN, GATT and WTO institutions as well as in certain areas of the external relations of the EU (like transatlantic free trade agreements). Based on 40 years of practical experiences of the author in German, European, UN, GATT and WTO governance institutions and of simultaneous academic teaching, this study develops five propositions for constituting, limiting, regulating and justifying multilevel governance for the benefit of citizens and their constitutional rights as 'constituent powers', 'democratic principals' and main 'republican actors', who must hold multilevel governance institutions and their limited 'constituted powers' legally, democratically and judicially more accountable.

Das Thema Einwanderung wirft gewichtige gesellschaftspolitische, moralische und ethische Fragen auf. David Miller bezieht eine Position zwischen einem starken Kosmopolitismus, der für uneingeschränkte Bewegungsfreiheit und offene Grenzen plädiert, und einem blinden Nationalismus, der oft in pauschale Ausländerfeindlichkeit und dumpfen Rassismus umschlägt. In ständiger Auseinandersetzung mit Gegenargumenten entwickelt er seinen Standpunkt, der die Rechte sowohl der Immigranten als auch der Staatsbürger berücksichtigen soll. Ziel von Millers Ausführungen ist eine Immigrationspolitik liberaler Demokratien, die so gerecht ist wie möglich und so realistisch wie nötig.

This anthology explores the political nature of making order through policing activities in densely populated spaces across Africa, Asia and Latin America. Based on ethnographic research, the chapters analyze this

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complex with respect to marginalized young men in Haiti, community policing members and national politicians in Swaziland as well as other individual and collective actors engaged in policing and politics in Indonesia, Swaziland, Ghana, South Africa, Mexico, Bolivia, Haiti and Sierra Leone. What these contexts have in common is a plurality of order-making practices. Not one institution monopolizes the means of violence or a de facto sovereign position to do so. A number of interests are played out simultaneously, entailing re-negotiations over the very definition of what 'order' is. How and by whom a particular order is enforced is contested, at times violently so, and is therefore inherently political. In the existing literature on weak states, legal pluralism and policing in the Global South it is seldom made explicit that making order is a route to power and positions of political decision-making. It is this gap in the literature that this anthology fills, as it analyses the politics at stake in processes of order-making.

C'est très précisément à la vie politique des réfugiés dans les camps que s'attache la présente étude. Comme non-citoyens par définition, ou encore comme "demandeurs d'une citoyenneté qui est incomprise", les réfugiés ont développé toute une variété de répertoires d'action collective afin d'exercer cette citoyenneté, même en dehors de l'Etat nation. Le cas étudié est celui des camps de réfugiés palestiniens au Liban qui sont parmi les plus anciens du monde. Plusieurs générations y sont nées et restées depuis 1948.

This book provides a comprehensive coverage of crucial issues concerning EU co-operation and European

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security. At present, Europe is confronted with a number of serious common and global challenges, the most important being the economic crisis, migration issues, geopolitical tensions at its external borders, terrorism, climate change and environmental challenges. These developments have a huge impact on the stability and security of the continent as a whole and on each individual European country. Europe, more particularly the European Union, has to organize its governance and security infrastructure in such a way that it can cope with these global threats. This edited volume collects a number of topics and themes connected to the governance and/or security dimensions of EU co-operation. The book is divided into several parts, which deal respectively with the values and general principles of EU co-operation; institutional aspects of EU co-operation; a number of individual policy domains; areas of European criminal law; the external relations of the EU; and the future functioning of EU co-operation as a whole. The eighteen chapters, written by a team of experts with extensive practical and academic experience, contain insights and information valuable to researchers, students, practitioners and policy makers concerned with EU law and international law. About the editors Jaap de Zwaan is Lector European Integration at The Hague University of Applied Sciences, and Emeritus Professor of the European Union Law at Erasmus University Rotterdam. He served for nearly twenty years as a member of the Diplomatic Service of the Dutch Ministry of Foreign Affairs, where he worked notably in the domain of European integration. He was also the

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Director of the Netherlands Institute of International Relations Clingendael in The Hague for almost six years. Martijn Lak is a historian and a Lecturer and Researcher at the Department of European Studies of The Hague University of Applied Sciences. He studied Journalism and History at the University of Applied Sciences Utrecht, and obtained his Ph.D. in 2011. Martijn Lak specializes in post-war Dutch-German economic and political relations and contemporary German history.

Abiola Makinwa is a Senior Researcher and Lecturer in commercial Law with a special focus on Anti-Corruption Law and Policy at The Hague University of Applied Sciences. Abiola Makinwa holds a Ph.D. from Erasmus University, Rotterdam. She is a frequent speaker on anti-corruption law and policy and has introduced Anti-Corruption Compliance as an undergraduate course at The Hague University. Piet Willems is a Lecturer in International and European Law at The Hague University of Applied Sciences, where he focuses on project-based learning, moot court coaching and competition law. His research activities focus on regulation in the European Union. He obtained both his Master's degree and his LL.M. in European Law from Ghent University. -based learning, moot court coaching and competition law. His research activities focus on regulation in the European Union. He obtained both his Master's degree and his LL.M. in European Law from Ghent University.

It is not often acknowledged that the great majority of African refugee movement happens within Africa rather than from Africa to the West. This book examines the specific characteristics and challenges of the refugee

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situation in Sub-Saharan Africa, offering a new and critical vision on the situation of asylum-seekers and refugees in the African continent. Cristiano d'Orsi considers the international, regional and domestic legal and institutional frameworks linked to refugee protection in Sub-Saharan Africa, and explores the contributions African refugee protection has brought to the cause on a global scale. Key issues covered in the book include the theory and the practice of non-refoulement, an analysis of the phenomenon of mass-influx, the concept of burden-sharing, and the role of freedom fighters. The book goes on to examine the expulsions of refugees and the historical role played by UNHCR in Sub-Saharan Africa. As a work which follows the persecution and legal challenges of those in search of a safe haven, this book will be of great interest and use to researchers and students of immigration and asylum law, international law, human rights, and African studies.

This book offers an in-depth case study on the leading international refugee agency, the United Nations High Commissioner for Refugees (UNHCR), and its approach to environmentally displaced persons. The author examines the UNHCR on the basis of expert interviews and content analysis in order to highlight why and how the organization is addressing the issue. The analysis draws on organizational as well as security theory, offering readers a better understanding of the connection between the two. The book appeals to scholars in the fields of migration and organizational studies, as

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well as policymakers and professionals working in international organizations.

How are refugee crises solved? This has become an urgent question as global displacement rates continue to climb, and refugee situations now persist for years if not decades. The resolution of displacement and the conflicts that force refugees from their homes is often explained as a top-down process led and controlled by governments and international organizations. This book takes a different approach. Through contributions from scholars working in politics, anthropology, law, sociology and philosophy, and a wide range of case studies, it explores the diverse ways in which refugees themselves interpret, create and pursue solutions to their plight. It investigates the empirical and normative significance of refugees' engagement as agents in these processes, and their implications for research, policy and practice. This book speaks both to academic debates and to the broader community of peacebuilding, humanitarian and human rights scholars concerned with the nature and dynamics of agency in contentious political contexts, and identifies insights that can inform policy and practice.

Global climate change is perceived to be one of the biggest challenges for international politics in the 21st century. This work seeks to fuse a global governance perspective together with different

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Interpretive approaches, offering a novel way of looking at international climate politics. Equipped with a common interpretive tool-kit, the authors examine different issue-areas and excavate the contours of an overall pattern – the depoliticisation of climate governance. It is this concept which represents the overarching theme connecting the different contributions, addressing issues such as how the securitization of climate change conceals its socio-economic roots; how highly political decisions and value-judgements are couched in the terms of science; how the reframing of climate change as a matter of economic calculation and investment narrows the scope of political action; and how the prevailing concentration on technological solutions to climate change turns it into a mere administrative issue to be tackled by experts. Highlighting the depoliticisation of highly political issues provides a means to bring the political back into one of the most important issue areas of 21st century world politics. The editors have assembled a series of 14 interpretive inquiries into discourses of global climate governance which aim to flesh out an interpretive methodology, demonstrating the value it offers to those seeking to achieve a better understanding of global climate governance. This work will be of great interest to students and scholars of environmental politics, political theory and climate change. European public discourse often frames (forced)

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migration solely as a security issue and ignores the implications of societal diversity for health, quality-of-life and well-being, in both Africa and Europe. The present volume offers an interdisciplinary and international look at the relationship between refugees, diversity, and health, including health care policies, socio-political framework conditions, environmental factors, the situation in refugee camps, quality-of-life approaches and economical perspectives.

The Capability Approach founded by Amartya Sen and Martha Nussbaum offers a justicebased analytical framework for human development. The contributions to the present volume show how the Capability Approach can be applied productively in empirical analyses of the life situations of young people and the educational institutions they attend in different parts of the world including Serbia, Kosovo, Kenya, India, Greece, and Germany. Moreover, the volume helps to extend the Capability Approach by relating it to different theoretical and methodological approaches such as the capability concept of Paul Ricoeur, critical materialism, critical discourse analysis, and biographical research. Thus, the volume delivers comprehensive insights into the social (in) justices to be found not only on the level of individual life paths but also in institutions and in educational policy while showing innovative ways of applying the Capability Approach in the social

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This book examines migration as a key element of the European Union's (EU's) foreign policy and thus a critical domain for understanding and evaluating EU external action. It documents, explains, and assesses the implementation of EU migration policies, especially after the crisis of 2015, providing a much-needed overall evaluation and comparison in different geographic contexts. Applying a composite approach to global political justice, it affords a normative assessment of EU's action and shows the tensions between the justice claims of the many actors involved in the EU migration system of governance. This book will be of key interest to scholars, students and policymakers in European Union external/foreign policy, migration and refugee studies, global justice, ethics and more broadly to European studies/politics, and international relations. Written by an international team of leading political and legal theory scholars whose writings have contributed to shaping the field, *Migration in Political Theory* presents seminal new work on the ethics of movement and membership. The volume addresses challenging and under-researched themes on the subject of migration, and debates the question of whether we ought to recognize a human right to immigrate, and whether it might be legitimate to restrict emigration. The authors critically examine criteria for selecting would-be migrants, and for

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acquiring citizenship, as well as the tensions between the claims of immigrants and existing residents, and tackle questions of migrant worker exploitation and responsibility for refugees. All of the chapters illustrate the importance of drawing on the tools of political theory to clarifying, criticize and challenge the current terms of the migration debate.

Governing Refugees Justice, Order and Legal Pluralism Routledge

Over the past two decades, legal thought and practice in Latin America have changed dramatically: new constitutions or constitutional reforms have consolidated democratic rule, fundamental innovations have been introduced in state institutions, social movements have turned to law to advance their causes, and processes of globalization have had profound effects on legal norms and practices. *Law and Society in Latin America: A New Map* offers the first systematic assessment by leading Latin American socio-legal scholars of the momentous transformations in the region. Through an interdisciplinary and comparative lens, contributors analyze the central advances and dilemmas of contemporary Latin American law. Among them are pioneering jurisprudence and legal mobilization for the fulfillment of socioeconomic rights in a highly unequal region, the rise of multicultural constitutionalism and legal struggles

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around identity politics, the globalization of legal education and practice, tensions between developmental policies and environmental justice, and the emergence of a regional human rights system. These and other processes have not only radically altered the institutional landscape of the region, but also produced academic and practical innovations that are of global interest and defy conventional accounts of Latin American law inherited from law-and-development studies.

Painting a portrait of the new Latin American legal thought for an international audience, *Law and Society in Latin America: A New Map* will be of particular interest to students of comparative law, legal mobilization, and Latin American politics.

Humanised accounts of restrictions on mobility are rarely the focus of debates on irregular migration. Very little is heard from refugees themselves about why they migrate, their experiences whilst entering the EU or how they navigate reception conditions upon arrival, particularly from a gendered perspective. *The Securitization of Migration and Refugee Women* fills this gap and explores the journey made by refugee women who have travelled from Somalia to the EU to seek asylum. This book reveals the humanised impact of the securitization of migration, the dominant policy response to irregular migration pursued by governments across the Globe. The Southern EU Member State of Malta finds itself on the frontline of policing and securing Europe's southern external borders against transnational migrants and preventing migrants' on-migration to other Member States within the EU. The securitization of migration has been

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responsible for restricting access to asylum, diluting rights and entitlements to refugee protection, and punishing those who arrive in the EU without valid passports –a visibly racialised and gendered population. The stories of the refugee women interviewed for this research detail the ways in which refugee protection is being eroded, selectively applied and in some cases specifically designed to exclude. In contrast to the majority of migration literature, which has largely focused on the male experience, this book focuses on the experiences of refugee women and aims to contribute to the volume of work dedicated to analysing borders from the perspective of those who cross them. This research strengthens existing criminological literature and has the potential to offer insights to policy makers around the world. It will be of interest to academics and students interested in International Crime and Justice, Securitisation, Refugee Law and Border Control, as well as the general reader. This book offers a new approach to the extraordinary story of Timor-Leste. The Indonesian invasion of the former Portuguese colony in 1975 was widely considered to have permanently crushed the Timorese independence movement. Initial international condemnation of the invasion was quickly replaced by widespread acceptance of Indonesian sovereignty. But inside Timor-Leste various resistance networks maintained their struggle, against all odds. Twenty-four years later, the Timorese were allowed to choose their political future and the new country of Timor-Leste came into being in 2002. This book presents freedom in Timor-Leste as an accomplishment of networked governance, arguing that weak networks are capable of controlling strong tyrannies. Yet, as events in Timor-Leste since independence show, the nodes of networks of freedom can themselves become nodes of tyranny. The authors argue that constant renewal of liberation networks is critical for peace with justice - feminist

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networks for the liberation of women, preventive diplomacy networks for liberation of victims of war, village development networks, civil society networks. Constant renewal of the separation of powers is also necessary. A case is made for a different way of seeing the separation of powers as constitutive of the republican ideal of freedom as non-domination. The book is also a critique of realism as a theory of international affairs and of the limits of reforming tyranny through the centralised agency of a state sovereign. Reversal of Indonesia's 1975 invasion of Timor-Leste was an implausible accomplishment. Among the things that achieved it was principled engagement with Indonesia and its democracy movement by the Timor resistance. Unprincipled engagement by Australia and the United States in particular allowed the 1975 invasion to occur. The book argues that when the international community regulates tyranny responsively, with principled engagement, there is hope for a domestic politics of nonviolent transformation for freedom and justice.

This book explores the relationships between property and the concept of sovereignty from a number of different perspectives. It distinguishes between the dual meaning of 'sovereignty' in property discourse - political sovereignty and owner sovereignty. The contributors discuss the nature of sovereignty in both senses, applying it to a wide range of topics such as the evolution of property rights in fragile and conflict-affected nation states, and notions of sovereign property in new worlds. A section on the Arts illuminates the relationships between property, sovereignty, and culture, and a further section investigates regulatory property and governmental control over resources. The book concludes with an exploration of sovereign shaping of private property entitlements to achieve instrumental ends. This interesting collection will be valuable to those in the fields of legal

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philosophy, property theory, international and comparative law, and political sociology. This book explores the relationships between property and the concept of sovereignty from a number of different perspectives. It distinguishes between the dual meaning of 'sovereignty' in property discourse - political sovereignty and owner sovereignty. The contributors discuss the nature of sovereignty in both senses, applying it to a wide range of topics such as the evolution of property rights in fragile and conflict-affected nation states and notions of sovereign property in new worlds. A section on The Arts illuminates the relationships between property, sovereignty and culture and a further section investigates regulatory property and governmental control over resources. The book concludes with an exploration of sovereign shaping of private property entitlements to achieve instrumental ends. This interesting collection will be valuable to those in the fields of legal philosophy, property theory, international and comparative law, and political sociology.

Refugee camps are imbued in the public imagination with assumptions of anarchy, danger and refugee passivity. *Governing Refugees: Justice, Order and Legal Pluralism* challenges such assumptions, arguing that refugee camps should be recognized as spaces where social capital can not only survive, but thrive. This book examines camp management and the administration of justice in refugee camps on the Thailand-Burma border. Emphasising the work of refugees themselves in coping with and adapting to encampment, it considers themes of agency, sovereignty and legal pluralism in an analysis of local governance and the production of order beyond the state. *Governing Refugees* will appeal to anyone with relevant interests in law, anthropology and criminology, as well as those working in the area of refugee studies.

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Myanmar is going through a period of profound - and contested - transition. The country has experienced widespread if sometimes uneven reforms, including the start of a peace process between the government and Myanmar Army, and some two dozen ethnic armed organizations, which had long been fighting for greater autonomy from the militarized and Burman-dominated state. This book brings together chapters by Burmese and foreign experts, and contributions from community and political leaders, who discuss the meaning of citizenship in Myanmar/Burma. The book explores citizenship in relation to three broad categories: issues of identity and conflict; debates around concepts and practices of citizenship; and inter- and intra-community issues, including Buddhist-Muslim relations. This is the first volume to address these issues, understanding and resolving which will be central to Myanmar's continued transition away from violence and authoritarianism.

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