

HUMAN RIGHTS I

BACKGROUND. Glendon, *A World Made New*. Tu, 27 Sept.

WHAT ARE RIGHTS?

HISTORICAL EVOLUTION AND ANALYTICAL DISTINCTIONS. Finnis *Natural Law and Natural Rights*; Wellman, *A Theory of Rights*, pp. 7-15; Waldron "A Right to Do Wrong." Th, 29 Sept.

NATURAL RIGHTS. Locke *Second Treatise of Government*, §§4-6; Maritain *The Rights of Man and Natural Law*; MacDonald, "Natural Rights" Tu, 4 Oct.

CHOICE THEORY. Hart, "Are There Any Natural Rights?" Th, 6 Oct.

INTEREST THEORY. Raz, "On the Nature of Rights." Tu, 11 Oct.

WHAT DO RIGHTS ADD? Feinberg, "The Nature and Value of Rights." Th, 13 Oct.

THE RELATIONSHIP BETWEEN RIGHTS AND DUTIES

ABSOLUTE RIGHTS. Gewirth, "Are There Any Absolute Rights?" Tu, 18 Oct.

ABSOLUTISM AND UTILITARIANISM. Nagel, "War and Massacre." Th, 20 Oct.

RIGHTS AS SIDE CONSTRAINTS. Nozick, *Anarchy, State, and Utopia*, esp. pp. 26-35, 48-51, 149-64, 167-73. Tu, 25 Oct.

SIDE CONSTRAINTS: FORM AND CONTENT. Scheffler, "Natural Rights, Equality, and the Minimal State." Th, 27 Oct.

BASIC RIGHTS. Cranston, "Human Rights, Real and Supposed"; Shue, *Basic Rights*, pp. 5-34. Tu, 1 Nov.

BASIC RIGHTS AND DUTIES. Shue, *Basic Rights*, pp. 35-64 Th, 3 Nov.

CRITICISMS: POSITIVE AND NEGATIVE RIGHTS. O'Neill, *Towards Justice and Virtue*; Wellman, *Welfare Rights*. Tu, 8 Nov.

HUMAN RIGHTS AND CULTURAL DIFFERENCES

RELATIVISM. American Anthropological Association, "Statement on Human Rights"; Williams, *Morality*. Th, 10 Nov.

RELATIVISM II. Williams, "Human Rights and Relativism"; Waldron, "How to Argue for a Universal Claim" Tu, 15 Nov.

A FOUNDATIONALIST THEORY OF RIGHTS. Gewirth, "The Epistemology of Human Rights."	Th, 17 Nov.
GEWIRTH: CRITICISMS. Danto, "Constructing an Epistemology of Human Rights: A Pseudo Problem?"; Gewirth, "Reply to Danto."	Tu, 22 Nov.
REVIEW	Tu, 29 Nov.

M A T E R I A L S

The Shue book may be purchased at the Seminary Co-op Bookstore; the other readings are in a xeroxed packet that may be purchased from the Humanities Copy office in Walker 003. All readings are on reserve in the Regenstein Library.

Comments on lectures and announcements will be posted on the web at this address: <http://humanities.uchicago.edu/faculty/mgreen/HumanRtsF05/>

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A S S I G N M E N T S

There will be three assignments: (1) a take home mid-term exam, due Friday, 28 October; (2) an 8 page paper, due Monday, 21 November; (3) a final exam on Thursday, 8 December.

Please take note of the following policies. (1) All assignments must be completed in order to pass the course. (2) Late papers will be accepted without question but penalized at the rate of one-eighth of a grade a day, with exceptions in extremely unusual circumstances. (3) Plagiarism, presenting someone else's work as your own, will result in failure in this course and will be reported to the relevant academic authorities. If you are unsure about exactly what counts as plagiarism, please ask.

R E A D I N G S

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Danto, Arthur. "Constructing an Epistemology of Human Rights: A Pseudo Problem?" *Social Philosophy and Policy* 1, no. 2 (1984): 25-30.

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Gewirth, Alan. "Are There Any Absolute Rights?" *The Philosophical Quarterly* 31, no. 122 (1981): 1-16.

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- Glendon, Mary Ann. *A World Made New: Eleanor Roosevelt and the Universal Declaration of Human Rights*. 1st ed. New York: Random House, 2001, pp. 172-91, 73-8, 235-41.
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- Waldron, Jeremy. “How to Argue for a Universal Claim.” *Columbia Human Rights Law Review* 30 (1999): 305-14.
- . “A Right to Do Wrong.” *Ethics* 92, no. 1 (1981): 21-39.
- Wellman, Carl. *Welfare Rights*. Totowa, N.J.: Rowman and Littlefield, 1982, pp. 157-64.
- . *A Theory of Rights*. Totowa, N.J.: Rowman & Allanheld, 1985, pp. 7-15.
- Williams, Bernard. *Morality: an Introduction to Ethics*. Cambridge: Cambridge University Press, 1972, pp. 20-5.
- . “Human Rights and Relativism.” In *In the Beginning Was the Deed*, edited by Geoffrey Hawthorn, 62-74. Princeton, N.J.: Princeton University Press, 2005.