International Legitimacy and Global Justice

26:478:525:01:37479 and 23:600:737:01:33333

Syllabus

Fall 2013
Jean-Marc Coicaud (jeanmarc.coicaud@rutgers.edu)

Summary of the course: Bringing together theory and practice, the course will examine the extent and limits of international law and international organizations in support of human rights and global justice. It will describe their contribution in these areas, as well as evaluate it. It will also explore suggestions to achieve a better alignment of international law and international organizations, and human rights and global justice in the future.

Rutgers Law School- CLJ-394: Tuesday from 5:00pm to 8:00pm

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Session I: Introduction September 3

The session will introduce the relevance of the course for graduate students, highlight its main aspects and indicate how they will be tackled.

Overall presentation of the course
- Introduction of the students enrolled in the course
- Describing the overall logic of the course
- Intellectual Issues
  - Key academic themes: international law, international organizations, international relations, philosophy of international law, international law in a historical perspective
  - Key concepts: positive law, natural law, principles of international law, interactions between international law and international relations, power and justice, legitimacy (national and international), justice (national, international and global), ethics and morality, sovereignty, collective
security, peacekeeping, human rights, humanitarian intervention, global policy

- Methodological Issues
  - Pluridisciplinarity: law, international relations, philosophy, history
  - Analytical and prescriptive considerations
  - Explanation of the readings

- Practical Issues
  - Course participation
  - Paper
  - Grades

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Session II: Law and Legitimacy, from the National to the International Realm (September 10)

Bibliography:

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Session III: International Law and the Socialization of International Life (September 17)

Bibliography:

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Session IV: Key Principles of International Law (September 24)

Bibliography:

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Sessions V: International Law and the United Nations as a Political Organization (October 1)

Bibliography:

Session VI: The United Nations as an International Bureaucracy (October 8)

Bibliography:

Session VII: UN Peacekeeping Operations (October 15)

Bibliography:

Session VIII: Humanitarian Interventions and Genocide (October 22)

Bibliography:
• Dallaire, Roméo (with Brent Beardsley) *Shake Hands with the Devil: The Failure of Humanity in Rwanda.* (Toronto: Random House Canada, 2003) pp 1-134
• Shabas, William A. *Genocide in International Law.* (Cambridge: Cambridge UP, 2000) Chapters 1-10

Session IX: International Law and International Organizations at the Crossroads (October 29)

Bibliography:
• Clark, Ian *Legitimacy in International Society.* (Oxford: Oxford UP, 2005)
• Linklater, Andrew *The Transformation of Political Community: Ethical Foundations of the Post-Westphalian Era.* (Columbia: University of South Carolina Press, 1998)

Session X: Deconstructing International Law and International Legitimacy (November 5)

Bibliography:

Session XI: International Law and the Demands of Global Justice (November 12)
Bibliography:

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Session XII: Beyond International Law and International Organizations: Global Policy (November 19)

Bibliography:

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Session XIII: Conceptualizing the Way Forward (November 26)

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Session XIV: Conclusion: Reviewing the Main themes of the course (December 3)

Review of previous sessions and readings

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Requirements:
- Attendance is obligatory. If a student misses more than three classes without good reason, he or she will be unable to get credits for the course.
- Each session will be 3 hours (from 5:00 p.m. to 8:00 p.m. on Tuesdays), divided in two parts: the first part will consist of reviewing the readings, with presentations by students and questioning of students; the second part will consist of lecturing and feedback.
- Readings for each session are mandatory before class. Students should expect to be asked about the readings in class.
- Active participation is required in class and represents 30% of the final grade. A final paper of 4,000 words is required at the end of the class for the final grade. The first draft of the paper will be due by Tuesday, November 12. Based on the feedback
provided by Professor Coicaud, students will finalize their paper by Tuesday, December 3 at the latest.