

**Women and Human Rights: International Law and Policy**

NYU School Professional Studies

M.S. Program in Global Affairs

GLOB1-GC.2360.1.001.FA17

Professor Belinda Cooper, J.D.

Thursday 3:30-6:10 pm

Rm. 422 Woolworth

September 7– December 14, 2017

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Office hours by appointment

**Course Description:** This course aims to familiarize students with women's human rights in an international context. We will look at feminist critiques of today's human rights law regime. We will then consider specific human rights issues affecting women, including domestic violence, prostitution and sex trafficking, reproductive rights, health, development, and women in war. Students will gain an understanding of the underlying ethical and legal issues involved, international legal efforts to protect women's rights, the international and national procedures for insuring their implementation, and methods used by NGOs in advocating for women's rights.

**Course Prerequisites:** No prerequisites are required for this course.

**Course Structure/Method:** The course combines lectures and classroom discussions. We meet for one 2 hour and 40 minute session per week.

**Course Learning Outcomes:** This course will enable students to: explain the bases and significance of women's human rights law and policy; analyze the content of international human rights documents pertaining to women's rights; understand international enforcement mechanisms for women's human rights; debate opposing sides of important human rights issues; write advocacy essays and engage in substantive research on women's human rights issues.

**Communication Policy:** Please use your NYU email or NYU Classes course email for communication purposes. On workdays, email inquires will be answered within 72 hours. Office hours are available upon appointment.

**Course Materials and Requirements:**

The following materials are required:

Micheline Ishay, *The History of Human Rights* 2 edition (University of California Press, 2008) 978-0520256415, paperback, \$28.65 new on Amazon, also available used.

Bert B. Lockwood, ed., *Women's Rights: A Human Rights Quarterly Reader* (Johns Hopkins U., 2006). 9780801883743 (**Lockwood** below) (the articles in this book were all

in *Human Rights Quarterly*, which can be accessed through electronic resources), paperback, \$32 new on Amazon, also available used.

Tara McKelvey, ed., *One of the Guys: Women as Aggressors and Torturers* (Seal Press, 2007), 1580051960, paperback, \$11.84 new on Amazon, also available used..

Hilary Charlesworth and Christine Chinkin, *The Boundaries of International Law: A Feminist Analysis* (Juris Publishing, 2000), 978-1929446070 or Manchester U Press, 978-0719037399. (on reserve)

Other materials will be posted.

The readings on this syllabus are designed to give you background knowledge about the class lessons and should be done before the class session where that material will be discussed. Participation in class is very important, and I expect students to participate regularly.

Please check the syllabus on line regularly. I will be posting updates, additions to the syllabus, items of interest, etc. and expect you to be aware of new information.

### **Course Expectations:**

**Exams and Paper:** There will be a 10-15 page paper, due the last day of class, for which I will require an outline and brief preliminary bibliography and a five-page draft (due dates indicated below). Instructions for paper writing will be handed out/posted and discussed in class, and students must clear paper topics with me. Also, I will assign three short advocacy papers based on the weekly readings, in which students will argue an assigned side of a controversial human rights issue and will be asked to defend the reverse argument in class. These papers will be due in draft form on the dates indicated on the syllabus. These papers and assignments will be due before class on the day for which the readings are assigned. Students will then be asked to rewrite the papers in light of the class discussion and submit revisions a week later. Participation is very important, and I expect students to participate regularly. The grade will be determined as follows: term paper 40%, short papers 40%, class preparation and participation 20%.

**Attendance:** All students must attend class regularly. Your contribution to classroom learning is essential to the success of the course. Any more than two (2) absences (with an explanation or not) during the Fall and Spring and one (1) absence during the summer will likely lead to a need to withdraw from the course or a failing grade.

**Blackboard submission:** *All written work must be submitted via the Assignment Tool on Blackboard; all student work may be scanned by Turnitin plagiarism-detection software. This is a departmental requirement and applies even if the*

assignments are also submitted to me as hardcopies or by e-mail. I will not grade an assignment until it is submitted via Blackboard.

### Assessment Strategy

The grade will be determined as follows: term paper 40%, short papers 40%, class preparation and participation 20%.

### Evaluation Criteria

- **Research Paper:** Clear evidence of wide and relevant research and critical thinking about the data and sources; a strong thesis or problem to address; effective analysis that leads to a compelling conclusion; good, accurate and persuasive writing.
- **In-Class Exercises:** Contributions of insight to the analysis; raising questions showing insight into the implications of the analysis; accurate work.
- **Class Participation:** Active, respectful and collegial engagement in class discussion; evidence of reading and preparation.

### SPS Grading Scale

Grade	Meaning	GPA Conversion
A	Exceptional; superior effort	4.0
A-	Excellent	3.7
B+	Very good	3.3
B	Good; meets program standards	3.0
B-	Meets program standards in most respects	2.7
C+	Requires moderate improvement	2.3
C	Requires significant improvement	2.0
C-	Requires extensive improvement	1.7
F	Fail – Did not meet minimal course requirements	0

### NYUSPS Policies:

NYUSPS policies regarding the Family Educational Rights and Privacy Act (FERPA), Academic Integrity and Plagiarism, Students with Disabilities Statement, and Standards of Classroom Behavior among others can be found on the NYU Classes Academic Policies tab for all course sites as well as on the University and NYUSPS websites. Every student is responsible for reading, understanding, and complying with all of these policies.

The full list of policies can be found at the web links below:

- University: <http://www.nyu.edu/about/policies-guidelines-compliance.html>
- NYUSPS: <http://sps.nyu.edu/academics/academic-policies-and-procedures.html>

**Incompletes:** Incompletes are only granted in extreme cases such as illness or other family emergency and only where almost all work for the semester has been successfully completed. A student's procrastination in completing his/her paper is not a basis for an Incomplete.

**Plagiarism:** Plagiarism will not be tolerated and will be severely penalized. The school and I both take this VERY seriously. Please be aware of NYU's definition of plagiarism, and talk to me if you have any questions:

*Plagiarism is presenting someone else's work as though it were one's own. More specifically, plagiarism is to present as one's own a sequence of words quoted without quotation marks from another writer; a paraphrased passage from another writer's work; creative images, artwork, or design; or facts or ideas gathered, organized, and reported by someone else, orally and/or in writing and not providing proper attribution. Since plagiarism is a matter of fact, not of the student's intention, it is crucial that acknowledgement of the sources be accurate and complete. Even where there is no conscious intention to deceive, the failure to make appropriate acknowledgment constitutes plagiarism. Penalties for plagiarism range from failure for a paper or course to dismissal from the University.*

## **Class Topics and Readings**

### ***1, Sept. 7: Origins of Human Rights and Women's Human Rights***

Micheline Ishay, *The History of Human Rights* (2008), Intro and Chapters 2 and 3

Lockwood, Chapter 1, Arvonne Fraser, *Becoming Human: the Origins and Development of Women's Human Rights*, pp. 3-35.

Suggested: John Stuart Mill, *The Subjection of Women*,  
[http://ebooks.adelaide.edu.au/m/mill/john\\_stuart/m645s/](http://ebooks.adelaide.edu.au/m/mill/john_stuart/m645s/)

### ***2, Sept. 14: Human rights in the 20th century; international human rights documents***

Michael Ignatieff, *Human Rights as Politics*,  
[http://tannerlectures.utah.edu/documents/a-to-z/i/Ignatieff\\_01.pdf](http://tannerlectures.utah.edu/documents/a-to-z/i/Ignatieff_01.pdf), pp. 287-294  
 and 298-301

UN Charter, <http://www.un.org/aboutun/charter>. Concentrate on the Preamble and Articles 1, 2 (esp. 2.7), 13, 55, 56, 62, Chapter XI (Articles 73-74), and Chapter XII (Articles 75-85)

Universal Declaration of Human Rights, <http://www.un.org/Overview/rights.html>.

International Covenant on Civil and Political Rights, esp. Part I-IV,  
<http://www2.ohchr.org/english/law/ccpr.htm>

International Covenant on Economic, Social and Cultural Rights, esp. Parts I-IV,  
<http://www2.ohchr.org/english/law/cescr.htm>

### 3, Sept.21: *Feminist Critiques of Human Rights; CEDAW*

*Add cultural relativism here from fem perspective*

Lockwood, Chapter 1, *Arvonne Fraser, Becoming Human*, pp. 35-56.

Lockwood, Chapter 3, *Gayle Binion, Human Rights: A Feminist Perspective* (also in *Human Rights Quarterly*, Vol. 17, No. 3 (Aug., 1995), pp. 509-526, accessible through electronic resources).

Hilary Charlesworth and Christine Chinkin, *Human Rights*, Chapter 7, pp. 201-249, in Charlesworth and Chinkin, *The Boundaries of International Law: A Feminist Analysis*.

Convention on the Elimination of All Forms of Discrimination against Women (CEDAW) (1981), Preamble, Articles 1-18, 23-24, 29, available at  
<http://www1.umn.edu/humanrts/instree/e1cedaw.htm>

Some CEDAW history: <http://www.un.org/womenwatch/daw/cedaw/history.htm>

CEDAW Committee, Statement on Reservations to the Convention, in CEDAW committee report, 18th and 19th sessions, 1998, pp. 47-50,  
<http://www.un.org/womenwatch/daw/cedaw/reports/18report.pdf>

CEDAW, Optional Protocol, <http://daccess-dds-ny.un.org/doc/UNDOC/GEN/N99/774/73/PDF/N9977473.pdf?OpenElement>

Debate on feminism and multiculturalism in Boston Review. The various contributions are at <http://bostonreview.net/forum/susan-moller-okin-multiculturalism-bad-women>. Please read Moller Okin's original article and the responses by Will Kymlicka, Bonnie Honig, Bhikhu Parekh and Homi K. Bhabha and Okin's response to the responses.

### 4, September 28: *Female circumcision as a human rights issue: Cultural relativism and the clash of rights*

**\*\*\*\*\*First short paper due before start of class – see Short Paper Guidelines in Assignments section. Debate in class.\*\*\*\*\***

Interagency statement on eliminating genital cutting, pp. 1-21 and annexes 2 and 5, [http://www.unicef.org/media/files/Interagency\\_Statement\\_on\\_Eliminating\\_FGM.pdf](http://www.unicef.org/media/files/Interagency_Statement_on_Eliminating_FGM.pdf) ]

Fuambai Ahmadu, "Rites and Wrongs: An Insider/Outsider Reflects On Power and Excision", In Shell-Duncan B. and Y. Hernlund (eds) *Female "circumcision" in Africa: Culture, Controversy, and Change* (Boulder: Lynne Rienner Publishers, 2000). A reproduction of the chapter is available here: <http://www.africanholocaust.net/fgm.html>

Why Some Women Choose to Get Circumcised, <http://www.theatlantic.com/international/archive/2015/04/female-genital-mutilation-cutting-anthropologist/389640/>

Michelle Goldberg, Rights versus Rites, American Prospect 2009, <http://prospect.org/article/rights-versus-rites>

Ayaan Hirsi Ali, Cruellest Cut in the Name of Islam, <http://www.theaustralian.com.au/news/world/cruellest-cut-in-the-name-of-islam/story-e6frg6so-111112933197>

Yael Tamir, "Hands Off Clitoridectomy," Boston Review, summer 1996, <http://bostonreview.net/yael-tamir-hands-off-clitoridectomy>

Responses to Tamir by Nussbaum: <http://bostonreview.net/archives/BR21.5/nussbaum.html>, Neuwirth (find in online journals – not available online), George <http://bostonreview.net/archives/BR21.5/george.html>, Kamm (find in online journals – not available online)

And Tamir's response to the responses: <http://bostonreview.net/archives/BR21.5/tamir.html>

Has a US Pediatric Group Condoned Genital Cutting? , Time Magazine, May 11, 2010, <http://www.time.com/time/health/article/0,8599,1988434,00.html>

AAP Retracts Controversial Policy on Female Genital Cutting, Medscape News, May 2010, <http://www.medscape.com/viewarticle/722840> (you may need to open a free Medscape account to view this).

American Academy of Pediatrics Statement on FGM, <http://pediatrics.aappublications.org/content/102/1/153.full>

**Film:** [TBD, probably short film “The Cut”]

5, October 5: **Women's Rights Part II: The Veil: Symbol of Oppression or Assertion of Identity?**

Danielle Crittenden, Why the Veil is a Threat

[http://www.huffingtonpost.com/danielle-crittenden/islamic-like-me-why-the-b\\_76693.html](http://www.huffingtonpost.com/danielle-crittenden/islamic-like-me-why-the-b_76693.html)

Katherine Bullock, The Hijab Experience of Canadian Muslim Women,

<http://www.soundvision.com/info/news/hijab/hjb.canada1.asp>

Joan Smith, The Veil is a Feminist Issue, the Independent 2006

<http://www.independent.co.uk/opinion/commentators/joan-smith/joan-smith-the-veil-is-a-feminist-issue-419119.html>

Leyla Sahin v. Turkey (European Court of Human Rights),

[http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-70956#{%22itemid%22:\[%22001-70956%22\]}](http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-70956#{%22itemid%22:[%22001-70956%22]})

paragraphs 10-13, 26-31, 34-38, 53-54, 56, 64-67, 85-94, 96-102, 108-110, 114-115

Case of S.A.S. v. France, 2014, European Court of Human Rights, paragraphs 1-31, 35-

39, 69-85, 106-end, [http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-145466#{%22itemid%22:\[%22001-145466%22\]}](http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-145466#{%22itemid%22:[%22001-145466%22]})

A Nation in Diversity: France, Muslims and the Headscarf, Patrick Weil,

[http://www.opendemocracy.net/faith-europe\\_islam/article\\_1811.jsp](http://www.opendemocracy.net/faith-europe_islam/article_1811.jsp)

A Certain Lack of Empathy, Jonathan Sugden,

<http://hrw.org/english/docs/2004/07/01/turkey8985.htm>

Why Turkey Lifted its Ban on the Islamic Headscarf, National Geographic, October

2013, <http://news.nationalgeographic.com/news/2013/10/131011-hijab-ban-turkey-islamic-headscarf-aturk/>

Claudia Haupt, The New German Teacher Headscarf Decision (2015),

<http://www.icconnectblog.com/2015/03/the-new-german-teacher-headscarf-decision/>

6, October 12: *Surrogacy as a women's rights issue*

\*\*\*\**Paper topic statement and short bibliography due*\*\*\*\*

Debate on Surrogacy in NY Times, 2014,  
<http://www.nytimes.com/roomfordebate/2014/09/22/hiring-a-woman-for-her-womb/paid-surrogacy-is-exploitative> (read all contributions)

Columbia Law School Sexuality and Gender Law Clinic, Surrogacy Law and Policy in the US, May 2016, [https://web.law.columbia.edu/sites/default/files/microsites/gender-sexuality/files/columbia\\_sexuality\\_and\\_gender\\_law\\_clinic\\_-\\_surrogacy\\_law\\_and\\_policy\\_report\\_-\\_june\\_2016.pdf](https://web.law.columbia.edu/sites/default/files/microsites/gender-sexuality/files/columbia_sexuality_and_gender_law_clinic_-_surrogacy_law_and_policy_report_-_june_2016.pdf), pp. 5-45.

Gomez and Unisa, Surrogacy as a Growing Practice in India, Journal of Women's Health, Issues, and Care, <http://www.scitechnol.com/peer-review/surrogacy-as-a-growing-practice-and-a-controversial-reality-in-india-exploring-new-issues-for-further-researches-u6vB.pdf>

Glosswitch, New Statesman, The feminist history of surrogacy: should pregnancy give a woman rights over a baby? May 22, 2015,  
<http://www.newstatesman.com/politics/2015/05/feminist-history-surrogacy-how-much-right-should-pregnancy-give-woman-over-baby>

Swedish Women's Lobby, Surrogacy: A Global Trade with Women's Bodies,  
<http://sverigeskvinnolobby.se/wp-content/uploads/2013/08/POLICY-PAPER-SURROGACY-MOTHERHOOD.pdf>, 2014.

European Students for Liberty, A Liberal and Feminist Case for Surrogate Motherhood,  
<http://esfliberty.org/blog/2014/10/28/surrogate-motherhood/>

Haworth, Wombs for Rent: Surrogate Mothers in India, WebMD (from Marie Claire),  
<http://www.webmd.com/infertility-and-reproduction/features/womb-rent-surrogate-mothers-india>

Al-Jazeera, Indian Surrogate Mothers Suffer Exploitation, 2014,  
<http://www.aljazeera.com/news/asia/2014/03/indian-surrogate-mothers-suffer-exploitation-20143276727538166.html>

Al Jazeera, India Proposes Ban on Commercial Surrogacy, August 2016,  
<http://www.aljazeera.com/news/2016/08/india-proposes-ban-commercial-surrogacy-160825054050742.html>

For a variety of interesting legal problems surrounding surrogacy, see the blog I Want to Put a Baby in You, <http://abovethelaw.com/author/ellentrachman/>

## 7, October 19: *Domestic violence*

CEDAW Committee, General Recommendation 19 on violence against women, 1992



<http://www.unhchr.ch/tbs/doc.nsf/0/300395546e0dec52c12563ee0063dc9d?OpenDocument>

or <http://www1.umn.edu/humanrts/gencomm/gener19.htm>

GA 2004 Resolution on Domestic Violence,  
<http://daccess-dds-ny.un.org/doc/UNDOC/GEN/N03/503/40/PDF/N0350340.pdf?OpenElement>

Inter-American Convention on the Prevention, Punishment and Eradication of Violence Against Women “Convention of Belem Do Para,”

<http://www.oas.org/juridico/english/treaties/a-61.html>

Council of Europe Convention on preventing and combating violence against women and domestic

<http://www.conventions.coe.int/Treaty/EN/Treaties/Html/210.htm>

Innocenti Digest, Domestic Violence against Women and Girls,  
<http://www.unicef-irc.org/publications/pdf/digest6e.pdf>, pp. 1-19

Meyersfeld, Reconceptualizing Domestic Violence in International Law, Albany Law Review, vol. 67 (2004), pp. 371-426

<http://www.albanylawreview.org/archives/67/2/ReconceptualizingDomesticViolenceinInternationalLaw.pdf>

Lockwood, Chapter 13, *Sally Engle Merry, Rights Talk and the Experience of Law*, 393-408 and Conclusions.

Jessica Lenahan v. United States, Inter-American Commission on Human Rights,  
<http://www.law.miami.edu/human-rights-clinic/pdf/2011/USPU12626EN.pdf>  
 (skim whole thing, read paragraphs 1-5, 71-170)

Add: domestic violence and the inter-American commission by Ronagh McQuigg  
 (post in resources)

## 8, October 26: *Women’s Health/Reproductive Rights*

Lockwood, Chapter 17, *Rebecca Cook and Bernard Dickens, Human Rights Dynamics of Abortion Law Reform*, pp. 557-612

Center for Reproductive Rights, Whose Right to Life? Women’s Rights and Prenatal Protections under International and Comparative Law,

[http://www.reproductiverights.org/sites/crr.civicactions.net/files/documents/RTL\\_Updated\\_8.18.14.pdf](http://www.reproductiverights.org/sites/crr.civicactions.net/files/documents/RTL_Updated_8.18.14.pdf)

Mara Hvistendahl, Where have all the girls gone?, Foreign Policy, June 2011, [http://www.foreignpolicy.com/articles/2011/06/27/where\\_have\\_all\\_the\\_girls\\_gone?page=full](http://www.foreignpolicy.com/articles/2011/06/27/where_have_all_the_girls_gone?page=full)

The Unintended Consequences of India's War on Sex Selection, Jill Filipovic, World Policy Journal 2016, <http://wpj.dukejournals.org/content/33/1/71.full.pdf+html>.

Laura Bassett, Instruments of Oppression, Huffington Post, 2016, <http://highline.huffingtonpost.com/articles/en/kenya-abortion/>

General Comment 14, Committee on Economic, Social and Cultural Rights, Right to the Highest Attainable Standard of Health (2000), <http://www1.umn.edu/humanrts/gencomm/escgencom14.htm>

General Recommendation 24, CEDAW Committee, 1999, <http://www1.umn.edu/humanrts/gencomm/generl24.htm>

ICPD Plan of Action, esp. pp 59-78: [http://www.unfpa.org/sites/default/files/pub-pdf/programme\\_of\\_action\\_Web%20ENGLISH.pdf](http://www.unfpa.org/sites/default/files/pub-pdf/programme_of_action_Web%20ENGLISH.pdf) [??]

Alicia Ely Yamin, Transformative Combinations: Women's Health and Human Rights, *Journal of the American Medical Women's Association (JAMWA)*, Vol. 52(4) (1997), pp. 169-173 (*find in online library resources*)

## 9, November 2: *Sex Work and Sex Trafficking*

\*\*\*\*\**Second short paper due before start of class; debate (hypothetical is in Assignments section)*\*\*\*\*\*

Amnesty International information on its campaign to decriminalize prostitution, <https://www.amnesty.org/en/latest/news/2015/08/global-movement-votes-to-adopt-policy-to-protect-human-rights-of-sex-workers/>

Here's What Amnesty International's Sex Work Proposal Really Means, The World Post, [http://www.huffingtonpost.com/entry/amnesty-international-sex-work-prostitution\\_55bfb184e4b06363d5a2e89b](http://www.huffingtonpost.com/entry/amnesty-international-sex-work-prostitution_55bfb184e4b06363d5a2e89b)

US Anti-Prostitution Pledge, info

[http://www.genderhealth.org/the\\_issues/us\\_foreign\\_policy/antiprostitution\\_pledge/](http://www.genderhealth.org/the_issues/us_foreign_policy/antiprostitution_pledge/)

UN Trafficking Protocol (for reference): <http://www.osce.org/odihr/19223?download=true>

Jo Doezeema, Sex Worker Rights, Abolitionism, and the Possibilities for a Rights-Based Approach to Trafficking,

[http://www.isiswomen.org/index.php?option=com\\_content&view=article&id=381:sex-worker-rights-abolitionism-and-the-possibilities-for-a-rights-based-approach-to-trafficking&catid=97:beijing-a-decade-under-scrutiny](http://www.isiswomen.org/index.php?option=com_content&view=article&id=381:sex-worker-rights-abolitionism-and-the-possibilities-for-a-rights-based-approach-to-trafficking&catid=97:beijing-a-decade-under-scrutiny)

Dorchen Leidholdt, Demand and the Debate (2003)

[http://www.catwlac.org/en/wp-content/uploads/2013/10/Demand\\_and\\_the\\_Debate.pdf](http://www.catwlac.org/en/wp-content/uploads/2013/10/Demand_and_the_Debate.pdf)

and/or Dorchen Leidholdt, Prostitution and Trafficking in Women: An Intimate Relationship,

[https://www.nycourts.gov/ip/womeninthecourts/pdfs/PROSTITUTION\\_TRAFFICKING\\_TRAUMATIC%20STRESS\\_4\\_d\\_1.pdf](https://www.nycourts.gov/ip/womeninthecourts/pdfs/PROSTITUTION_TRAFFICKING_TRAUMATIC%20STRESS_4_d_1.pdf)

Report by pro-prostitution groups on the situation in the US to the UN Human Rights Commission in 2010:

[http://www.bestpracticespolicy.org/downloads/FinalUPRBPPP\\_Formatted.pdf](http://www.bestpracticespolicy.org/downloads/FinalUPRBPPP_Formatted.pdf)

(replace maybe with: <http://rhrealitycheck.org/article/2011/03/22/settingglobal-mandate-towardhuman-rights-approach-work-policy/>)

(Background to this is here:

<http://www.rhrealitycheck.org/blog/2010/11/03/report-workers-face-widespread-abuses-civil-human-rights>)

*Articles in Course Documents section:*

*Kathleen Barry, The Prostitution of Sexuality*, from Kathleen Barry, *The Prostitution of Sexuality*, 1995

*Priscilla Alexander, Prostitutes, Sex Workers, and Human Rights*, from Jill Nagle, *Whores and Other Feminists*, 1997

*Wendy Chapkis, Soft Glove, Punishing Fist*, from Bernstein and Schaffner, *Regulating Sex*, 2005 (**also available online as an e-book in NYU libraries**)

Gunilla Eckberg, *The Swedish Law That Prohibits the Purchase of Sexual Services* (2004),

[http://www.americanbar.org/content/dam/aba/uncategorized/international\\_law/ekberg\\_articlevaw\\_updated0504271.authcheckdam.pdf](http://www.americanbar.org/content/dam/aba/uncategorized/international_law/ekberg_articlevaw_updated0504271.authcheckdam.pdf), 1187-1196, 1199-1201, 1204-1205, 1208-end.

Ann Jordan, *The Swedish Law to Criminalize Clients: A Failed Experiment in Social Engineering* (2012),

[http://www.nswp.org/sites/nswp.org/files/Swedish%20Law%20to%20Criminalise%20Clients\\_A%20Failed%20Experiment%20in%20Social%20Engineering\\_2012.pdf](http://www.nswp.org/sites/nswp.org/files/Swedish%20Law%20to%20Criminalise%20Clients_A%20Failed%20Experiment%20in%20Social%20Engineering_2012.pdf)

Summary of the findings of Report by the Federal Government on the Impact of the Act Regulating the Legal Situation of Prostitutes and of the legal situation of

prostitution in Germany: <http://www.cahrv.uni-osnabrueck.de/reddot/BroschuereProstGenglich.pdf>

[Recommended additional material: Report by the Federal Government on the Impact of the Act Regulating the Legal Situation of Prostitutes (in Course Documents section), especially pp. 6-12]

Possible add: Debbie Nathan, Oversexed, the Nation:  
<http://www.thenation.com/article/oversexed#>

*10, November 9 : Immigration and Labor Trafficking*

**\*\*\*\*\*Five page paper draft due; see Long Paper Guidelines in Assignments folder\*\*\*\*\***

*Speaker [requested] from Asian American Legal Defense and Education Fund*

New York Times, Sea Slaves: The Human Misery that Feeds Pets and Livestock,  
[http://www.nytimes.com/2015/07/27/world/outlaw-ocean-thailand-fishing-sea-slaves-pets.html?\\_r=1](http://www.nytimes.com/2015/07/27/world/outlaw-ocean-thailand-fishing-sea-slaves-pets.html?_r=1)

David Feingold, Human Trafficking, Foreign Policy 2005,  
<http://www.humantrafficking.org/uploads/publications/ThinkAgain.pdf>

US State Department, Preventing Trafficking in Global Supply Chains, 2015,  
<http://www.state.gov/j/tip/rls/tiprpt/2015/243360.htm>

Collateral Damage: The Impact of Anti-Trafficking Measures on Human Rights Around the World, GAATW, 2007,  
[http://www.gaatw.org/Collateral%20Damage\\_Final/singlefile\\_CollateralDamagefinal.pdf](http://www.gaatw.org/Collateral%20Damage_Final/singlefile_CollateralDamagefinal.pdf), Introduction (pp. 1-27).

GAATW, Beyond Borders: Exploring Links Between Trafficking and Labor, 2010, [http://www.gaatw.org/publications/WP\\_on\\_Labour.pdf](http://www.gaatw.org/publications/WP_on_Labour.pdf) , 4-32.

GATTW, Beyond Borders: Exploring Links Between Trafficking and Migration, 2010,  
[http://www.gaatw.org/publications/WP\\_on\\_Migration.pdf](http://www.gaatw.org/publications/WP_on_Migration.pdf), pp. 1-18, 24-29.

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[http://www.ilo.org/wcmsp5/groups/public/---ed\\_norm/---declaration/documents/publication/wcms\\_181953.pdf](http://www.ilo.org/wcmsp5/groups/public/---ed_norm/---declaration/documents/publication/wcms_181953.pdf).

*11, November 16: Women in War: Security, Laws of War*  
**Change readings – less on IHL, more on 1325**

Gardam, and Charlesworth, Protection of Women in Armed Conflict, Human Rights Quarterly, February 2000, vol. 22, issue 1, 148-166 (*in Course Documents section and can be found in NYU databases*)

International Committee of the Red Cross, Women Facing War, pp. 14-32,  
[http://www.icrc.org/eng/assets/files/other/icrc\\_002\\_0798\\_women\\_facing\\_war.pdf](http://www.icrc.org/eng/assets/files/other/icrc_002_0798_women_facing_war.pdf)

Lockwood, Chapter 10, Catherine Niarchos, *Women, War, and Rape: Challenges Facing the International Tribunal for the Former Yugoslavia*, pp. 270-310.

Judith Gardam, Women, Human Rights and International Humanitarian Law,  
<http://www.icrc.org/eng/resources/documents/misc/57jpg4.htm>

Security Council Res. 1325 on Women and Security, Annotated and Explained,  
[http://www.peacewomen.org/assets/file/BasicWPSDocs/annotated\\_1325.pdf](http://www.peacewomen.org/assets/file/BasicWPSDocs/annotated_1325.pdf)

Security Council Res. On Sexual Violence in Armed Conflicts,  
[http://www.unifem.org/gender\\_issues/women\\_war\\_peace/unscr\\_1820.php](http://www.unifem.org/gender_issues/women_war_peace/unscr_1820.php) (read the resolution and look at the UNIFEM summary)

(Recommended: Secretary General's report on res. 1820,  
[http://www.un.org/ga/search/view\\_doc.asp?symbol=S/2009/362](http://www.un.org/ga/search/view_doc.asp?symbol=S/2009/362))

Roving rape courts <https://iwpr.net/global-voices/roving-courts-eastern-congo>

*[November 23– Thanksgiving, no class]*

*12, November 30: Women as Warriors: The Right to Fight*

\*\*\*\*\**Third short paper due before start of class*\*\*\*\*\*

Tara McKelvey, One of the Guys, Intro and pp. 45-80, 125-134 (feel free to read other chapters as well).

Anna Simons, Women in Combat Units: It's Still a Bad Idea, Parameters, 2001,  
<http://www.carlisle.army.mil/USAWC/parameters/Articles/01summer/simons.htm>

Get over it! We are not all created equal, <https://www.mca-marines.org/gazette/blog/2012/07/05/get-over-it-we-are-not-all-created-equal>

Martha McSally, Women in Combat: Is the Current Policy Obsolete? , Duke Journal of Gender Law and Policy, 2007  
<http://www.law.duke.edu/shell/cite.pl?14+Duke+J.+Gender+L.+&+Pol%27y+1011>

Noah Berlatsky, The feminist objection to women in combat, the atlantic,  
<http://www.theatlantic.com/sexes/archive/2013/01/the-feminist-objection-to-women-in-combat/272505/#article-comments>

A Combat Role and Anguish, Too, NY Times, October 2009,  
[http://www.nytimes.com/2009/11/01/us/01trauma.html?\\_r=1&ref=women\\_at\\_arms](http://www.nytimes.com/2009/11/01/us/01trauma.html?_r=1&ref=women_at_arms).

Joshua Keating, Women on the Front Lines, Foreign Policy, Feb. 10, 2012,  
<http://www.npr.org/2012/02/13/146802589/foreign-policy-women-on-the-front-lines>

The Private War of Women Soldiers, Salon, 2007,  
[http://www.salon.com/news/feature/2007/03/07/women\\_in\\_military](http://www.salon.com/news/feature/2007/03/07/women_in_military).

Living and Fighting Alongside Men, NY Times, 2009,  
[http://www.nytimes.com/2009/08/17/us/17women.html?pagewanted=1&ref=women\\_at\\_arms](http://www.nytimes.com/2009/08/17/us/17women.html?pagewanted=1&ref=women_at_arms)

Let Women Fight, Megan MacKenzie, Foreign Affairs  
<https://www.foreignaffairs.com/articles/2012-11-01/let-women-fight>

Interview with Lynndie England, Guardian, 2009:  
<http://www.guardian.co.uk/world/2009/jan/03/abu-ghraib-lynnie-england-interview/print>

A Soldier's Tale: Lynndie England, Tara McKelvey, Marie Claire, 2007,  
<http://www.marieclaire.com/world-reports/news/latest/lynnie-england-1>

VMI case syllabus, <http://www.law.cornell.edu/supct/html/94-1941.ZS.html>

**Recommended:** Phillip Gourevich and Errol Morris, Exposure, New Yorker, March 24, 2008,  
[http://www.newyorker.com/reporting/2008/03/24/080324fa\\_fact\\_gourevitch?currentPage=1](http://www.newyorker.com/reporting/2008/03/24/080324fa_fact_gourevitch?currentPage=1)

(slightly off topic, but from the point of view of a woman at Abu Ghraib, and fascinating).

Why Combat Role for Women could Reverberate, Christian Science Monitor, 1/29/2013, <http://www.csmonitor.com/World/Global-Issues/2013/0129/Why-combat-role-for-US-women-could-reverberate-worldwide>

David Frum, The Truth about Women in Combat,  
<http://www.thedailybeast.com/articles/2013/03/01/the-truth-about-women-in-combat.html>

Possible: <http://www.dailymail.co.uk/femail/article-1375233/Mother-told-Military-Cross-hero-daughter-Kylie-Watson-Oh-Kylie-What-did-Next-time-dont-.html>

*To Add, perhaps: get over it! We are not all created equal, <https://www.mca-marines.org/gazette/blog/2012/07/05/get-over-it-we-are-not-all-created-equal>*

**13, December 7: Women and Transitional Justice: War Crimes Tribunals & Truth Commissions**

*Guest speaker, To Be Announced*

Does Feminism Need a Theory of Transitional Justice?, International Journal of Transitional Justice, (2007) 1(1): 23-44 (*in Course Documents*)

UNIFEM, Making Transitional Justice Work for Women, 2012,  
<http://www.unwomen.org/~media/Headquarters/Attachments/Sections/Library/Publications/2012/10/06B-Making-Transitional-Justice-Work-for-Women.pdf> (*full text*)

Transitional justice and female ex-combatants, 2010,  
<https://www.ictj.org/sites/default/files/ICTJ-DDR-FemaleExCombatants-ResearchBrief-2010-English.pdf>

ICTJ, Liberia is Not Just a Man Thing: Transitional Justice Lessons for Women, Peace and Security, 2008, <http://ictj.org/sites/default/files/ICTJ-IFP-Liberia-Gender-Cluster-2008-English.pdf>

ICTJ, Truth Commissions and Gender: Principles, Policies and Procedures, 2006,  
[http://ictj.org/sites/default/files/ICTJ-Global-Commissions-Gender-2006-English\\_0.pdf](http://ictj.org/sites/default/files/ICTJ-Global-Commissions-Gender-2006-English_0.pdf), pp. 1-42.

Chapter V of UN Report on Resolution 1325, (??)  
<http://wps.unwomen.org/~media/files/un%20women/wps/highlights/unw-global-study-1325-2015.pdf>

14. December 14: TBA

\*\*\*\*\*Final Paper Due, Last Day of Class\*\*\*\*\*