

FENERBAHÇE UNIVERSITY
SPRING 2022-2023

IR462- THE PROTECTION AND PROMOTION OF HUMAN RIGHTS IN THE EU II

Basic Information:

Schedule:	Friday 14:00 – 16.50
Classroom:	B-310 – Online (@Blackboard)
Instructor & office hours:	Dr. Nihan Akıncılar Köseoğlu (nihan.koseoglu@fbu.edu.tr / prohreu@fbu.edu.tr) Tuesday 09.00-16.00
Textbook:	Reading package can be found below. EU Annual Reports on Human Rights and Democracy (https://www.eeas.europa.eu/eeas/eu-annual-reports-human-rights-and-democracy_en) Human Rights Watch World Reports (www.hrw.org/world-report)
Assessment:	Poster Presentation: 50% Poster Report: 50 %

Course Description:

The Protection and Promotion of Human Rights in the EU II is a two-semester elective university course based on Jean Monnet Module of PROHREU which aims to teach students the human rights policies, legal regulations, practices and control mechanisms of the European Union from past to present. In addition, it encourages analytical thinking with various tools to be used during the lesson, allowing students to adopt a critical perspective approach while examining the topics mentioned. With these achievements, it is aimed that the students acquire a rational vision of the EU's human rights record.

Website: prohreu.fbu.edu.tr

Instagram: <https://www.instagram.com/fbu.prohreu/>

Twitter: @prohreufbu

Youtube: <https://www.youtube.com/channel/UCRok1VTPT357EwbGiVximuA>

Textbook:

Reading suggestions for each week can be found below.

Attendance Requirements:

Attendance at lectures is mandatory.

ACADEMIC MISCONDUCT:

The term 'academic misconduct' includes all forms of student academic misconduct but not limited to only cases of plagiarism and dishonest practices in connection with written assignments and examinations.

Copying a person's work or writing (in any form) without proper citation constitutes plagiarism and it is a serious offence. In this respect, NEVER EVER attempt to copy a friend's homework or anything you find on the internet. Always use your own sentences and wording.

Study Suggestions:

- Please do each week's reading before that week's classes. And please go over your notes after each class.

Poster Presentation & Poster Report: Students should choose one of the human rights that they learned during the classes, and prepare a poster for that human right. On the Europe Day (9 May), students should present their posters. Each student should prepare one poster for one or more human rights, and should write an essay which explains that poster. In the final exam, students should write their essays on the exam paper.

RESERVE CLAUSE:

I reserve the right to make changes in the syllabus when necessary to meet the learning outcome objectives, to compensate for missed classes or schedule changes, or for similar legitimate reasons. Students will be notified of any such changes to the syllabus in adequate time to adjust to those changes.

WEEKLY PROGRAM

Week 1 (24.02.2023)

24 February (Fri): **Introduction to the JMM Course & Module Presentation**

Readings: R. Panikkar. (1982). Is the Notion of Human Rights a Western Concept? *Diogenes*. 30, 75. 75-102.

Week 2 (03.03.2023)

3 March (Fri): **Fight against Racism, Xenophobia, Homophobia and Transphobia**

Readings: Lambert, J., Lunacek, U. & Sargentini, J., *Fight against homophobia in Europe*, Greens/EFA: The Greens/European Free Alliance. Belgium. Retrieved from <https://policycommons.net/artifacts/2366021/fight-against-homophobia-in-europe/3387084/> on 23 Feb 2023. CID: 20.500.12592/525pq6.

Ilias Bantekas & Lutz Oette. (2020). *International Human Rights Law and Practice*. Cambridge University Press. (577-601)

Sofia Karlsson. (2009). Xenophobia in Europe Testing economic interests and national identity. *Lunds universitet Statsvetenskapliga institutionen*.

Week 3 (10.03.2023)

10 March (Fri): **Hate Crime and Hate Speech**

Readings: Peršak, N. Criminalising Hate Crime and Hate Speech at EU Level: Extending the List of Eurocrimes Under Article 83(1) TFEU. *Crim Law Forum* 33, 85–119 (2022). <https://doi.org/10.1007/s10609-022-09440-w>

Week 4 (17.03.2023)

17 March (Fri): **Freedom of Expression**

Readings: Oreste Pollicino and Marco Bassini. (2014). «Free speech, defamation and the limits to freedom of expression in the EU: a comparative analysis». In *Research Handbook on EU Internet Law*. Andrej Savin & Jan Trzaskowski (eds). UK: Edward Elgar Publishing Limited. 508-542.

Pollicino, Oreste, *Data Protection and Freedom of Expression Beyond EU borders: EU Judicial Perspectives* (February 11, 2021). in F. Fabbrini, E. Celeste, P. Quinn (eds), *Data Protection beyond Borders. Transatlantic Perspectives on Extraterritoriality and Sovereignty*, Hart, 2021, Bocconi Legal Studies Research Paper No. 3824154, Available at SSRN: <https://ssrn.com/abstract=3824154> or <http://dx.doi.org/10.2139/ssrn.3824154>

Week 5 (24.03.2023)

24 March (Fri): **Protection and Safety of Journalists**

Readings: Mária Žuffová and Roberta Carlini (2021). European University Institute Robert Schuman Centre for Advanced Studies Centre for Media Pluralism and Media Freedom Safety of journalists in Europe: Threats and best practices to tackle them. EUI Working Paper RSC 2021/43.

Philip Leach (2013). The principles which can be drawn from the case-law of the European Court of Human Rights relating to the protection and safety of journalists and journalism. MCM(2013)012 [CDMSI(2013)Misc3]. Council of Europe.

Week 6 (31.03.2023)

31 March (Fri): **Protection of property**

Readings: Martin Husovec. The Essence of Intellectual Property Rights Under Article 17(2) of the EU Charter. German Law Journal (2019), 20, pp. 840–863 doi:10.1017/glj.2019.65

Week 7 (07.04.2023)

7 April (Fri): **Right to education**

Readings: Alessandra Viviani. (2017). THE RIGHT TO EDUCATION AND HUMAN RIGHTS EDUCATION WITHIN THE EU. Glavanits Judit (ed.). In “Impacts of the EU law on national legislation”. 86-103.

Week 8 (13.04.2023)

13 April (Thu): **The Environment and Human Rights**

Readings: Alan Boyle. HUMAN RIGHTS OR ENVIRONMENTAL RIGHTS? A REASSESSMENT. Fordham Environmental Law Review. .Vol. 18, No. 3, SYMPOSIUM: ENVIRONMENTAL PROTECTION AND HUMAN RIGHTS IN THE NEW MILLENNIUM: PERSPECTIVES, CHALLENGES, AND OPPORTUNITIES (2007), pp. 471-511

Elinor Buys & Bridget Lewis. (2022). Environmental protection through European and African human rights frameworks. The International Journal of Human Rights. 26, 6. 949-977.

Week 9 (24.04.2023)

24 April (Mon): **Sport and Human Rights**

Readings: Richard Giulianotti & David McArdle. (2007). Sport, Civil Liberties and Human Rights. Routledge.

Nihan Akıncılar Köseoğlu. (2020). THE EUROPEAN UNION’S FIGHT AGAINST DISCRIMINATION IN SPORTS. Simon Grima, Ercan Özen, Hakan Boz (Eds). Contemporary Issues in Business, Economics and Finance. Contemporary Studies in Economic and Financial Analysis, Volume 104, 193–202.

Week 10 (28.04.2023)

28 April (Fri): **The EU Member States’ Protection and Promotion of Human Rights I**

Readings: EU Annual Reports on Human Rights and Democracy (https://www.eeas.europa.eu/eeas/eu-annual-reports-human-rights-and-democracy_en)
Human Rights Watch World Reports (<https://www.hrw.org/world-report/2023>)

Week 11 (05.05.2023)

5 May (Fri): **The EU Member States’ Protection and Promotion of Human Rights II**

Readings: EU Annual Reports on Human Rights and Democracy (https://www.eeas.europa.eu/eeas/eu-annual-reports-human-rights-and-democracy_en)
Human Rights Watch World Reports (<https://www.hrw.org/world-report/2023>)

Week 12 (09.05.2023)

9 May (Tue): **Students' Poster Presentations on the EUROPE DAY**

Week 13 (12.05.2023)

12 May (Fri): **The EU Candidate Countries' Protection and Promotion of Human Rights**

Readings: EU Annual Reports on Human Rights and Democracy

(https://www.eeas.europa.eu/eeas/eu-annual-reports-human-rights-and-democracy_en)

Human Rights Watch World Reports (<https://www.hrw.org/world-report/2023>)

Week 14 (26.05.2023)

12 May (Fri): **Recommendations for and the future of Human Rights in the EU**

Readings: FRA (<https://fra.europa.eu/en/speech/2022/what-future-human-rights>)

*****FINAL date will be announced by the university (29 May – 11 June 2023)*****