

ROUTLEDGE REVIVALS

Land Reform Policy

The Challenge of Human Rights Law

Ben Chigara



Land Reform Policy The Challenge Of Human Rights Law

Mike Jess



Land Reform Policy The Challenge Of Human Rights Law:

Land Reform Policy Ben Chigara, 2020-11-10 Originally published in 2004 The book examines the possibility of resolving past and continuing social injustices that are rooted in colonial or some such other similar experience of states from a variety of perspectives First the issue is examined from an international law perspective which evaluates the validity of counter claims to title to land in affected SADC states Secondly the issue is examined from a human rights perspective which privileges promotion for the respect of the inherent dignity of all persons Thirdly the issue is examined from victimology and psychology schools of thought in order to understand both the effect and impact on stakeholders of the operative dynamics in conflicts that arise from long standing social injustices that are connected to colonial or some such other similar historical experience of States The book proposes humwefficiency as a model for resolution of this type of conflict This model targets preservation of the inherent dignity of all stakeholders by combining international human rights morality with local intuition about land ownership and use In this sense the book takes human rights theory beyond politics and utopia and applies it to foster new social engineering technologies for the resolution of social injustices and promotion of social justice This is justified by the fact that the human rights culture has evolved in a considerably short period of time to become the dominant culture of the world

Land Policy Benjamin Davy, 2012 In everyday practice private and common property relations often accommodate a wide variety of demands made by the owners and users of land In a stark contrast many theories of property and land policy fail to recognize plural property relations The polyrational theory of planning and property as employed in this book reconciles practice and theory With international examples this is a valuable resource for those concerned with town planning land reform land use and human rights

Land Policies in India Sony Pellissery, Benjamin Davy, Harvey M. Jacobs, 2017-08-10 This book examines how property rights are linked to socio economic progress and development It also provides a theoretical analysis an economic social analysis of planning case studies of the implementation of planning and regulation instruments practices related to law and planning analysis of case laws in a particular segment The interconnection between property law and planning is a running theme throughout the book The land question has been central to South Asian development on two counts First although the majority of the population relies on agriculture and allied activities their livelihood landholding is highly skewed second urban planning is facing unprecedented challenges due to burgeoning property values as well as gush of migrants to cities seeking livelihood The response to these challenges in the form of laws and policies has been very large compared to the academic attention that is received However the measures emerging from planning and policies have had limited impact on the extent of the problems This paradox calls for serious introspection and academic engagement that this book undertakes The book further deals with the emerging discipline of planning law which determines property value and use and argues that regulatory issues of public policy determine the property valuation and property pricing

The African Regional Human Rights System Manisuli Ssenyonjo, 2011-12-23

The African human rights system has undergone some remarkable developments since the adoption of the African Charter on Human and Peoples Rights the cornerstone of the African human rights system in June 1981 The year 2011 marked the 30th anniversary of the adoption of the African Charter It also marked 25 years since the African Charter entered into force on 21 October 1986 This book aims to provide reflections on most of the major human rights issues in the past 30 years of the African human rights system in practice and discussion on the future the African Charter's impact and contribution to the respect protection and promotion of human rights in Africa the contemporary challenges faced by the African Human rights system in responding adequately to the demands of rapidly evolving African societies and how the African human rights system can be strengthened in the future to ensure that the human rights protected in the African Charter as developed in the jurisprudence of the African Commission since the Commission was inaugurated in 1987 are realised in practice The chapters in this volume bring together the work of 20 human rights scholars and practitioners with expertise in human rights in Africa under the following general themes rights and duties in the African Charter rights of the vulnerable under the African system implementation mechanisms for human rights in Africa and towards an effective African regional human rights system

Essays in African Land Law Robert Home (College teacher), 2011 **Protecting Human Security in Africa** Ademola Abass, 2010-09-23 This text explores the gravest threats to human security in Africa Written by leading experts on its various themes it combines legal and policy perspectives on the issues making it an indispensable book for those seeking to learn more about the real challenges facing Africans and African organizations National Law and International Human Rights Law Onkemetse Tshosa, 2017-07-05 This title was first published in 2001 This text critically examines the role and relevance of international human rights law in the process of protection especially in the cases of Botswana Namibia and Zimbabwe It argues that international human rights law does have a role to play in the protection and indeed the enforcement of human rights in these countries and that there is an emerging trend to that effect **Religion, Human Rights and International Law** Javaid Rehman, Susan Breau, 2007-07-30 Freedom of religion is a subject which has throughout human history been a source of profound disagreements and conflict In the modern era religious based intolerance continues to provide lacerative and tormenting concern to the possibility of congenial human relationships As the present study examines religions have been relied upon to perpetuate discrimination and inequalities and to victimise minorities to the point of forcible assimilation and genocide The study provides an overview of the complexities inherent in the freedom of religion within international law and an analysis of the cultural religious relativist debate in contemporary human rights law As many of the chapters examine Islamic State practices have been a major source of concern In the backdrop of the events of 11 September 2001 a considerable focus of this volume is upon the Muslim world either through the emergent State practices and existing constitutional structures within Muslim majority States or through Islamic diasporic communities resident in Europe and North America Societies in Transition Martin Leiner, Maria Palme, Peggy

Stoeckner,Benoît Bourguine,Francois Dermange,Dennis Doyle,Matthias Gockel,Makoto Mizutani,Arie Nadler,David Tombs,2014-07-16 The second volume of the trans disciplinary series Research in Peace and Reconciliation looks at ways of dealing with the past in Sub Saharan Africa in recent decades and highlights the variety of peaceful strategies and processes It asks to what extent this variety fosters the development of alternative methods for the transformation of violent conflict The contributions focus on different African countries and regions as Chad Nigeria Rwanda Uganda Namibia Zimbabwe and South Africa They take into account the influence of particular cultural contexts on processes of reconciliation In doing so they emphasize the importance of religions rites and tribal customs as well as the complex legacy of colonialism They also look at the presentation of the topic in Western media Many thanks go to the Ernst Abbe Foundation Jena for its generous support of the publication

The Challenge of Global Migration - Human Rights, Security and Refugees Christoph Bluth,2024-07-30 This is a comprehensive study that examines the sources of refugee flows in particular as they relate to political persecution trafficking human slavery and human rights challenges Liberal democratic states have been contending with significant refugee inflows The migration of large populations to Europe and North America is driven by various factors including regional conflicts the impacts of global warming political opposition to autocratic regimes and societal as well as cultural relations The purpose of this study is to understand the nature of human rights challenges to cut through false perceptions and myths in relation to the sources of migration and refugee flows and to provide a deeper understanding for academics and practitioners in relation to the support for refugees and victims of human slavery

The Political Economy of Xenophobia in Africa Adeoye O. Akinola,2017-11-13 This book analyzes the phenomenon of xenophobia across African countries With its roots in colonialism which coercively created modern states through border delineation and the artificial merging and dividing of communities xenophobia continues to be a barrier to post colonial sustainable peace and security and socio economic and political development in Africa This volume critically assesses how xenophobia has impacted the three elements of political economy state economy and society Beginning with historical and theoretical analysis to put xenophobia in context the book moves on to country specific case studies discussing the nature of xenophobia in Nigeria South Africa Zambia Ghana and Zimbabwe The chapters furthermore explore both violent and non violent manifestations of xenophobia and analyze how state responses to xenophobia affects African states economies and societies especially in those cases where xenophobia has widespread institutional support Providing a theoretical understanding of xenophobia and proffering sustainable solutions to the proliferation of xenophobia in the continent this book is of use to researchers and students interested in political science African politics peace studies security and development economics as well as policy makers working to eradicate xenophobia in Africa

Power in Contemporary Zimbabwe Erasmus Masitera,Fortune Sibanda,2018-04-20 In recent years the Zimbabwe crisis rendered the country and its citizens to be a typical case of failed states the world over Zimbabwean society was and is still confronted with different challenges which include political

economic and social problems Attempts to overcome these challenges have thrown light on the power that rests within individuals and or groups to change and even revolutionize their localities communities states and ultimately the world at large Through experience individuals and groups have promoted ideas that have aided in changing mentalities attitudes and behaviors in societies at different levels This book brings together contributors from various academic disciplines to reflect on and theorize the contours of power including the intrinsic and or extrinsic models of power which pertain to individuals communities and or groups in order to transform society Reflections are on various groups such as political movements environmental movements religious groups advocacy groups gender groups to mention but a few as they struggle against marginalization discrimination exploitation and other forms of oppression showing their agency or compliance *Christian identity and justice in a globalized world from a Southern African perspective* Hermen Kroesbergen, 2014-08-01 What does the globalized world that we live in mean for our Christian identity and for our struggle for social justice That is the central question that is addressed in this book from a wide array of angles by members of the Association of Theological Institutions of Southern and Central Africa ATISCA and Justo Mwale Theological University College Lusaka Zambia This book is about the struggle for social justice in relation to the self understanding of Christians from Southern and East Africa in a globalizing world Among other concerns it brings out the connection between theology and disability where disability is reflected as an issue that calls for self identity and self re definition This book is an important resource on contextualisation of theology and it is worthy reading Dr Samuel Kabue Executive Director of the World Council of Churches network EDAN In a work long overdue theologians and other researchers in Christianity investigate discuss and critique the influence of globalization on Christian identity in Southern Africa and its consequences in the struggle for justice Despite all talk about a global village the voices of Christians from Southern Africa are hardly ever heard This book represents an important change in this respect The book has been well edited by Hermen Kroesbergen and it is a must read for all theologians and ministers who want to reflect on our shifting identifies Christian Literature Fund

Justiciability of Human Rights Law in Domestic Jurisdictions Alice Diver, Jacinta Miller, 2015-12-15 This collection of 16 essays by 19 contributors calls into question the notion of domestic justiciability across a wide range of human rights issues such as health human dignity criminal justice property and transitional democracy The authors offer critical analyses of a number of rights frameworks focusing in considerable detail upon specific countries e g Libya Colombia Ireland the United Kingdom Northern Ireland South Africa Nigeria Zimbabwe Kenya India and regions e g Europe Africa to highlight the various challenges which continue to vex human rights advocates and scholars In doing so they pinpoint some of the major tensions that still exist within developing and developed jurisdictions via a myriad range of perspectives The essays collectively present a diverse assortment of themes unified by a single golden thread that of the domestic interpretations given to human rights protections They raise questions as to how such rights might be made substantive at the level of domestic implementation and query the

extent to which these rights can or even should be enforced by the courts The potential strains in the relationship between human rights and the rule of law is further called into question by another central theme that of human dignity A fundamental dilemma arises in respect of the extent to which a right to dignity can best be promoted protected or monitored by domestic decision makers Similar issues are apparent within the context of the protection of those human rights which increasingly tend to engage social political or economic considerations and interests Whilst these arguments are often framed principally in terms of rights the collective message that emerges from this book is that such rights may often be in fact essentially non justiciable Readers of this text will perhaps feel compelled to reflect carefully and fully upon what it tells us about human rights law generally and the extent to which such rights may be truly amenable to adjudication by the courts

Integrating Human Rights into Development, 2nd Edition Donor Approaches, Experiences and Challenges, OECD, The World Bank, 2013-05-27 This second edition of Integrating Human Rights into Development consolidates the findings and research compiled in 2006 with key developments and activities that have occurred in the intervening seven years

The Development Dimension Integrating Human Rights into Development Donor Approaches, Experiences and Challenges OECD, 2006-06-14 By giving numerous examples of practical approaches this publication shows that there are various ways for donor agencies to take human rights more systematically into account in accordance with their respective mandates modes of engagement and comparative advantage

Private Law and Human Rights Daniel Visser, 2013-07-31 A comparative investigation into the revolution in private law in the era of human rights Scotland and South Africa are mixed jurisdictions combining features of common law and civil law traditions Over the last decade a shared feature in both Scotland

Transnational Law & Contemporary Problems, 2007

The New Political Economy of Land Reform in South Africa Adeoye O. Akinola, Irrshad Kaseeram, Nokukhanya N. Jili, 2020-09-18 This book analyzes the new political economy of land reform in South Africa It takes a holistic approach to understand South Africa's land reform assesses the current policy gaps and suggests ways of filling them Due to its cross disciplinary approach the book will appeal to a broad audience and will benefit readers from the fields of policy reform administration law political science political economics agricultural economics global politics resource studies and development studies

Sustainable Agricultural Development Mohamed Behnassi, Shabbir A. Shahid, Joyce D'Silva, 2011-02-09 Due to many challenges i.e. climate change energy water and land shortage high demands on food land grabbing etc agriculture production potential is expected to be seriously affected thus increasing food insecurity and hunger in many already affected regions especially in Africa In this context sustainable agriculture is highly recommended as an eco system approach where soil water plants environment and living organisms live in harmony Innovative technologies and research should be developed to ensure sustainable agriculture and productivity using modern irrigation systems improved varieties improved soil quality etc In the meantime the preservation of natural environment should be based on resource conservation technologies and best management practices

Sustainable Agricultural Development not only raises the serious ethical and social issues underlying these huge environmental problems but also aims at presenting successful experiences from all over the world in relation with sustainable farming sustainable management of water and land resources and innovative processes in livestock production It also aims at providing inputs to decision making processes and encouraging the transfer of relevant know how technologies and expertise to different countries where similar agro climatic conditions may exist thus saving precious resources and promoting sustainable agricultural development as a relevant approach to tackle the food security challenge Finally this book focuses on the paradigmatic and policy dimensions and call for an innovative approach by analyzing the key themes in a complex and interrelated manner

Whispering the Secrets of Language: An Psychological Quest through **Land Reform Policy The Challenge Of Human Rights Law**

In a digitally-driven world where displays reign supreme and instant communication drowns out the subtleties of language, the profound secrets and emotional nuances concealed within phrases often get unheard. Yet, set within the pages of **Land Reform Policy The Challenge Of Human Rights Law** a interesting fictional value sporting with fresh emotions, lies a fantastic quest waiting to be undertaken. Penned by a talented wordsmith, this wonderful opus invites viewers on an introspective journey, lightly unraveling the veiled truths and profound impact resonating within the cloth of every word. Within the emotional depths of this poignant review, we will embark upon a sincere exploration of the book is core subjects, dissect their captivating writing style, and fail to the strong resonance it evokes heavy within the recesses of readers hearts.

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