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Disconnections and Connections: Human Rights versus Democracy; from Principles toward Policies; National within International Law

Abstract:

The talk will launch from examples, concrete cases, or political confrontations, explaining how to conceive the safeguards at stake. It will portray these as constructs embodying principles requiring particular actions together with the implementation of policies. For instance, free speech demands permitting seemingly offensive expression plus promoting a diverse and open public debate.

Then, the presentation will contemplate specific guaranties, like those pertaining to asylum, citizenship, abortion, due process, self-determination, or the environment. It will present them as inducers of problems peculiar to them. Next, the discussion will dissect how precepts—human rights and democracy at the forefront—may contingently clash despite their overall commensurability. Finally, it will underscore the interconnection of negative, substantive, and national entitlements with positive, procedural, and international ones.