



University of Asia Pacific (UAP)
Department of Law and Human Rights (LHR)

Course Outline

Program:	Masters of Law
Course Title:	International & Comparative Human Rights and Humanitarian Laws
Course Code:	HRT-504
Semester:	Fall 2017
Level:	LLM- 2 nd Semester
Credit Hour:	03
Name & Designation of Teacher:	Prof. Dr. Mizanur Rahman, Adjunct Faculty
Office/Room:	908
Class Hours:	Saturday: 11.40am – 12.55pm, 1.00pm- 2.15pm
Consultation Hours:	Wednesday: 2:00pm-4:30pm.
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Rationale:	Required course for LL.B.(Hons) degree.
Pre-requisite (if any):	N/A

Course Synopsis:

General comments on human rights and historical developments of Human rights in the world. Sources of international human rights law, International Bill of Rights (UDHR, ICCPR, and ICESCR), the core Human Rights Treaties and Limitations of Human Rights enjoyment, Human

Rights Implementation Mechanism; International: a) Charter base mechanism, b) Treaty based mechanism; Regional Human Rights mechanisms; Domestic Implementation Mechanism. United Nations, ECOSOC, OHCHR, Universal Periodic Review, special rapporteurs of the UN etc. National and international human rights defenders like Human Rights Watch, Amnesty International etc and in Bangladesh: National Human rights Commission.

The background and development of humanitarian law (HL), sources of the HL (Hague Regulations, Geneva Conventions, Rome Statue, ICJ etc.), classifying conflicts and interplay-human rights law and humanitarian law (when does HL apply, Armed conflicts both national and international, internal disturbances, tensions etc.), Conduct of hostiles, Occupation law (occupation of a territory by hostile army, Hoge Regulation 1907, Fourth Geneva Convention 1949 and Additional Protocol 1 of 1977), protection of Civilians and Children (Convention on the Rights of the Child and its optional Protocol, child soldiers, etc), Transitional justice, International Crime Tribunals, Red Cross in humanitarian conflicts.

Course Objectives (CO):

The objectives of this course are to:

1. Having knowledge about the concept of International Law, human rights and humanitarian law and historical developments
2. Familiarize students with the implementation mechanisms of human rights and humanitarian laws;
3. Study fundamental issues of international conventions, international bill of rights, ICJ human rights defenders, conduct of hostiles, occupation law, transitional justice etc.
4. Provide students with the tools for further study of institutions relating to the Human Rights and Humanitarian law.

Learning Outcomes (LO):

Upon completion of the course, the students will be able to:

1. the nature and scope of Human Rights and Humanitarian Laws;
2. the rationale of the international law and sources of law particularly in the area of human rights and humanitarian perspective;
3. the international and regional human rights instruments and visa-viz domestic human rights instruments;
4. To build the intellectual, theoretical, and practical skills on the Human Rights and humanitarian Laws.
5. Enrich the transferring skills of the students through learning resources and communication with the academic and professional experts of the legal field.

Teaching-learning and Assessment Strategy: Lectures, assignments, oral presentations, quizzes, written examinations.

Linkage of LO with Assessment Methods & their Weights:

LO	Assessment Method	(%)
2-4	Oral presentation	05
1-4	Quiz	10
1-5	Class attendance	10
1-5	Assignment	05
1-3	Midterm Exam	20
1-5	Final Exam	50

Minimum attendance: 70% class attendance is mandatory for a student in order to appear at the final examination.

Mapping of Course LO and PO/Generic Skills:

Learning Outcome (LO) of the Course	Generic Skills/Program Outcomes* (Appendix-1)									
	1	2	3	4	5	6	7	8	9	10
the nature and scope of the Human rights	√	√	√			√		√		√
the rationale of the international bill of rights	√		√	√	√		√	√		√
International human rights implementation mechanisms visa-viz domestic human rights implication mechanism	√		√		√				√	√
To build the intellectual, theoretical, and practical skills on human rights and humanitarian laws		√		√	√	√		√	√	
Enrich the transferring skills of the students through learning resources and communication with the academic and professional experts of the legal field	√	√	√	√		√	√			√

Lecture Schedule

<u>Weeks</u>	<u>Topics</u>	<u>Reading Materials</u>
1	General comments on human rights and historical developments of Human rights in the world.	Hand Out & Books
2	Sources of international human rights law. The core Human Rights Treaties and Limitations of Human Rights enjoyment and International Bill of Rights (UDHR, ICCPR, ICESCR)	Hand Out & Books
3	Human Rights Implementation Mechanism;	Hand Out &

	International: a) Charter base mechanism, b) Treaty based mechanism; Regional Human Rights mechanisms; Domestic Implementation Mechanism.	Books
4	UN, ECOSOC, OHCHR, Universal Periodic, Review, special rapporteurs of the UN etc. National and international human rights defenders like Human Rights Watch, Amnesty International etc and in Bangladesh: National Human rights Commission.	Hand Out & Books
	QUIZ	
5	Origin and development of Human rights. And the characteristics of the human rights.	Hand Out & Books
6	International Bill of Rights (UDHR,ICCPR, ICRSCR)	Hand Out & Books
7	Human Rights Implementation Mechanism	Hand Out & Books
8	Universal Periodic, Review	Hand Out & Books
	MIDTERM EXAM	
9	historical developments of Human rights, Sources of international human rights law, International Bill of Rights (UDHR, ICCPR, and ICRSCR), the core Human Rights Treaties and Limitations of Human Rights enjoyment, Human Rights Implementation Mechanism; International	Hand Out & Books
	ORAL PRESENTATION	
10	UN, ECOSOC, OHCHR, Universal Periodic, Review, special rapporteurs of the UN etc	Hand Out & Books
11	National and international human rights defenders like Human Rights Watch, Amnesty International etc and in Bangladesh: National Human rights Commission.	Hand Out & Books
	ASSIGNMENT/COURT VISIT/PROJECT VISIT	
12	Background and development of humanitarian law (HL), sources of the HL, classifying conflicts and interplay- human rights law and humanitarian law	Hand Out & Books
13	Huge Regulation 1907, Fourth Geneva Convention 1949 and Additional Protocol 1 of 1977), protection of Civilians and Children (Convention on the Rights of the Child and its optional Protocol, child soldiers, etc),	Hand Out & Books
14	Occupation law (occupation of a territory by hostile army, Conduct of hostiles, Transitional justice, International Crime Tribunals, Red Cross in humanitarian conflicts.	Hand Out & Books

	FINAL EXAMINATION	

Required References:

1. Antonio Caseese, *International Law*, Oxford University press, 2nd edition, 2004
2. Mizanur Rahman, *International law in a Changing World* (পরিবর্তনশীল বিশ্বে আন্তর্জাতিক আইন), Palal Prokashani, 1ST edi, 2003
3. ডঃ শাহ আলম, সমকালীন আন্তর্জাতিক আইন -২য় সংস্করণ সংস্করণ, ২০১২, নিউ ওয়াশিংটন বুক কর্পোরেশন.
4. ডঃ শাহ আলম, আন্তর্জাতিক সংগঠন, ৩য় সংস্করণ সংস্করণ, নিউ ওয়াশিংটন বুক কর্পোরেশন.
5. Uddin Khan, *Fifty Years of the Universal Declaration of Human Rights*. M
6. Fleck, Dieter, *the Handbook of Humanitarian Law in Armed Conflicts*, Oxford University Press, 2008,
7. Main organs of the United Nations, (<http://www.un.org/en/sections/about-un/main-organs/index.html>)
8. OHCHR, UN, Monitoring the core international human rights treaties (<http://www.ohchr.org/EN/HRBodies/Pages/TreatyBodies.aspx>)
9. OHCHR, UN, Bangladesh. (<http://www.ohchr.org/EN/Countries/AsiaRegion/Pages/BDIndex.aspx>)
10. The Core International Human Rights Instruments and their monitoring bodies (<http://www.ohchr.org/EN/ProfessionalInterest/Pages/CoreInstruments.aspx>)
11. Andrew Carswell, Classifying the conflict: a soldier's dilemma, Int. Rev. Red Cross, Vol 91, no 873, March 2009 (<http://www.icrc.org/eng/assets/files/other/irrc-873-carswell.pdf>)
12. Nils Melzer, Interpretive Guidance on the notion of direct participation in hostiles under Borhan international humanitarian law, international committee of the red cross, 2009 (<http://www.icrc.org/eng/resources/documents/publication/p0990.htm>)
13. Willian Schabas, *An Introduction to the International Criminal Court*, 4th edi. Cambridge University Press, 2011.
14. Prosecutor v Aksyesu, International Crime Tribunal for Rwanda, 1998 case no ICTR-96-4-T (<http://www.ictr.org/ENGLISH/cases/Akaesu/judgement/akay001.htm>) para- 449-452, 471-491, 728-734.

Useful Websites:

- <http://www.nhrc.org.bd/>
- <http://www.ohchr.org/EN/pages/home.aspx>
- <http://www.un.org/en/index.html>
- <https://www.amnesty.org/en/>
- <https://www.hrw.org/>
- www.icc-cpi.int/
- www.ictr.org
- www.sc-sl.org
- www.un.org/icty/

Grading System: As per the approved grading scale of University of Asia Pacific (Appendix-2).

Student's responsibilities: Students must come to the class prepared for the course material covered in the previous class (es).

They must submit their assignments on time. They must be aware of the *Plagiarism Policy* as spelt out in the curriculum. No late or partial assignments will be acceptable. There will be no make-up quizzes.

Prepared by	Checked by	Approved by
Prof. Dr. Mizanur Rahman, Adjunct Faculty School of Law and Human Rights, UAP	Curriculum Committee LHR	Director School of Law and Human Rights, UAP

Appendix-1: Program Outcomes/Generic Skills

No.	Generic Skills/Program Outcomes
1.	Intellectual skills
2.	Advocacy and case management skills
3.	Scientific and Analytical skills
4.	Research skills
5.	Communication, negotiation, & IT skills
6.	Values, Ethics and Morality
7.	Teamwork and Leadership skills
8.	Professionalism
9.	Social skills and responsibilities
10.	Life-long Learning skills

Appendix-2: Grading Policy

Numeric Grade	Letter Grade	Grade Point
80% and above	A+	4.00
75% to less than 80%	A	3.75
70% to less than 75%	A-	3.50
65% to less than 70%	B+	3.25
60% to less than 65%	B	3.00
55% to less than 60%	B-	2.75
50% to less than 55%	C+	2.50
45% to less than 50%	C	2.25
40% to less than 45%	D	2.00
Less than 40%	F	0.00