

## COURSE UNIT (MODULE) DESCRIPTION

Course unit (module) title	Code
Human Rights	ZMTE3126

Lecturer(s)	Department(s) where the course unit (module) is delivered
Coordinators: assist. Erika Leonaitė	Institute of International Relations and Political Science

Study cycle	Type of the course unit (module)
First cycle	Elective

Mode of delivery	Period when the course unit (module) is delivered	Language(s) of instruction
Seminars, self study	5 semester	Lithuanian

Requirements for students	
<b>Prerequisites:</b> Basic knowledge of Lithuanian Constitutional Law	<b>Additional requirements (if any):</b> None

Course (module) volume in credits	Total student's workload	Contact hours	Self-study hours
5	130	32	98

Purpose of the course unit (module): programme competences to be developed		
<p>The purpose of the course is to provide students with knowledge and understanding of the major international law documents related to human rights protection. In addition, the course aims to provide students with skills and abilities of assessing various real-life situations from the perspective of human rights.</p> <p>This course aims to develop subject specific competences, such as the ability to understand and apply Human Rights Law to a wide variety of real-life situations, ability to analyze various situations from the perspective of Human Rights; ability to recognize breaches of certain Human Rights Conventions; also competences will be advanced: ability to collect important information, ability to work in groups and individually, ability to apply theoretical knowledge and in practice.</p>		
Learning outcomes of the course unit (module)	Teaching and learning methods	Assessment methods
Will be able to understand and apply Human Rights Law to a wide variety of real-life situations, analyze different situations from the perspective of Human Rights	Face-to-face seminars, discussions, exam	Assessment of work during seminars, assessment of exam, assessment of practical exercise
Will be able to recognize breaches of Human Rights Law	Independent reading , exam	Assessment of exam
Will be able to apply theoretical knowledge in practice	Research methods ( texts analysis, preparation of practical assignment)	Assessment of practical assignment

Content: breakdown of the topics	Contact hours				Self-study work: time and assignments	
	Lectures	Tutorials	Seminars	Contact hours	Self-study hours	Assignments
1. Introduction. Theoretical overview of Human Rights Law (national and international level)			2	2	6	Compulsory reading and analysis of: <i>Richard Rorty. Human Rights, Rationality, and Sentimentality, in Truth and Progress. Philosophical Papers. Cambridge University Press, 1998, p. 167-185</i>
2. Universal Human Right protection law (international stages and levels.			2	2	6	Compulsory reading and analysis of: <i>A. Cassese. Protection of Human Rights. In: A. Cassese. International</i>

Human Rights UN Chart, additional protocols and laws, HR UN institutions)					<p><i>Law. Oxford: Oxford University Press, 2001, p. 349-372.</i></p> <p><i>Jungtinių Tautų Chartija (extract) [UN chart]. // Valstybės žinios. 2002, Nr. 15-557.</i></p> <p><i>Visuotinė žmogaus teisių deklaracija. [universal declaration of human rights] // Valstybės žinios. 2006, Nr. 68-2497.</i></p> <p><i>Tarptautinis pilietinių ir politinių teisių paktas. [International Covenant on Civil and Political Rights] // Valstybės žinios. 2002, Nr. 77-3288.</i></p>
3. Region system of Human Rights protection		2	2	6	<p>Topic for discussion: cultural relativism and human rights. Compulsory reading and analysis of:</p> <p><i>Andreas Føllesdal. Human Rights and Relativism. Human Rights and Relativism (2005). In: Føllesdal A. and T. Pogge (eds.). Real World Justice: Grounds, Principles, Human Rights Standards and Institutions. Springer, 2005 p. 265-283.</i></p> <p><i>Lila Abu-Lughod. Do Muslim women really need saving? Anthropological reflections on cultural relativism and its others. In: American Anthropologist, <a href="#">Volume 104, Issue 3</a>, 2002, p. 783–790</i></p>
4. European Council system of human rights protection (convention of European Human Rights and Fundamental Freedoms and additional protocols; European Court of Human Rights; new conventions). Cases: <i>Baškauskaitė v. Lithuania, Application No. 41090/98, Decision of 21 October 1998.</i> <i>Hussein v. Lithuania, Application No. 23276/04, Decision of 14 March 2006.</i>		2	2	6	<p>Compulsory reading and analysis of:</p> <p><i>Europos Žmogaus teisių ir pagrindinių laisvių apsaugos konvencija, [European Convention on Human Rights and Fundamental Freedoms] iš dalies pakeista protokolais Nr. 11 ir 14, su papildomais protokolais Nr. 1, 4, 6 ir 7. Europos Žmogaus Teisių Teismo kanceliarija, 2010.</i></p> <p><i>The ECHR in 50 questions. Council of Europe, 2010.</i></p> <p><i>Europos Žmogaus Teisių Teismo individualių peticijų priėmimo tvarka [process of acceptance of petitions in European Court of Human Rights] Žmogaus teisių stebėjimo institutas, 2011.</i></p>
5. Right to life (The rights to life the concept of LR and international law. Member of positive and negative obligations the right to life protection. The death penalty issue) Cases: <i>Bazorkina v. Russia, Application no. 69481/01, Judgement of 27 July 2006; Finogenov and Others v. Russia, Application no. 18299/03, Judgement of 20 December 2011.</i>		2	2	6	<p>Compulsory reading and analysis of:</p> <p><i>Douwe Korff. The right to life. A guide to the implementation of Article 2 of the European Convention on Human Rights. Council of Europe, 2006.</i></p> <p><i>LR civilinis kodeksas. [Lithuanian civil code] Valstybės žinios, 2000, Nr. 74-2262 (extract).</i></p> <p><i>LR baudžiamasis kodeksas. [Lithuanian criminal code] Valstybės žinios, 2000, Nr. 89 – 2741 (extract).</i></p> <p><i>LR policijos veiklos įstatymas. [Lithuanian law on police activities] Valstybės žinios, 2000, Nr. 90-2777 (extract).</i></p> <p><i>LR sveikatos apsaugos ministerijos įsakymas Dėl nėštumo nutraukimo operacijos atlikimo tvarkos. [the order of termination of pregnancy transaction procedures issued by Health Ministry] Valstybės žinios, 1994, Nr. 18 – 299.</i></p> <p><i>Gyvybės prenatalinėje fazėje apsaugos įstatymo projektas, [Life prenatal phase protection bill] XP-432(3), 2006 (extract).</i></p>
6. The right to freedom from torture, inhuman or degrading treatment or punishment (Torture, inhuman and degrading treatment vary. Non-refoulement (non-return) approach. State duty protection from torture, inhuman and degrading treatment in the field) Cases: <i>D. v. the United Kingdom, Application no. 30240/96, Judgement of 2 May 1997. N. v. the United</i>		2	2	6	<p>Compulsory reading and analysis of:</p> <p><i>Aisling Reidy. The prohibition of torture. Council of Europe, 2003. P. 8-21</i></p>

Kingdom (GC), Application no. 26565/05, Judgement of 27 May 2008. <i>Opuz v Turkey</i> , Application no. 33401/02, Judgement of 9 June 2009					
7. The right to liberty and security (The right to liberty and security concepts. Legitimate prison grounds, the right of detainees. Involuntary mental health problems in the institution). Cases: <i>Vasileva v. Denmark</i> , Application no. 52792/99, Judgement of 25 September 2003. <i>Storck v. Germany</i> , Application no. 61603/00, Judgement of 16 June 2005		2	2	6	Compulsory reading and analysis of: <i>Monica Macovei. The Right to Liberty and Security of the Person. A guide to the implementation of Article 5 of the European Convention on Human Rights. Council of Europe, 2004.</i> <i>LR civilinis kodeksas</i> . [Lithuanian civil code] <i>Valstybės žinios</i> , 2000, Nr. 74-2262 (extract). <i>LR psichikos sveikatos priežiūros įstatymas</i> . [Lithuanian Mental Health Care Act] <i>Valstybės žinios</i> , 1995, Nr. 53-1290 (extract). <i>Laura Navickaitė. Priverstinė hospitalizacija</i> . [hospitalization in force] <a href="http://www.club13.lt/straipsniai/kz36/teis_gyn1.htm">http://www.club13.lt/straipsniai/kz36/teis_gyn1.htm</a>
8. The right to a fair trial (Independent and impartial court concept. Presumption of innocence. Criminal simulation model of provocation. The right to a trial within a reasonable time) Case: <i>Miliniene v. Lithuania</i> , Application no. 74355/01, Judgement of 26 April 2005; <i>Ramanauskas v. Lithuania</i> , Application no. 74420/01, Judgement of 26 April 2005		2	2	6	Compulsory reading and analysis of: <i>LR Konstitucija</i> . [Lithuanian Constitution] <i>Valstybės žinios</i> , 1992, Nr. 33-1014 (extract). <i>LR operatyvinės veiklos įstatymas</i> . [Lithuanian Law on Operational Activities] <i>Valstybės žinios</i> , 2002, Nr. 65-2633 (extract). <i>Nuala Mole, Catharina Harby. The right to a fair trial. A guide to the implementation of Article 6 of the European Convention on Human Rights. 2nd edition. Council of Europe, 2006</i>
9. The right to respect for family and private life (The concept of private life. Concept of the family. Member of positive and negative obligations the right to respect for private and family life) Cases: <i>S. and Marper v. the United Kingdom (GC)</i> , Applications nos. 30562/04 and 30566/04, Judgement of 4 December 2008. <i>Hatton v. the United Kingdom (GC)</i> , Application no. 36022/97, Judgement of 8 July 2003		2	2	6	Compulsory reading and analysis of: <i>Ursula Kilkelly. The right to respect for private and family life. 2nd edition. Council of Europe, 2001</i>
10. The right to respect for family and private life (Sex change. Euthanasia, assisted suicide) Cases: <i>L. v. Lithuania</i> , Application No. 27527/03, Judgement of 11 September 2007. <i>Pretty v. the United Kingdom</i> , Application No. 2346/02, Judgement of 29 April 2002		2	2	6	Compulsory reading and analysis of: <i>LR Lyties pakeitimo įstatymo projektas</i> [sex change bill] Nr. IXP-2627. <i>The Belgian Act on Euthanasia of May 28, 2002 (extract).</i> <i>Review procedures for the termination of life on request and assisted suicide and amendment of the Criminal Code and the Burial and Cremation Act, 2001. (Dutch Act on Euthanasia and Assisted Suicide).</i>
11. The right to freedom of thought, conscience and religion (The right to freedom of thought, conscience and religion, freedom of conception. Exercise of freedom of thought, conscience and religion, freedom of outside issues) Cases: <i>Leyla Sahin v. Turkey (GC)</i> , Application No. 44774/98, Judgement of 10		2	2	6	Topic for discussion: freedom of religion vs. secularism. Compulsory reading and analysis of: <i>Françoise Tulkens. The European Convention On Human Rights and Church-State Relations: Pluralism vs. Pluralism. Cardozo Law Review</i> , vol. 30 (6), 2009. <i>LR religinių bendruomenių ir bendrijų įstatymas</i> . [Lithuanian Religious Communities and the Law] <i>Valstybės žinios</i> , 1995, Nr. 89-1985

November 2005. <i>Lautsi and Others v. Italy (GC)</i> , Application No. 30814/06, Judgement of 18 March 2011. <i>Jehovah's Witnesses of Moscow v.</i> <i>Russia</i> , Application no. 302/02, Judgement of 10 June 2010					
12. The right to expression and freedom of information (The right to freedom of expression. The right to seek, receive and impart information and ideas. Possible restrictions on the exercise of freedom of expression. Beliefs and freedom of information vs. protection of private life.) Cases: <i>Axel Springer AG v. Germany (GC)</i> , Application no. 39954/08, Judgement of 7 February 2012. <i>Vajnai v. Hungary</i> , Application no. 33629/06, Judgement of 8 July 2008		2	2	6	Topic for discussion: What are the limits of freedom of expression in a democratic country? Compulsory reading and analysis of: <i>Monica Macovei. Freedom of expression. A guide to the implementation of Article 10 of the European Convention on Human Rights. 2nd edition. Council of Europe, 2004.</i> <i>LR baudžiamasis kodeksas</i> . [Lithuanian criminal code] <i>Valstybės žinios</i> , 2000, Nr. 89 – 2741 (extract). <i>LR administracinių teisės pažeidimų kodeksas</i> . [Lithuanian administrative code] <i>Valstybės žinios</i> , 1985, Nr. 1-1 (extract).
13. Freedom of association (Assembly and freedom of association conception. Member of positive and negative duties of assembly and freedom of association. Democracy capable of defending itself, the concept.) Cases: <i>Berladir and Others v. Russia</i> , Application no. 34202/06, Judgement of 10 July 2012. <i>Refah Partisi (the Welfare Party) and Others v. Turkey</i> , Applications nos. 41340/98, 41342/98, 41343/98 and 41344/98, Judgement of 13 February 2003		2	2	6	Compulsory reading and analysis of: <i>Harris D. and others. Law of the European Convention on Human Rights, 2nd ed. Oxford: Oxford University Press, 2009, p. 515-535</i>
14. The prohibition of discrimination (Concept and types of discrimination) Cases: <i>Žičkus v. Lithuania</i> , Application no. 26652/02, Judgement of 7 April 2009. <i>D.H. and Others v. the Czech Republic (GC)</i> , Application no. 57325/00, 13 November 2007		2	2	6	Compulsory reading and analysis of: <i>LR Konstitucija</i> . [Lithuanian Constitution] <i>Valstybės žinios</i> , 1992, Nr. 33-1014 (extract). <i>LR lygių galimybių įstatymas</i> . [Lithuanian Law on Equal Opportunities] <i>Valstybės žinios</i> , 2008, Nr. 76-2998 (extract). <i>LR moterų ir vyrų lygių galimybių įstatymas</i> . [Lithuanian Equal Opportunity Act] <i>Valstybės žinios</i> , 1998, Nr. 112- 3100 (extract). <i>Harris D. and others. Law of the European Convention on Human Rights, 2nd ed. Oxford: Oxford University Press, 2009, p. 577-600</i>
15. Course summary; movie review of human rights issues	2	2	4		Students should deliver practical assignment on the last class of the course.
Practical assignment				14	Preparation of practical assignment
<b>Total</b>	<b>2</b>	<b>30</b>	<b>32</b>	<b>98</b>	

Assessment strategy	Weight, %	Deadline	Assessment criteria
Evaluation of work during the seminars	30%	Throughout the semester	Active participation in seminars (10%), Relevant comments and essential, ponderable argumentation (10%), Ability to refer to assigned academic literature (10%),
Exam	50%	During session time	Comprehensiveness of the answers (20 %) Ability to base the answers on the academic literature that was provided throughout the course (15%)

			Critical analytical thinking (10%) Style: clearness, consistency, academic vocabulary (5%)
Practical assignment	20%	End of semester	Ability to employ laws discussed throughout the course (5%), Depth of analysis (5%); Ability to cover all possible angles (5%) Ability to present results in an appropriate coherent form and to respond to colleagues comments efficiently (5%)

Author	Year of publication	Title	Issue of a periodical or volume of a publication	Publishing place and house or web link
<b>Compulsory reading</b>				
	2002	Jungtinių Tautų Chartija (extract) [UN chart]	Valstybės žinios Nr. 15-557	
	2006	Visuotinė žmogaus teisių deklaracija.[universal declaration of human rights]	Valstybės žinios. Nr. 68-2497.	
	2002	Tarptautinis pilietinių ir politinių teisių paktas. [International Covenant on Civil and Political Rights]	Valstybės žinios. Nr. 77-3288.	
	2010	Europos Žmogaus teisių ir pagrindinių laisvių apsaugos konvencija, [European Convention on Human Rights and Fundamental Freedoms]		Europos Žmogaus Teisių Teismo kanceliarija
	2010	The ECHR in 50 questions		Council of Europe
	2011	Europos Žmogaus Teisių Teismo individualių peticijų priėmimo tvarka [process of acceptance of petitions in European Court of Human Rights]		Žmogaus teisių stebėjimo institutas
	2000	LR civilinis kodeksas. [Lithuanian civil code]	Valstybės žinios, , Nr. 74-2262	
	2000	LR baudžiamasis kodeksas. [Lithuanian criminal code]	Valstybės žinios, Nr. 89 – 2741	
	2000	LR policijos veiklos įstatymas. [Lithuanian law on police activities]	Valstybės žinios, Nr. 90-2777	
	1994	LR sveikatos apsaugos ministerijos įsakymas Dėl nėštumo nutraukimo operacijos atlikimo tvarkos. [the order of termination of pregnancy transaction procedures issued by Health Ministry]	Valstybės žinios, Nr. 18 – 299	
	2006	Gyvybės prenatalinėje fazėje apsaugos įstatymo projektas, [Life prenatal phase protection bill]	XP-432(3)	
	2000	LR civilinis kodeksas. [Lithuanian civil code]	Valstybės žinios, Nr. 74-2262	
	1995	LR psichikos sveikatos priežiūros įstatymas. [Lithuanian Mental Health Care Act]	Valstybės žinios, Nr. 53-1290	
	1992	LR Konstitucija.[Lithuanian Constitution]	Valstybės žinios, Nr. 33-1014	
	2002	LR operatyvinės veiklos įstatymas. [Lithuanian Law on Operational Activities]	Valstybės žinios, Nr. 65-2633	
	2003	LR Lyties pakeitimo įstatymo projektas [sex change bill]	Nr. IXP-2627	
	2002	The Belgian Act on Euthanasia of May 28.		
	2001	Review procedures for the termination of life on request and assisted suicide and amendment of the Criminal Code and the Burial and Cremation Act	Dutch Act on Euthanasia and Assisted Suicide	
	1995	LR religinių bendruomenių ir bendrijų	Valstybės žinios, Nr.	

		įstatymas. [Lithuanian Religious Communities and the Law]	89-1985	
	2000	LR baudžiamasis kodeksas. [Lithuanian criminal code]	Valstybės žinios, Nr. 89 – 2741	
	1985	LR administracinių teisės pažeidimų kodeksas. [Lithuanian administrative code]	Valstybės žinios, Nr. 1-1	
	2009	Harris D. and others. Law of the European Convention on Human Rights	2 nd ed.	Oxford: Oxford University Press
	1992	LR Konstitucija. [Lithuanian Constitution]	Valstybės žinios, Nr. 33-1014	
	2008	LR lygių galimybių įstatymas. [Lithuanian Law on Equal Opportunities]	Valstybės žinios, Nr. 76-2998	
	1998	LR moterų ir vyrų lygių galimybių įstatymas. [Lithuanian Equal Opportunity Act]	Valstybės žinios, Nr. 112-3100	
Abu-Lughod .Lila	2002	Do Muslim women really need saving? Anthropological reflections on cultural relativism and its others.	In: American Anthropologist, <a href="#">Volume 104, Issue 3</a> .	
Cassese.A.	2001	Protection of Human Rights. In: A. Cassese. International Law.		Oxford: Oxford University Press
Føllesdal. Andreas	2005	Human Rights and Relativism. Human Rights and Relativism (2005)	In: Føllesdal A. and T. Pogge (eds.). Real World Justice: Grounds, Principles, Human Rights Standards and Institutions	Springer
Harris D. and others.	2009	Law of the European Convention on Human Rights	2 nd ed.	Oxford: Oxford University Press
Kilkelly. Ursula	2001	The right to respect for private and family life	2nd edition	Council of Europe
Korff. Douwe	2006	The right to life. A guide to the implementation of Article 2 of the European Convention on Human Rights		Council of Europe
Macovei. Monica	2004.	The Right to Liberty and Security of the Person. A guide to the implementation of Article 5 of the European Convention on Human Rights		Council of Europe
Macovei. Monica	2004	Freedom of expression. A guide to the implementation of Article 10 of the European Convention on Human Rights	2nd edition	Council of Europe
Mole, Nuala	2006	Catharina Harby. The right to a fair trial. A guide to the implementation of Article 6 of the European Convention on Human Rights	2nd edition	Council of Europe
Navickaitė. Laura		Priverstinė hospitalizacija [hospitalization in force]		< <a href="http://www.club13.lt/straipsniai/kz36/teis_gyn1.htm">http://www.club13.lt/straipsniai/kz36/teis_gyn1.htm</a> >
Reidy. Aisling	2003	The prohibition of torture. Council of Europe		
Rorty.Richard	1998	Human Rights, Rationality, and Sentimentality, in Truth and Progress	Philosophical Papers.	Cambridge University Press
Tulkens. Françoise	2009	The European Convention On Human Rights and Church-State Relations: Pluralism vs. Pluralism.	Cardozo Law Review, vol. 30 (6)	
<b>Optional reading</b>				
Murdoch, Jim	2007	Freedom of thought, conscience and religion. A guide to the implementation of Article 9 of the European Convention on Human Rights		Council of Europe

	2011	Handbook on European non-discrimination law		European Union Agency for Fundamental Rights
	2002	Tarptautinio pilietinių ir politinių teisių pakto fakultatyvus protokolą [International Covenant on Civil and Political Rights and Optional Protocol to the Covenant]	Valstybės žinios, Nr. 77-3289	
	2001	Tarptautinio pilietinių ir politinių teisių pakto antrasis fakultatyvinis protokolą mirties bausmei panaikinti [International Covenant on Civil and Political Rights Second Optional Protocol to abolish the death penalty]	Valstybės žinios, Nr. 75-2641	
	2002	Tarptautinis ekonominių, socialinių ir kultūrinių teisių paktas. [International Covenant on Economic, Social and Cultural Rights]	Valstybės žinios, Nr. 77-3290	
	2006	Išvada dėl teisės į abortą apribojimo, siekiant apginti negimusio žmogaus gyvybę [Conclusion on the right to abortion restrictions in order to protect unborn human life]		Vilnius, eisės institutas
	2003	Europos komitetas prieš kankinimą ir kitokį žiaurų, nežmonišką ar žeminantį elgesį ir baudimą. [The European Committee for the Prevention of Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment] CPT standartai		Strasbūras
	2002	LR baudžiamojo proceso kodeksas [Lithuanian criminal code]	Valstybės žinios, Nr. 37-1341, Nr. 46	
	2009	LR nepilnamečių apsaugos nuo neigiamo viešosios informacijos poveikio įstatymas. [Lithuanian Protection of Minors against the Detrimental Effect of Public Information]	Valstybės žinios, Nr. 86-3637	