

Università degli Studi di Palermo



Scuola di Scienze giuridiche ed economico-sociali

Dipartimento di Giurisprudenza

Dottorato di ricerca su "Diritti umani: evoluzione, tutela e limiti"

European Academy of Legal Theory di Bruxelles

École doctorale de Sciences Juridiques et Politiques, Université de Paris – Nanterre

Master de Argumentación Jurídica, Universidad de Alicante

Summer Course

Poverty, Development and Human Rights.

Palermo 27th June – 1st July 2016

The Summer Course on *Poverty, Development and Human Rights* (hereinafter: Summer Course) is being organized by the University of Palermo PhD Program on Human Rights, jointly with the European Academy of Legal Theory, Bruxelles, the renowned research centre in the field of Philosophy of Law, and in collaboration with the Master in legal reasoning of the University of Alicante and the Ecole Doctorale de Sciences Juridiques et Politiques of the University of Paris Nanterre.

INTRODUCTION – KEY ISSUE

Millions of people's basic human rights (to survival, subsistence, instruction and health) are seriously endangered, and constantly violated both in underdeveloped and in developed countries, due to the rise of inequality. The central aim of the Summer Course is to investigate the causes of the rise of inequality and the opportunities for action from the point of view of the practice of enhancing human rights.

The link between poverty, development and human rights from the point of view of global justice is the key issue of the *Summer Course*. This link has been the subject of Amartya Sen's pivotal contribution in the field of economic theory and political philosophy. His analysis criticises a simplistic understanding on economic development and poverty that keeps unrelated legal and political issues from issues of economic efficiency. According to Sen, the concept of development cannot be separated from the idea of an enhancement of the "capabilities" of the recipients. And this enhancement is not just a matter of availability of resources.

More recently, starting from the perspective of the "institutional economics", authors such as D. Acemoglu J. Robinson (*Why Nations fail*, Profile, London 2012) have offered a "general theory" of development, and crisis. According to their analysis, political and legal institutions

are the key factors in explaining why societies with equal amount of natural resources can have so different outcomes in terms of economic development and guarantee of individual rights.

With this course, a series of analytical tools, from a philosophical, legal and economic point of view, will be provided to the participants in order to make them able to understand the complexity of the link between legal institution, economic policies aimed to eradicate extreme forms of destitution, and the guarantee of human rights.

OBJECTIVES AND TOPICS

The link between development, poverty and human rights will be examined from a multidisciplinary outlook in which historical, political, legal and economic analysis overlap.

The issues that will be addressed are the following:

(1) **Poverty and rights in modern Europe.** Analysis of the link between rights and poverty in the late Middle Age and in the early Modern Age and how the issue of poverty has influenced the birth of the modern State. Moreover it will be reconstruct how Franciscans has considered poverty as a distinctive sign of their religious order.

(2) **The curse of natural resources explained.** Examination of the thesis according to which the abundance of natural resources is not an element that enhances development, but in fact a cause of permanent underdevelopment, both from an economic and institutional point of view.

(3) **Environment and poverty.** Introduction to the question whether environmental protection is a hindrance or a factor of economic and institutional development, especially from the point of view of the necessary global change of our productive models.

(4) **Labour rights as human rights.** Various forms of violations of labour laws will be investigated, both from a national, supranational and comparative point of view. The challenges of a supranational (partially open) market of services and goods posit to the rights of national and immigrant workers will be put under scrutiny. Moreover, it will be analysed how legal norms can produce or avoid forms of conflicts among workers for scarce resources and guarantees.

(5) **Corruption and poverty.** Examination, starting from the more recent literature and findings in political science, of the link between high levels of corruption and failure of policies aimed to enhance economic and institutional development.

(6) **Global justice and responsibility to help the poor.** Critical analysis of the diverse justifications of the duty to help the poor both in a political community and in international relations.

(7) **Arms trafficking, war and massive violations of human rights.** The classic subject of the casual link between war, underdevelopment and massive violations of human rights will be studied through the point of view of the (deliberate?) low efficacy of the national and supranational norms regulating arms trafficking.

METHODOLOGY

Each day two or three seminars will be held. On each day a specific topic will be discussed from various theoretical and practical perspectives, aiming at achieving an effective integration of methods and solutions. In order to encourage a proactive participation, the participants will be engaged in a workshop on the topic discussed in each seminar session, with the support of the suggested and provided bibliography.

WORKING LANGUAGES

The working languages will be English, Spanish and Italian.

APPLICANTS, CONDITIONS OF ADMISSION AND CERTIFICATE OF ATTENDANCE

As established by the *Regolamento per l'attivazione di Corsi Internazionali di Studi Avanzati Summer and Winter School* of the University of Palermo, the Course is open to students holding a 1st or 2nd cycle degrees (ita. *laurea triennale* or *laurea specialistica*), a first or second level Master degree, PhD students, PhD's and researchers with an interest in the topic and able to orientate themselves in the subject matters of the courses. **No more than 30 applications will be accepted**, and at least 15 participants will be selected among applicants from other Italian or foreign Universities. Only in the case in which less than 15 people apply, more applications from the University of Palermo will be taken into consideration. The Course is open also to University students that have acquired a minimum of 120 CFU. However, no more than 10 current University students can be accepted to the Summer Course. The selection of the latter will be made on the basis of their CVs and letters of motivation. The Summer Course will not be held if there will be less than 15 applications.

Every applicant shall fill in the form here attached, adding his/her CV. If a selection will be necessary (if more than 30 applications will be received) the scientific committee will redact a list and a reserve list. Students from the reserve list will be contacted in the case in which students admitted in the list withdraw.

Extra 10 posts will be added for applicants from Colombian, Peruvian and Brazilian universities.

GENERAL INFORMATION AND FINAL CERTIFICATE

The Summer Course is composed of two different parts. In **the first part**, participants will have to study the reading material – theoretical and practical articles, court decisions, official reports – that will be provided through the website of the PhD program in “Human Rights: Evolution, Protection and Limits” at least two weeks before the beginning of the Course. **The second part** will see the participants engaged in lectures by speakers from Italian and foreign universities and in discussions and Q&A based on the lectures and on the reading material.

The second part of the Course will be held in Palermo, Italy, at the **Dipartimento di Giurisprudenza – Sezione “Diritto e Società” – Piazza Bologni 8**. As the program shows, lectures will be held from 9 a.m. to 2 p.m. and from 3 p.m. to 7 p.m.

Participants will have full access to the Law department (Dipartimento di Giurisprudenza) Library.

Students who will attend at least 90% of the seminar hours will receive a certificate, corresponding to 6 ECTS, after passing a test.

ENROLMENT AND FEES

Attached to this Call (on-line from the 30th of April 2016), a model of the Application form can be found (this is in English, but it can be filled out also in French, Italian or Spanish).

The application should be sent (and received by the 1st of June 2016), jointly with a CV, a copy of the degrees obtained, a copy of a national ID, and a copy of the payment of registration fees (and, for current University students, a letter of motivation), to the following address:

Dipartimento di Giurisprudenza

Piazza Bologni, 8
90134 Palermo, Italy

(also write down on the outside of the envelop: “Poverty, Development and Human Rights summer course”).

The application form, along with the documents above mentioned, can be sent, also, by e-mail at teresa.affatigato@unipa.it

The payment of **registration fees of 200,00€** includes the inscription to the Course, the reading material, the final certificate, and the insurance cover.

Students of the II. Level Master in *Global Rule of Law and Constitutional Democracy* (University of Genoa) may enroll in the Summer Course at a discounted rate of **€ 150,00**.

Students with a degree of a Colombian University, which enjoys the cultural and scientific convention signed the 24 of June 2013 at the Italian Embassy of Bogotá, are exempted from the registration fees.

Students of the Master in *Argumentación Jurídica* (Università di Alicante) are also exempted.

The registration fees shall be paid to the Università di Palermo bank account

IBAN: IT 09 A 02008 04682 000300004577

SWIFT/BIC code: UNCRITMMPAE

UNICREDIT S.p.A.

via Roma 185, Palermo, Italia.

Causal transfer: "Poverty, Development and Human Rights" 27 June- 1 July 2016" director Prof. Isabel Trujillo"

More information about the payment of pre-inscription fees and registration fees (in particular the payment procedure) will be found on these websites:

<https://www.unipa.it/dipartimenti/dipartimentogiurisprudenza/>

Graduates of the Colombian universities, which participate in the cultural and scientific cooperation started on June 24th 2013 with the Italian embassy to Bogotá, are exempted by the registration fees.

Students of the Master in *Argumentación Jurídica* (Università di Alicante), also, are exempted by the registration fees.

HOUSING AND MEALS

Participants not residing in Palermo can rent a **room** at the ERSU Palermo – Ente Regionale per il Diritto allo Studio Universitario, at very cheap rates. All participants will have access to **University canteens** (at very cheap rates).

For further information, please contact the **Sig.ra Teresa Affatigato** (teresa.affatigato@unipa.it)

CONTACTS

For further information, please contact:

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DIRECTOR OF THE SUMMER COURSE

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Università di Palermo
Dipartimento di Giurisprudenza
Piazza Bologni 8

e-mail: isabel.trujillo@unipa.it

SCIENTIFIC COMMITTEE

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SUMMER COURSE SECRETARY

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SCIENTIFIC BOARD

Macario Alemany (Universidad de Alicante); Clelia Bartoli (Università di Palermo); Giorgio Beretta (Osservatorio Permanente sulle Armi Leggere e le Politiche di Sicurezza e Difesa, Brescia); Annabel Brett (Cambridge University); Elena Consiglio (Università di Palermo); Alessandro Garilli (Università di Palermo); Nicola Gullo (Università di Palermo); Mario Lavezzi (Università di Palermo); Eric Millard (Université de Nanterre) Letizia Palumbo (Università di Palermo); Beatrice Pasciuta (Università di Palermo); Marco Pertile (Università di Trento); Roberto Ricciuti (Università di Verona); Lorenz Schultz (European Academy of Legal Theory, Bruxelles); Massimo Starita (Università di Palermo); Dario Stevanato (Università di Trieste); Alberto Vannucci (Università di Pisa).

ORGANIZATION

Irene Grifò, Emanuela Roman.

Further information will be available on:

<https://www.unipa.it/dipartimenti/dipartimentogiurisprudenza/>

PROGRAMMA DEL SUMMER COURSE (27GIUGNO- 1 LUGLIO 2016)¹

27 giugno

Chair: Clelia Bartoli (Università di Palermo)

am

9.30 Isabel Trujillo (Università di Palermo), *Giustizia Globale e lotta contro la povertà*

Discussant: Eileen Quinn

11.00 Annabel Brett (Cambridge University), *Self-conservation and moral agency in Early Modern Legal Thought*

Discussant: Valeria Vita

pm

15 Elena Consiglio (Università di Palermo), *Balancing social justice, equality and market in Contemporary China*

Discussant: Anna Ferro

28 giugno

Chair Michele Battisti (Università di Palermo)

am

9.30 Nicola Gullo (Università di Palermo), *Protezione dell'ambiente e diritti umani*

Discussant: Gabriele Gagliani

11 Roberto Ricciuti (Università di Verona), *La maledizione delle risorse naturali*

Discussant: Silvia Spallino

pm

15 Macario Alemany (Universidad de Alicante), *Ricos y pobres: sobre el fundamento y alcance del deber de ayuda al prójimo*

Discussant: Leonardo Mesa Suero

29 giugno

Chair Beatrice Pasciuta (Università di Palermo)

am

9.30 Giorgio Beretta (Osservatorio Permanente sulle Armi Leggere e le Politiche di Sicurezza e Difesa, Brescia), *Costi e benefici(ari) delle guerre*

Discussant: Diego Mauri

11 Marco Pertile (Università di Trento), *International law and the resource curse: assessing the role and the limits of international norms in the light of the paradox of poverty from plenty*

1 Il programma può essere soggetto a modifiche.

Discussant: Laura Romano

pm

15 Dario Stevanato (Università di Trieste), *Il dovere di contribuzione tra solidarietà e interesse ai servizi pubblici*

Discussant: Dalila Schirò

30 giugno

Chair Isabel Trujillo (Università di Palermo)

am

9.30 Alessandro Garilli (Università di Palermo), *Politiche del lavoro e inclusione sociale*

Discussant: Federica Vincenti

11 Clelia Bartoli (Università di Palermo), *Le persone non sono locuste. L'accoglienza come occasione di sviluppo locale*

Discussant: Rafaela Hiloario

pm

15 Letizia Palumbo (Università di Palermo), *Exploited for care: abuse and trafficking in domestic work in Italy*

Discussant: Milly Grillone

1 luglio

Chair Mario Lavezzi (Università di Palermo).

am

9.30 Beatrice Pasciuta (Università di Palermo), *La povertà francescana*

Discussant: Giuseppe Rocché

11 Alberto Vannucci (Università di Pisa), *Corruzione e povertà*

Discussant: Giorgio Tortorici

Application Form
Università degli Studi di Palermo



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Dipartimento di Giurisprudenza
Dottorato di ricerca su “Diritti umani: evoluzione, tutela e limiti”

SUMMER COURSE
Poverty, Development and Human Rights.
Palermo 27 Giugno – 1 luglio 2016

To the Director of the Dipartimento di Giurisprudenza
Address: Piazza Bologni, 8 - 90144 PALERMO, Italy

I, the undersigned (First name) _____ (Family name) _____,
born on (DD/MM/YY) ____/____/____ in (Town,
State) _____ resident in (Town, State)
_____, having obtained (title of the degree)/ enrolled in the
last year of a 1st/2nd level Master degree in (title of the master course)

HEREBY APPLY

to the SUMMER COURSE on *Poverty, Development and Human Rights*. which will be held in Palermo, Italy from 27 Giugno – 1 luglio 2016.

Documents attached:

- curriculum vitae et studiorum;
- copy of the degrees obtained or of the certificate of enrollment in the last year of a 1st/2nd level Master degree (for undergraduate students: an auto-certificate of having obtained at least 120 CFU and a letter of motivation);
- copy of a valid National ID or Passport;
- copy of the receipt for payment of the inscription fee amounting to 200,00 EUR

The students of the Master in *Global Rule of Law and Constitutional Democracy* (University of Genoa) must attach - in addition to the curriculum, the copies of the degrees obtained and the valid ID or Passport - a certificate of inscription to the Master as well as a copy of the receipt for payment of the inscription fee amounting to 150,00 EUR.

The students of the Master in *Argumentación Jurídica* (University of Alicante) must attach - in addition to the curriculum, the copies of the degrees obtained and the valid ID or Passport - a certificate of inscription to the Master

Please indicate if you need to stay at the university residences ERSU.

Date and signature
