COURSE Law 343 A05 Advanced Philosophy of Law:
The UN Declaration on the Rights of Indigenous Peoples
(Cross-listed with Phil 436/500)

UNIT VALUE 1.5 Units (3 hours per week)

INSTRUCTOR Cindy Holder

TERM OFFERED Spring 2019

CLASS TIMES See schedule

PREREQUISITES/CO-REQUISITES None

OBJECTIVES AND COURSE DESCRIPTION

The federal government has committed to implementation of the United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP). What exactly does this require? How would final passage of Bill C-262, the proposed United Nations Declaration on the Rights of Indigenous Peoples Act impact this commitment? This course provides students with a comprehensive introduction to UNDRIP as an international human rights document. Students will develop an understanding of the type of obligation that human rights documents such as UNDRIP create and of the specific obligations that UNDRIP sets out. In their research papers students will be asked to discuss specific policies and/or legal regimes within Canada that are implicated by the obligations set out in UNDRIP

TEACHING METHODOLOGY

Instruction methods will include a combination of lecture, class discussion and visiting speakers. Students will be expected to read materials in advance of class and be prepared to discuss them.

EXPECTED EVALUATION METHODOLOGY

1 page reflection on readings (x5) 15%
5-7 page paper 25%
group presentation 20%
12-18 page research paper 40%

SUBJECT MATTER TO BE COVERED

-UNDRIP
-structure and grounding of international legal obligations
-relationship between national and international law
-theories of human rights
-human rights of indigenous peoples
-political, legal and social situation of indigenous peoples in Canada

** Course outline is subject to change **

1 The information in this document is provided for course registration purposes only and is subject to change. More detailed course information about course content and evaluation will be provided upon the commencement of the course. Students seeking additional information about the course prior to its commencement may contact the instructor or, if no instructor is listed, the Manager, Academic Administration and Student Services (lawmaass@uvic.ca).