

Dhaka International University

Knowledge is power

DIUH

Syllabus for

The Degree of Master of Human Rights Law (MHRL)

Faculty of Law
Department of Human Rights Law

**The syllabus is effective from the session
2008-09 and on wards.**

Dhaka International University
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Dhaka International University
Faculty of Law
Department of Human Rights Law

Studying Human Rights Law at DIU

The General Assembly of the United Nations While adopting the Universal Declaration of Human Rights in 1948 Proclaimed in the Operative Paragraph in the Problem that “keeping this declaration constantly in mind, shall strive by teaching and education to Promote respect for these rights and freedoms and by progressive measures, national and international, to secure their universal and effective recognition and observance, both among the Peoples of Member States themselves and among the peoples of territories under their jurisdiction.” Keeping this objective and to develop skilled manpower and also to introduce concept and developments of human rights throughout the world, Dhaka International University during the session 2001-2002 has launched the course on master Degree in Human Rights Law (MHRL). Minimum qualification for the registration is a graduate from any recognized University. This Programme is of two-year duration which is divided into 4 (four) Semesters and in each semester the students shall have to study four courses. Each course will carry 100 marks distributed in the following order:

Attendance	05%
Behaviour	05%
Midterm	20%
Class Performance	10%
Assignment	10%
Course Final Exam	50%
Total Marks	100%

Corresponding numerical grade, Letter grade and Grade point will be as follows:

Grading System

Numerical Grade	Letter Grade		Grade Point
80 and above	A+	A (Plus)	4.0
75% to less than 80%	A	(A Regular)	3.75
70% to less than 75%	A -	(A Minus)	3.5
65% to less than 70%	B+	(B Plus)	3.25
60% to less than 65%	B	(B Regular)	3.0
55% to less than 60%	B -	(B Minus)	2.75
50% to less than 55%	C+	(C Plus)	2.5
45% to less than 50%	C	(C regular)	2.25
40% to less than 45%	D		2.0
Less than 40%	F		00

Students' performance will be evaluated on the basis of Grade Point Average (GPA) in each semester and Cumulative Grade Point Average (CGPA) which is the Average Grade Points of all semesters.

In addition to this, there will be 100 marks for research monograph, 05 marks for project management/ Preparation of Project concept Paper/Project Paper and 50 marks for Viva Voce. The Research Monograph will be conducted and completed on a topic approved by the Departmental Academic Committee under the supervision of a designated guide. Students will be for internship for one month for learning techniques and methods of project management. The courses along with their members are as follows:

First Semester

Course No.	Course Name	Marks	Credit
MHRL 101	Jurisprudence of Human Rights	100	3
MHRL 102	Gender and Law	100	3
MHRL 103	Public International Law and Human Rights	100	3
MHRL 104	United Nations and Human Rights	100	3
Total		400	12

Second Semester

Course No.	Course Name	Marks	Credit
MHRL 201	Human Rights in Modern States	100	3
MHRL 202	Human Rights Under Regional System	100	3
MHRL 203	Economic Social and Cultural Rights.	100	3
MHRL 204	Human Rights in Bangladesh	100	3
Total		400	12

Third Semester

Course No.	Course Name	Marks	Credit
MHRL 301	International Humanitarian Law	100	3
MHRL 302	Human Rights in Modern World	100	3
MHRL 303	Consumer Protection Law	100	3
MHRL 304	Access to Justice, Legal Aid and Human Rights.	100	3
Total		400	12

Fourth Semester

Course No.	Course Name	Marks	Credit
MHRL 401	Immigration and Refugee Law	100	3
MHRL 402	Right to Development in International Law	100	3
MHRL 403	Environment, Health and Intellectual Property Laws	100	3
MHRL 404	Justice for Children	100	3
MHRL 405	Research Monograph	100	3
MHRL 406	Project Management and Viva Voce	50+50	3
Total		600	18
Grand Total		1800	54

Course Details and Reading Lists

MHRL 101: Jurisprudence of Human Rights

1. **Human Rights:** Meaning Concept, Philosophical Foundation; Origins; Early Ethical Contributions of Human Rights-Religious and Secular Notions of Universalism.
2. **Human Rights and its Generations** - Civil and Political; Economic, Social and Cultural; Solidarity Rights and Right to Development.
3. **Historical Development of Human Rights:** Ancient Period; Roman and Greek Civilization; Development of Human Rights in the UK, USA and France.
4. **Doctrinal Background Relevant to the Human Rights Movements-** Natural Law; Positivism; Marxism and Sociological Approaches.
5. **Modern Theories of Human Rights-** Historical Theory; Egalitarian Theory; Legal Right Theory; Theory of Equality; Social Welfare Theory.
6. **The Jurisprudence of Human Rights in the Modern States-** European Union; USA; Human Rights and Asian Values-Democracy, Development and Human Rights.
7. **Rules Relating to Interpretation of Human Rights Law-** Definition of interpretation; Necessity and Importance of Interpretation; Construction and Interpretation; Classification of Interpretation; Rules Governing Interpretation of Constitution; Fundamental Rights and their Interpretation; Distinction between Retrospective and *ex post facto laws*; Interpretation of Key Terms- Accession; Ratification; Covenant; Convention; Treaty; Agreement; Protocol; Mou; Agreement; *Aid-Memoire*; Declaration; Interpretation of the UN Charter and Human Rights; Conflict between International Human Rights Law and Municipal Law.

8. Enforcement of International Human Rights Law by Domestic Courts.

Selected Readings

1. Karal Vasak : The International Dimensions of Human Rights.
2. Henry J. Steiner & Philip Alston: International Human Rights in Context.
3. Micheline R. Ishay : The History of Human Rights.
4. Jack Donnelly : Universal Human Rights in Theory and Practice.
5. Javaid Rehman : International Human Rights Law: A Practical Approach.
6. V.D. Mahajan : Jurisprudence and Comparative Legal Theory.
7. N.S. Bindra : Interpretation of Statutes.
8. Dr. M. Shah Alam : Enforcement of International Human Rights Law by Domestic Courts.
9. Maxell : The Interpretation of Statutes.
10. Sir Rupert Cross : Statutory Interpretation.
11. John Finnis : Natural Law and Natural Rights.
12. Paul Jackson : Natural Justice.
13. Warwick McKean : Equality and Discrimination under International Law.
14. Stone : Human Law and Human Justice.
15. ড. মোহাম্মদ হান্নান (সম্পাদিত) : কমিউনিস্টদের ইশতেহার ও ফতোয়া
16. ড. মোঃ আখতারুজ্জামান : আইনের ব্যাখ্যা ও জেনারেল ক্রুজেস অ্যাক্ট (ঢাকা, ২০০৯)।

MHRL 102: Gender and Law

- 1. Concept of Equality and Right of the Women.**
- 2. Women Rights Under Different Religions.**
- 3. Gender Based Discrimination, Women Rights and International Human Rights Movements.**
- 4. Equality and Role of the United Nations in the Promotion and Protection of Women Rights:**
 - a) Universal Declaration of Human Rights, 1948;
 - b) Convention on the Political Rights of Women, 1952;
 - c) Declaration on the Elimination of Discrimination Against Women, 1967;
 - d) Convention on the Elimination of all Forms of Discrimination Against Women, 1979;
 - e) Declaration on Equality of Women and Men, 1988;
 - f) Optional Protocol to the Convention on the Elimination of All Forms of Discrimination Against Women, 1999;
 - g) Convention on the Nationality of Married Women, 1957;
 - h) Convention on Consent to Marriage, Minimum Age for Marriage and Registration of Marriages, 1962;
 - i) Recommendations on Consent to Marriage, Minimum Age for Marriage and Registration of Marriages, 1965;
- 5. Improvement of the Role of Women in Development:**
 - a) Participation of Women in Different Development Activities;
 - b) Effective Mobilization and Integration of Women in Development;
 - c) Improvement of Economic Status of Women-ILO Instruments Concerning the Economic Status of Women; Equal Pay for Equal Work: Age of Retirement and Social Security Benefit.
- 6. Protection of Women and Children in Emergency and Armed Conflict-**Declaration on the Protection of Women and Children in Emergency and Armed Conflict, 1974;
- 7. Involvement of Women in Strengthening International Peace-** Declaration on the Participation of Women in Promoting International Peace and Co-operation, 1982;
- 8. Violence Against Women-** Vienna Declaration and Programme of Action, 1993; Declaration on the Elimination of Violence Against Women, 1993;
- 9. Committees to Elimination of Discrimination Against Women.**
- 10. Rights of the Women in Bangladesh -** Constitution and Equality, Dowry and Women Rights; Cruelty to Women and Violation of their Rights; Barriers to enjoyment of Women Rights; Role of Nari O Shishu Nirjaton

Damon Special Privileges of women detained in custody and Act 48 of 2006;
Role of NGO's. Adalat and Family Courts in the Protection of Woman
Rights;

Selected Readings:

1. United Nations : United Nations Action in the Field of Human Rights
2. Javaid Rehman : International Human Rights Law: A Practical Approach, London: Pearson Education (2003).
3. Dr. Borhan Uddin Khan : Fifty Years of the Universal Declaration of Human Rights.
4. Henry J. Steiner : International Human Rights in Context, Oxford: Clarendon Press (1996).
5. Tuhin Malik (*Ed.*) : Manual of Human Rights Law, Dhaka Bangladesh Bar Council (1998).
6. Salma Subhan : Legal Status of Women in Bangladesh, Dhaka: Bangladesh Institute of Law and International Affairs.
7. Dr. S. Subramanian : Human Rights: International Challenges, New Delhi: Manas Publications (1997).
8. Helen Fenwick : Civil Liberties, New Delhi: Lawman (India) Private Limited (1985).
9. Monoj Kumar Sinha : Basic Documents on International Human Rights.
10. Abunasar Shamsul Hoque : Human Rights: Principles and Practice, Rajshahi: University of Rajshahi (1984).
11. Jack Donnelly : Universal Human Rights in Theory and Practice, Cornell University (USA), 2003.
12. A.B.M. Mafizul Isam Patwari : Humanism and Human Rights in the Third World, Dhaka: Humanist and Ethical Association of Bangladesh (1992).
13. Nazmunnessa Mahtab : Women in Bangladesh From Inequality to Empowerment, Dhaka: Community Development Library.
14. Dr. Neaz Ahmed : Divorced Women in Bangladesh: Psycho-social and Economic Conditions Dhaka: Community Development Library.
15. ড. এ.বি.এম. মফিজুল ইসলাম পাটোয়ারী : আন্ডর্জাতিক ও তুলনামূলক মানবাধিকার আইন, ঢাকা: হিউম্যানিস্ট এন্ড ইথিক্যাল এসোসিয়েশন অব বাংলাদেশ (১৯৯৫).
16. ড. এম. আব্দুল কাদের : নানা ধর্মে নারী, ঢাকা: ইসলামিক ফাউন্ডেশন, বাংলাদেশ (২০০৯).

MHRL 103: Public International Law and Human Rights

1. **International Law:** Definition, Nature, Characteristics, Scope and Utility.
2. **Origin and Development of International Law.**
3. **Relationship Between International Law and Municipal Law-** Application of International Law in State Territories; Principles of International Law and State Constitutions.
4. **Sources of International Law-** Customs and Treaties etc.
5. **Recognition of States-** Rights and Duties of States.
6. **Subjects of International Law-** Individuals under International Law; International Person; Rights to Self-determination.
7. **Law of Nationality.**
8. **Law of Treaties-** Nature and Functions of Treaties; Parties to Treaties; Conclusion and Entry into Force of Treaties.
9. **Interpretation of International Treaties-** Nomenclature of International Treaties; Principles of Interpreting International Law-Accession and Ratification; Interpretation of Treaties Prepared in Two or More Languages; Rules of Interpretation of Treaties Concluded between Two or More States; Interpretation of Emergency and War-Time Legislation; Who can Interpret International Treaties; Doctrine of Incorporation.
10. **International Criminal Law and International Criminal Courts.**
11. **Place of Human Rights in International Law-** Existing Instruments for Enforcement and Protection of Human Rights.
12. **Legal Status of Human Rights -** Opinions of Jurists; Judgments of National, Regional and International Courts on Cases Involving Human Rights.

Selected Readings:

1. L. Oppenheim : International Law (Vol. I & II).
2. J.G. Starke : An Introduction to International Law.
3. M.P Tandon : Public International Law.
4. Harun-Ur-Rashid : International Law.
5. Paul Sieghart : The International Law of Human Rights, Oxford University Press, (1983).
6. Theodor Meron : Human Rights in International Law: Legal and Policy Issues, Clarendon: (1984).

7. Jack Donnelly : International Human Rights, West View Press, (1998).
8. Tony Evans (Ed) : Human Rights: Fifty Years on A Reappraisal (Manchester University Press (1998.)
9. M. Moniruzzaman Mia : State of Human Rights in Bangladesh and Related Issues Gatidhara (2001).
10. Dr. Mizanur Rahman (Ed) : Human Rights Summar School Mannual Dhaka (2000-2008).
11. John Rawis : The Theory of Justice, Harvard University Press (1971).
12. M. Dixon : Textbook on International Law, Oxford University Press, (2005).
13. ড. শাহ আলম : সমকালীন আন্ডর্জাতিক আইন, ঢাকা: নিউ ওয়াসী বুক করপোরেশন (২০০৮)।
14. ড. মিজানুর রহমান : পরিবর্তনশীল বিশ্বে আন্ডর্জাতিক আইন, ঢাকা: পলল প্রকাশনী, (২০০৩)।
15. ড. মোঃ আখতারুজ্জামান : আইনের ব্যাখ্যা ও জেনারেল ব্রুজেস অ্যাক্ট, ঢাকা: ২০০৯।
16. কামরুন্নেসা নাজলী : জাতিসংঘ মানবাধিকার ব্যবস্থা, ঢাকা: আইন ও সালিস কেন্দ্র, ২০০৬।

MHRL 104: United Nations and Human Rights

1. United Nations - Growth and Development; U.N. Charter and Human Rights: Limitations of the Charter.

2. Role of Different Organs of the United Nations in the Protection and Promotion of Human Rights - Subsidiary bodies of General Assembly and Economic and Social Council; Human Rights Council; Office of the UN High Commissioner for Human Rights.

3. International Bill of Rights - Subject Matter of International Bill of Rights, Universal Declaration of Human Rights, 1948; International Covenant on Economic, Social and Cultural Rights; International Covenant on Civil and Political Rights, 1966 and its Protocols; Influence of International Bill of Rights; Limitation for Enjoyment of Human Rights.

4. Different Human Rights Instruments other than International Bill of Rights- Convention on the Prevention and Punishment of the Crime of Genocide, 1948; International Convention on the Elimination of All Forms of Racial Discrimination, 1965; Convention on the Suppression and the Punishment of the Crime of Apartheid 1973; Convention Against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment, 1984; Optional Protocol to the Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, 2002; International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families, 1990; Protocol Against the Smuggling of Migrant by Land, Sea and Air Supplementing the United Nations Convention Against Transnational Organized Crime.

5. Different Committees Formed Under the UN System for the Enforcement of Human Rights - Committee on the Elimination of Racial Discrimination; Human Rights Committee; Committee on the Elimination of Discrimination Against Women; Committee Against Torture; Committee on Economic, Social and Cultural Rights; Group of Three.

6. Special Procedures Systems- Background of the Creation of Special Procedures; Activities of the Special Procedures 1503 Procedure; The 1235 Procedure; Thematic Studies.

7. UN and National Human Rights Institutes - Role of National Human Rights Institutes; Communications with the UN.

8. UN and Non-Governmental Organizations- NGO's - Definition and Characteristics; Legal Basis; Principles Governing NGO's; Classification; Status of Human Rights NGO's; Different Human Rights NGO's-Amnesty International; International Commission of Jurists; Asian Human Rights Commission; Asian Charter; Minority Rights Group; ICRC; etc.

9. Rights to Self-Determination-Historical Development of the Concept; Definition; Classification; Implementation of the Right to Self-Determination; Right to Self-Determination under Different International and Regional Instruments; Rights to Self-Determination of the PLO.

10. Specialized Agencies of the UN and Human Rights-Role of ILO; FAO; WHO; UNESCO and UNICEF.

Selected Reading

1. United Nations : United Nations Actions in the Field of Human Rights.
2. Javaid Rehman : International Human Rights Law: A Practical Approach, London: Pearson Education (2003).
3. Dr. Borhan Uddin Khan : Fifty Years of the Universal Declaration of Human Rights, Dhaka: IDHRB, Ministry of Law Justice and Parliamentary Affairs (1998).
4. Henry J. Stenier : International Human Rights in Context, Oxford: Clarendon Press (1996).
5. Qumrunnessa Nazly : United Nations Human Rights Mechamsm, Dhaka: Ain Salish Kendra (ASK) 2006.
6. ABM Mafizul Islam Patwari : Human Rights in Contemporary International Law, Dhaka: Humanist and Ethical Association of Bangadesh.
7. United Nations : Basic Facts About the United Nations (2000).
8. ড. এ.বি.এম মফিজুল ইসলাম পাটোয়ারী ও ড. মোঃ আখতারুজ্জামান : মানবাধিকার ও আইনগত সহায়তাদানের মূলনীতি, ঢাকা: হিউম্যানিস্ট এন্ড ইথিক্যাল এসোসিয়েশন অব বাংলাদেশ (১৯৯৩)।

MHRL 201: Human Rights in Modern States

1. British Constitution - Characteristics; Salient features of the British Constitution; Conventions of the Constitution.

2. Democracy, Rule of Law and British Parliament.

3. The Judiciary in the United Kingdom and Human Rights - European Court of Human Rights; Judiciary of the UK and its Role in the Promotion and Protection of Human Rights.

4. Development of the Concept of Human Rights in the UK-*Magna Carta*, 1215; *Petition of Rights*, 1628; *Bill of Rights*, 1688; *Act of Settlement*, 1701; *Habeas Corpus Act*, 1679; *Human Rights Act*, 1998 and its impact; *Enforcement of European Convention of Human Rights*; *Immigration and Asylum Act*, 1999.

5. The US Constitution and Human Rights - Constitution and its basic features; Judiciary in the USA; Judicial Review; American Bill of Rights; Practical Limitations on the Bill of Rights; The Civil Rights Act, 1964 and other related instruments.

6. Indian Constitution and Human Rights - Characteristics of the Indian Constitution; Fundamental Principles of State Policy and Fundamental Rights; Role of the Judiciary in the Promotion and Protection of Human Rights; National Human Rights Commission and its functions.

Selected Readings

1. A.V Dicey : An Introduction to the Study of the Law of the Constitution.
2. Wade and Philips : English Constitution.
3. Wade and Bradly : Constitutional and Administrative Law.
4. Hilaire Barnett : Constitutional and Administrative Law.
5. Durga Das Basu : Human Rights in Constitutional Law.
6. Thomas M. Cooley : The General Principles of Constitutional Law (USA).
7. Lawrence M. Friedman : American Law.
8. Dr. S. Subramanian : Human Rights: International Challenges
9. O. Hood Philips : Constitutional and Administrative Law.
10. ড. এ.বি.এম মফিজুল ইসলাম পাটোয়ারী ও ড. মোঃ আখতারুজ্জামান : মানবাধিকার ও আইনগত সহায়তা দানের মূলনীতি।

MHRL 202: Human Rights Under Regional System

1. Human Rights under European System.

- a) The Council of Europe and Protection of Human Rights;
- b) European Convention of Human Rights, 1950-Rights and Freedoms Protected under the Convention and Protocols to it;
- c) European Social Charter, 1961.
- d) Machineries for the Protection of Human Rights; European Court of Human Rights.
- e) European Convention for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment, 1987.

2. Human Rights under the Inter-American System

- a) The Organization of American States and Protection of Human Rights;
- b) American Declaration of the Rights and Duties of Man, 1948;
- c) American Convention on Human Rights, 1969-Adoption of the Convention; Rights and Freedoms Protected under the Convention.
- d) Machineries for the enforcement of Human Rights; Inter-American Commission of Human Rights-Inter American Court of Human Rights;
- e) Additional Protocol to the American Convention on Human Rights in the Area of Economic, Social and Cultural Rights “ Protocol of San Salvador”, 1988.
- f) Inter-American Convention to Prevent and Punish Torture, 1987.
- g) Protocol to the American Convention on Human Rights to Abolish the Death Penalty, 1990.

3. Human Rights under African System

- a) The Charter of the Organization of African Unify and Human Rights;
- b) African Charter on Human and Peoples Rights, 1981: Adoption of the Charter; Rights and Freedoms Protected under the Charter; Machineries for the Protection of Human Rights-African Commission of Human Rights.
- c) Protocol to the African Charter on the Establishment of the African Court of Human and People’s Rights, 1997.

4. Human Rights in Asia

- a) Human Rights and Asian values-Sovereignty and International Human Rights.
- b) Asian Culture, Religion, Language, Art, Politics, Economy and History and Human Rights in Comparison with the West;
- c) Economic and Social Rights and the Demands of Development;
- d) Security, Intolerance and Human Rights;
- e) Natural Calamities, Famines, Poverty and Human Rights;
- f) Regional Co-operation and Human Rights-Role of ASEAN and SAARC in the Promotion and Protection of Human Rights; Cairo Declaration of Human Rights in Islam, 1990.
- g) Terrorism and Human Rights in South Asia.

h) Role of the NGOs' - Law Asia, Asia Watch, Asian Coalition of Human Rights, Asian Human Rights Commission etc.

Selected Readings

1. Dr. ABM Mafizul Islam Patwari : European Convention of Human Rights and the United Kingdom.
2. A.H. Robertson : Human Rights in Europe.
3. Dr. Borhan Uddin Khan : Fifty Years of the Universal Declaration of Human Rights.
4. Amartya Sen : Poverty and Famines: An Essay on Entitlement and Deprivation, Oxford University Press (1981).
5. Theodore De-Bary : Asian Values and Human Rights; A Confucian Communitarian Perspective, Harvard University Press (1998).
6. Daniel A. Bell : East Meets West: Human Rights and Democracy in East Asia, Princeton University Press (2000).
7. Henry J. Stenier : International Human Rights in Context.
8. Manoj Kumar Sinha : Basic Documents on International Human Rights and Refugee Laws.
9. Javaid Rehman : International Human Rights Law: A Practical Approach.

MHRL 203: Economic Social and Cultural Rights.

1. International Covenant on Economic, Social and Cultural Rights - History and Reasons for Adoption of the Covenant; Rights Enumerated in the Covenant; Implementation Machinery of Economic, Social and Cultural Rights Committee on Economic, Social and Cultural Rights; Self-Determination and Economic and Social Rights; Challenge of Economic and Social Rights.

2. Economic, Social and Cultural Rights in Europe - Rights Enumerated in the European Convention of Human Rights; Rights Contained in the European Social Charter; Implementation Mechanism.

3. Economic, Social and Cultural Rights in the USA - US Declaration of Independence; Constitution of the USA and Economic, Social and Cultural Rights; American Bill of Rights; American Convention of Human Rights. 1969.

4. Economic, Social and Cultural Rights in Africa.

5. Economic, Social and Cultural Rights in some selected Countries: Bangladesh, India, Malaysia, Pakistan and Singapore; Non-Justifiable Rights and Problems of Implementation; Position of Culture Rights of Indigenous Populations.

6. Economic and Social Development-Official Development Assistance: LDCs' and World Bank; UN Development Assistance Framework-UNDP; Investment and Development-Role of UNIDO and UNCTAD; Trade and Development UNCTAD/WTO/ITC; Agriculture and Development-FAO and IFAD: Industrial Development-UNIDOs' Role; Labor and Economic Rights-Role of ILO; Science and Technology for Development - Commission on Science and Technology for Development; Social Development-Reducing Poverty; Health-Fight Against HIV/AIDS.

Selected Readings

1. Dr. ABM Mafizul Islam Patwari : *"State of Economic, Social and Cultural Rights in India, Pakistan and Bangladesh: A Comparative Study"* in Manual on Human Rights Law, Edited by Tuhin Malik, Bangladesh Bar Council, (1998).
2. M. Craven : The Protection of Economic, Social and Cultural Rights Under the Inter-American System of Human Rights.
3. United Nations : Basic Facts About the United Nations.
4. Henry J. Stenier : International Human Rights in Context.
5. Javaid Rehman : International Human Rights Law: A Practical Approach.
6. Michael W. Jackson : Matter of Justice.

MHRL 204: Human Rights in Bangladesh

- 1. Proclamation of Independence of Bangladesh** - Its Significance on the adoption of the Constitution and Fundamental Rights.
- 2. Fundamental Rights under the Constitution of Bangladesh** - Enforcement and Suspension; Judicial Review.
- 3. Gender, Equality and Constitution of Bangladesh.**
- 4. Preventive Detention and Human Rights-** Development of the Concept; Definition; Classification; Provisions of Special Powers Act, 1974 and its impact on Human Rights.
- 5. Freedom of Press and Human Rights** - Press and Society; History and Practice of Freedom of Press in Western Countries as well as in the Sub-Continent; Freedom of Press under the Constitution and Statutory Laws; Institutions Relating to Press and their Role in the Promotion and Protection of Human Rights; Salient Features of the Right to Information Act, 2009.
- 6. Special Laws and Human Rights** - Muslim Family Laws Ordinance, 1961; Dowry Prohibition Act, 1980; Family Courts Ordinance, 1985; Nari O Shishu Nirjatan Daman Ain, 2003; Druto Bichar Ain, 2002; Acid Sontrash Ain; Paribesh Adalat Ain, 1995.
- 7. National Human Rights Commission of Bangladesh** - Organisation, Jurisdiction and Functions of the Commission etc.

Selected Readings

1. Mahmudul Islam : Constitutional Law of Bangladesh.
2. Syed Sharifuddin Pirzada : Fundamental Rights and Constitutional Remedies in Pakistan.
3. Dr. ABM Mafizul Islam Patwari: Fundamental Rights and Personal Liberty in India, Pakistan and Bangladesh.
4. DLR : The Special Powers Act.
5. Salma Subhan : Legal Status of Women in Bangladesh.
6. Dr. Md. Akhtaruzzaman : Freedom of Press in South Asia
7. ড. এ.বি.এম মফিজুল ইসলাম পাটোয়ারী ও ড. মোঃ আখতারুজ্জামান : মানবাধিকার ও আইনগত সহায়তা দানের মূলনীতি।

MHRL 301: International Humanitarian Law

1. Introduction to International Humanitarian Law- Meaning; Concept; Sources; Fundamental Principles; Relation between International Human Rights Law and International Humanitarian Law; Definition of Armed Conflict; International Vs. Non-International Armed Conflicts.

2. Development of International Humanitarian Law-Ancient Period; Sumerian Civilization; Egyptian Civilization; Babylon Civilization; Hittites Civilization; Greek Civilization; Roman Civilization; Role of Hinduism and Buddhism in the formulation of Humanitarian Law; Medieval Period, Contribution of Christianity and Islam; Modern Period-Contribution of Henry Dunant.

3. Basic International Humanitarian Laws- First Geneva Convention for the Protection of Armed Forces; Second Geneva Convention for the Protection of Wounded and Sick Personnels at Sea; Third Geneva Convention for the Protection of Prisoners of War; Fourth Geneva Convention for the Protection of Civilian Population; Additional Protocols to the Geneva Conventions.

4. International Humanitarian Law Applicable to Non- International Armed Conflicts: Common Article-3 and its Importance; Legal Situations of the Belligerents during Non-International Armed Conflict.

5. Laws of War and International Humanitarian Law- Controlling the Means and Methods of Warfare; General Limitations on the Conduct of War-the Hague Law; Chronological Development of Laws of War; Protection of Human Rights in Armed Conflict-International Co-operation to Reduce the Violence and Brutality of Armed Conflict; International Action to Prohibit or Restrict the use of Certain Weapons; Natural Environment.

6. International Humanitarian Law to Prevent and Punish Crimes Against Peace, War Crimes and Crimes Against Humanity- Nuremberg Principles; Convention on the Non-Applicability of Statutory Limitations to War Crimes and Crimes Against Humanity; Principles of International Co-operation in the Detention, Arrest, Extradition and Punishment of Persons Guilty of War Crimes and Crimes Against Humanity; Implementation of International Humanitarian Law and Responsibility for Violations of International Humanitarian Law; War Crimes Tribunals and other International Enforcement Mechanisms; Domestic Courts and Tribunals; Problems with Enforcement of International Humanitarian Law at the National and International Level.

7. Conflict, Peace and International Institutions- Conflict Resolution- Meaning and Concepts; Role of the UN in Conflict Resolution; ICC and International Red Cross; Composition and Role of the ICRC; Fundamental Principles of ICRC; National Red Cross/ Red Crescent Movements.

8. UN and Management of Conflict and Peace- International Institute and their Role in Protecting and Promoting Human Rights, Humanitarian Law and Peace: Origin, Structure and Composition; Structure and Activities of Different Organs; UN and Conflict Management; UN and its Role in Peace Making Peace Building and Peace Keeping; International Institute of Humanitarian Law.

9. Interpretation of Emergency and War-time Legislation – Principles relating to Interpretation of Emergency and War-time Legislation; Rules of Interpretation of Humanitarian Law.

Selected Readings

1. Moonis Ahmar and Farhan H. Siddique (*Eds.*) : The Changing Nature of Conflict Resolution and Security in 21st Century, University of Karachi, (2001).
2. J. Bercovitch (*Ed.*) : Resolving International Conflict: The Theory and Practice of Mediation, Lynne Rinner, (1996).
3. K. Volden and D. Smith (*Eds.*) : Causes of Conflict in the Third World, International Peace Research Institute (1997).
4. Mitchell and M. Banks : Handbook of Conflict Resolution: The Analytical Problems Solving Approach Pinter (1996).
5. ABM Mafizul Islam Patwari : Principles of International Humanitarian Law, Dhaka: Asiatic Society of Bangladesh (1994).
6. Stawslaw E. Nahlik : A Brief Outline of International Humanitarian Law, International Committee of the Red Cross (1984).
7. Surender Bhutani : The United Nations and the Arab-Israeli Conflict, The Academic Press (1977).
8. ICRC : Respect for International Humanitarian Law, Geneva ICRC (1999).
9. ICRC : International Red Cross Handbook, Geneva: ICRC (1983).
10. International Criminal Court : Selected Basic Documents Related to the International Criminal Court, The Hague (2005).
11. Frist Kalshoven : Constraints on the Waging of War, Geneva: ICRC (1987).
12. R.C. Hingorani (*Ed.*) : Humanitarian Law, New Delhi (1991).
13. M.K. Balacharan and Rose Varghese (*Eds.*) : Introduction to International Humanitarian Law, New Delhi: ICRC (1999).

14. UNESCO : The International Dimensions of Humanitarian Law.
15. Guido Ravasi-Gain Luca Beruto : International Humanitarian Law and other Legal Regimes: Interplay in Situations of Violence, Edizioni Nagard (2005).
16. International Institute of Humanitarian Law : Current Problems of International Humanitarian Law, Edizioni Nagard (1999).
17. Jovan Patrnoic : New Issues for International Humanitarian Law Regarding Humanitarian Assistance, Edizioni Nagard (2004).
18. ড. এবিএম মফিজুল ইসলাম পাটোয়ারী ও ড. মোঃ আখতারুজ্জামান : মানবাধিকার ও আইনগত সহায়তাদানের মূলনীতি, ঢাকা: হিউম্যানিস্ট এন্ড ইথিক্যাল এসোসিয়েশন অব বাংলাদেশ (১৯৯৩)।
19. ড. মোঃ আখতারুজ্জামান : বিকল্প বিরোধ নিষ্পত্তির ধারণা ও আইন এবং আইনগত সহায়তা প্রদান আইন, ঢাকা (২০০৮)।
20. ড. মোঃ আখতারুজ্জামান : আইনের ব্যাখ্যা ও জেনারেল ক্লজেস অ্যাক্ট, ঢাকা (২০০৯)।

MHRL 302: Human Rights in Modern World

1. Terrorism and Human Rights- Terrorism and International Law; Security Versus Human Rights; Incidents of 9/11 and other Terrorist Activities; Terrorism and Civilization.

2. Human Rights and Good Governance.

3. Globalization - Defining Rights in the Era of Globalization; Globalization and Its Impact on Human Rights; Global Accountability and Economic Rights.

4. Group Rights and Human Rights - Individual and Community; Minorities Rights; Rights of Indigenous Population; Rights to Non-Discrimination; Discrimination Against Sexual Minorities.

5. Human Rights and Foreign Policy - Human Rights Concerns and National Foreign Policies; Purposes of International Human Rights Policies; International Human Rights and National Identity.

6. Corruption and Human Rights - UN Guidelines to Prevent Corruption; Role of Religions to Prevent Corruption and to Protect Human Rights.

7. Human Rights in the 21st Century - Democracy and Human Rights; Free Market Economy and Social Rights; *E-Commerce*; *E-Governance*; Human Rights, Moral Communities and Democratic Culture; International Solidarity and the Recognition of Individual Sovereignty.

Selected Reading:

1. Jean-Mare Coicaud (*etal*) : The Globalization of Human Rights.
2. Jack Donnelly : Universal Human Rights in Theory and Practice.
3. Micheline R. Ishay : The History of Human Rights.
4. Dr. Mizanur Rahman(*Ed.*) : Human Rights and Good Governance, ELCOP (2004).
5. Dr. Mizanur Rahman(*Ed.*) : Human Rights and Corruption, Dhaka: ELCOP (2007).
6. Md. Akhtaruzzaman : "*Combating Corruption in Bangladesh: A Legal Study*" in 'Human Rights and Corruption' edited by Dr. Mizanur Rahman, ELCOP (2007).

MHRL 303: Consumer Protection Law

1. Concept of Consumer Protection Law- Consumer Protection and Consumer Law; Aims and objects of consumer protection: Historical Development of Consumer Protection Law.
2. **Consumer Protection in Europe.**
3. **Consumer Protection in the USA.**
4. **Consumer Protection in Asia – Bangladesh, India, Malaysia, Singapore and Japan.**
5. **The UN and Consumer Protection – UN Guidelines.**
6. **Islam and Consumer Protection –**
7. **Disputes Relating to Consumer – Disputes Redressal Agencies- Consumer Protection Council**
8. The Control of Essential Commodities Act, 1956
9. The Food (Special Courts) Act, 1956
10. The Essential Commodities Act, 1957
11. The Pure Food Ordinance 1959
12. The Essential Articles (Price Control and Anti- Hoarding) Act, 1953
13. ভোক্তা অধিকার সংরক্ষণ আইন, ২০০৯

Selected Readings

1. Dr. Mizanur Rahman : Consumer Protection Law and the Swedish Approach, Dhaka: Prudutia Publication (1994)
2. Anoop K. Kawshal : Calcutta: Digest on Consumer Protection, Universal Law Publishing Co. Pvt. Ltd. (1998).
3. Zinul Islam Janua : Food Laws Manual, Lahore: Law Times Publications (1986).
4. R. Kunnemann : **“The Right to Food: The Twelve Misconceptions”** in Human Rights Summer School, Edited by Dr. Mizanur Rahman, 2000.
5. Dr. Mizanur Rahman : “Consumer Protection Institutions in Sweden: An overview” in Dhaka University Part-F (1993).

6. Dr. Mizanur Rahman : 'Recent Trends in Consumer Protection Law in Europe' in Dhaka University studies Part 'F', 1992.
7. Dr. ABM Mafizul Islam Patwari: *'Protection of Consumers in Bangladesh: Law and Patrice*, in Human Rights and Development Review.
8. কাজী ফারুক (সম্পাদিত) : বিপ্লব ক্রেতা-ভোক্তা স্বার্থঃ প্রেক্ষিত বাংলাদেশ, ঢাকা: (২০০২)।
9. কাজী ফারুক ও শামসুজ্জাহা : ক্রেতা-ভোক্তা আন্দোলনের স্বরূপ অন্বেষণ, ক্যাব (২০০৩).
10. ড. নাজাতুল-ইহ সিদ্দিকী : শরীয়তের দৃষ্টিতে অংশীদারী কারবার, ঢাকা: ইসলামিক ফাউন্ডেশন বাংলাদেশ (২০০০)।

MHRL 304: Access to Justice, Legal Aid and Human Rights.

- 1. Judiciary in Bangladesh-** Constitutions and Structure.
- 2. Delay in Litigation and Right to get Speedy Justice-** Causes of Delay in the Disposal of Civil suits and Criminal Cases and their Impact on Human Rights.
- 3. Access to Justice and Legal Aid-** Development of Legal Aid in the UK, USA and other Developed Countries; Definition and Classification of Legal Aid; Different Human Rights Instruments and Legal Aid.
- 4. Legal Aid in International Perspectives-** UN Guidelines on Legal Aid; Universal Principles of Legal Aid.
- 5. Legal Aid Under Different Laws of Bangladesh-** Constitutional Provisions: Legal Aid under the Code of Civil Procedure-Definition of the Term 'Pauper'; Expenses in Civil Litigation; Process of filing Pauper Suits; Causes of Disallowing a Pauper Suit; Object of incorporating Order 33 in the Code of Civil Procedure; Criminal Cases and Legal Aid-Constitutional Provisions as to Legal Aid in Criminal Cases; Section 340 of the Code of Criminal Procedure, 1898 and Legal Aid; State Defense and Appointment of State Defense Lawyer; Exception to State Defense; Advantages and Disadvantages of Legal Aid.
- 6. Legal Aid and Human Rights-** Legal Aid is not a Charity but a Human Right; Legal Aid, Access to Justice and Different International and Regional Instruments.
- 7. Legal Aid Under the Provisions of Legal Aid Act, 2000-** Development of the Concept of Legal Aid in National Level; Definition of Legal Aid; Persons entitled to get Legal Aid; Procedure of getting Legal Aid; Constitution and Functions of National Legal Aid Committee; Composition and Duties of District Legal Aid Committee; Upazila and Union Committees etc; Merits and Demerits of the Act.
- 8. Legal Aid and Legal Aid Regulation, 2001.**
- 9. Legal Aid Workers and Their Roles-** Who is a Legal Aid Worker; Duties and Role of Legal Aid Workers in the Promotion and Protection of Human Rights; Rules Relating to Qualifications and Behaviors of a Legal Aid Worker; Knowledge and Competency of Legal Aid Workers.

Selected Readings:

1. Mahmudul Islam : The Code of Civil Procedure, Mullick Brother, Dhaka (2006).
2. Zahirul Huq : Law and Practice of Criminal Procedure New Warsi Book Corporation (2005).
3. V.K. Mathur : Early Disposal of Court Cases, Deep and Deep Publications, New Delhi (1996)
4. V.R. Krishna Iyer : Access to Justice, B.R. Publishing Corporation, New Delhi (1993)
5. Abdul Matin : L.R. Manual, Dhaka (1994).
6. S Muralidhar : Law, Poverty and Legal Aid: Access to Criminal Justice, Butterworths (2004).
7. খান মোঃ শহীদ : আইন ও সালিস সহায়িকা, মাদারীপুর লিগ্যাল এইড এসোসিয়েশন (১৯৯৯)।
8. ড. মোঃ আখতারুজ্জামান : বিকল্প বিরোধ নিষ্পত্তির ধারণা ও আইন এবং আইনগত সহায়তা প্রদান আইন, ঢাকা (২০০৮)।

MHRL 401- Immigration and Refugee Law

Group-A

Immigration Law

1. **The Legal Background-** Immigration; Nationality and the Right of Entry.
2. **The System of Immigration Control-** Before Entry Control- After Entry Control- Entry Clearance.
3. **How to Apply Abroad-** Documents Needed for an Interview; Information Needed; When an Application is Successful; When an Application is Refused; Rules Relevant for Spouses; Women Applying to go Abroad; Marriage Breakdown and Immigration Consequences; Immigration and Assylum Appeals; Support for Assylum Seekers; Judicial Review and Immigration.
4. **Migration and Bangladesh -** Role of the Ministry of Expatriates Welfare and Overseas Employment; Bureau of Manpower Employment; the Emigration Ordinance, 1982; The Overseas Employment Policy, 2006; Labor Migration; Trafficking of Women and Children; Migration Scenario of Bangladesh; the Emigration Rules, 2002, the Recruiting Agent's Conduct and License Rules, 2002, the Wage Earners Welfare Fund Rules, 2002; Role of Different Recruiting Agencies working in Bangladesh and their Control and Management.
5. **UN and Migration -** Role of the UN and IOM; International Covenant on the Protection of the Rights of All Migrant Workers and Members of their Families, 1990.

Group - B

1. **Concept of Refugee -** Who is a Refugee - Early Definitions; the 1951 Convention on the Status of Refugees - Alienage - Well Founded Fear of Persecution - Civil and Political Status; Cessation and Exclusion - Expansion of the Definition of a Refugee - Concentrating on the Organization of African Unity Definition and the Cartagena Declaration.
2. **Sources of Contemporary Refugee Law-** International Conventions; International Customary Law; Domestic Legislation.
3. **Causation of Refugee Flows-** The Causes of Refugee Flows and Law of State Responsibility; Refugee Status Determination.
4. **Rights and Protection of Refugees-** Principle of Non-refoulment; Right of Asylum; Refugee and Asylum Seeker; Refugee and Economic Migrant; 1951 Convention Rights; Protection of Women and Children Refugees; Human Rights Instruments.

5. **Refugees and Internally Displaced Persons-** Distinction between Refugee and IDPs'; Guiding Principles on IDPs'; Role of the UN.
6. **Solution and Preventive Strategies-** Voluntary Repatriation; Resettlement; Local Integration; Right to Remain; Early Warning Systems and Regional Approaches; Humanitarian Assistance and Role of the ICRC; Role of UNHCR.
7. **Contemporary Developments in International Refugee Law -** International Burden Sharing; Safety Zones; First Country of Asylum; Carrier Legislation.
9. **Initiative and Practice of Refugee Law in Bangladesh-** Refugee Rights within the Constitution and Law of Bangladesh; Accession to Refugee Convention and Bangladesh; Management of Rohiyanga Refugees; The Role of UNHCR; Refugee Rights and Role of Human Rights Activists and Organizations.

Selected Readings:

1. B.S. Chimni (*Ed*) : International Refugee Law, Sage Publications, New Delhi (1999).
2. V.T. Patil, P.R. Trividi : Migration, Refugee and Security in 21st Century, Aughors Press, New Delhi (2000).
3. Atle Grahl Madsen : The Status of Refugees in International Law, A.W. Sijth off Leyden (1966).
4. Ranabir Samaddar (Ed) : Refugee and the State, Sage Publications, New Delhi, (2003).
5. Guy S. Goodwin Gill : The Refugee in International Law, Clarendon, Oxford (1996).
6. Sir John Hope Simpson : The Refugee Problem; Oxford University Press (1939).
7. Rewi Alley : Refugee from Vietnam in China, New World Press (1980).
8. Md. Akhtaruzzaman : *"Refugees Rights under the Law and Constitution"* in ELCOP journal edited by Dr. Mizanur Rahman.

MHRL 402: Right to Development in International Law

1. **Development-** Meaning and Objectives: Sustainable Development and Under Development.
2. **Linkage between Human Rights, Democracy and Development -** Emergence of Developing Countries and its Impact on Political and Legal Order From UNCTAD to NIEO; Democracy - Sustainability and Development.
3. **Poverty and Development-** Vicious Circles of Poverty; Self-employment; Technical Training and Sustainable Development; Poverty Reduction Strategy Paper (PRSP).
4. **Right to Development and Human Rights-** Components of the Right to Development; Role of the UN to Promote Right to Development.
5. **Democracy and Development-** Significance of Democracy and Rule of Law for Sustainable Development; Promotion of Right to Development since 1986; Role of UNDP; World Bank and other UN Agencies; Declaration of the Right to Development, 1986.
6. **Development and Displacement-** Development Activities and Causes of Displacement; Development and DDPs'; Developing Human Rights Law for the DDPs'; Role of the NGOs'.
7. **Free Market Economy, Globalization and Development-** Consequences of Free Market Economy of Development; Spread of Globalization and Promotion and Protection of Right to Development; Role of SAFTA and other Regional Instruments Relevant to Free Market Economy and Development.

Selected Readings

1. Dr. Mizanur Rahman (*Ed.*) : Human Rights and Empowerment, Dhaka: ELCOP (2001).
2. Dr. Mizanur Rahman (*Ed.*) : Human Rights and Good Governance, Dhaka: ELCOP (2004).
3. Khan Ferdousur Rahman : Unbinding Human Rights, Academic Press and Publishers (2007).
4. ড. মোঃ আব্দুল হক তালুকদার : মানবাধিকার ও উন্নয়ন, ঢাকা: তিতুমীর লাইব্রেরী (২০০৫)।

MHRL 403- Environment, Health and Intellectual Property Laws

Group-A

Environmental Law

1. General Issues- International Environmentalism; Historical Background of the Development of Modern Idea of International Environmentalism; Current International Environmental Issues; Reasons for the Development of Modern International Environmentalism.

2. Current Environmental Issues- Acid Rain; Global Warming Greenhouse Effect; Depletion of Ozone Layer; Principles for a Global Consensus on the Management, Conservation and Sustainable Development of all Types of Forests; United Nations Framework Convention on Climate Change and the Convention on Biological Diversity; Development on International Environmental Laws.

3. Management of Environment- Role of United Nations General Assembly; United Nations Environment Program (UNEP)- Its Organization-Function Activities in the Development of International Environmental Law; United Nations Specialized Agencies involved in the Development of International Environmental Law-FAO, ILO, UNESCO, WHO, WMO etc; Department of Environment (DOE) of Bangladesh; Role of the NGOs; Principles for a Global Consensus on the Management, Conservation and Sustainable Development of all Types of Forests; Convention on Climate Change and the Convention of Biodiversity.

4. Principal Environmental Issues in Bangladesh- Population Growth; Scarcity of Agricultural Land; Water Crisis; Natural Calamities-Tsunami; Sidor; Flood; Drought; Fishery; Forestry.

5. Environmental Issues and Laws of Bangladesh- Constitutional Provisions; Bangladesh Environmental Policy, 1992; Bangladesh Environment Conservation Act, 1995 and Rules 1997; Environment Court Act, 2000.

Group - B

1. Laws Relating to Right to Health - Definition of Health; Health Promotion; Health Education; Mental Health; Emotional Health; Personal Health; Emotion-Nature and Characteristics; Relation Between Emotion and Crime; Right to Health-Legal Basis of Right of Health-Constitutional and International Law Perspectives- Constitution of the World Health Organization (WHO).

2. UN and Right to Health- Article 25 of the Universal Declaration of Human Rights; Article 12 of the International Convention on Economic, Social and Cultural Rights; Article 12 to the Convention on the Elimination of All Forms of Discrimination Against Women; Article 19 of the Declaration On Social Progress and Development; Paragraph 2 of the Declaration on the Rights of Mentally Retarded Persons; Paragraph 6 of the Declaration on the Right of Disabled Persons.

3. Medical Ethics- Principles of Medical Ethics Relevant to the Role of Health Personnel, Particularly Physicians in the Protection of Prisoners and Detainees Against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment, 1982.

4. Global Strategy for Health For All

5. Environment and Health in Bangladesh- Water and Sanitation; Causes of Water Borne Diseases and Environment Pollution; Water Pollution; Lack of Waste Management; Identification of Problems; Lack of Health and Hygiene Awareness; Drug Addiction and Health Hazards; Tobacco and Health; Tobacco Free World; Framework Convention on Tobacco Control, 2002. Anti Tobacco Act, 2005.

6. Health and Law- Constitutional Provisions; the Vaccination Act, 1876; the Pourashava Ordinance, 1976; Children Act, 1974; Bangladesh Medical and Dental Council Act, 1980.

7. Right to Health and Negligence of Physicians - Negligence by doctors; Health Litigation; Negligence in Manufacturing Medicine; Responsibilities of Pharmaceutical Companies - Relevant Laws and Practices.

8. Facilities in Hospitals, Clinics and Blood Banks - Patients Access to health; Attitude and Behaviours of Doctors, Nurses and other connected with Rendering Health Services; Negligence - Governments' Initiatives - Paying and Non-Paying Beds - Facilities; Role of the Ministry of Health.

Group - C

1. Intellectual Property Law- General Discussion on the Development of Intellectual Property Law; Discussions on Patent, Trademarks and Copyrights; Salient Features of Trade Marks Act, Patent and Design Act and Copyright Act; UN and Protection of Intellectual Property Rights.

Selected Readings:

1. Iqbal Hossain : International Environmental Law: Bangladesh Perspective, Dhaka International University (2004).
2. Harald Hohman (*Ed.*) : Basic Documents of International Environmental Law, Graham & Trotan (1992).
3. W. Lang (*etal*) : Environmental Protection and International Law (1990).
4. David Freestone : The Road from Rio: International Environmental Law after the Earth Summit, University of Hul Press (1993).
5. Dean F. Miller : School Health Programmes: Their Basis of Law.

6. C. Carroll : Drugs in Modern Society.
7. Insel and Roth : Core Concepts in Health
8. J.C. Colelman : Abnormal Psychology and Modern Life.
9. Sederman : Modern Criminal Investigation.
10. WIPO : Intellectual Property Law.
11. Dr. Md. Abdul Karim Khan : An Introduction to Environmental Law Dhaka (2004).
12. Mohiuddin Ahmed (Ed.) : Health Human Rights Scenario, Dhaka: Community Development Library.
13. Dr. Abu Jamil Faisal & A.K.M. Mafizur Rahman : Heath Governance and Health in PRSP: A Situation Analysis, Dhaka: Community Development Library.
14. কনজুমারস এসোসিয়েশন অব বাংলাদেশ (ক্যাব)- তামাক বর্জন, ঢাকা: তথ্য ও গবেষণা বিভাগ, ক্যাব।

MHRL 404: Justice for Children

1. Concept of Justice for Children- Child Victims and Witnesses; Children in need Care and Protection; Protection of and Assistance to the Children; History of Juvenile Justice Legislation; Declaration of the Rights of the Child; 1959.

2. Interpretation of the terms- Child; Juvenile; Juvenile Delinquency; Justice; Juvenile Justice; Rights; Child Rights; Minor; Probation; Safe Custody/ Safe Home; Child Protection/ Child Protection System; Restorative Justice v. Retributive Justice; Minimum Age for Criminal Responsibility.

3. Fundamental Requirements of Juvenile Justice Administration-Concept of Juvenile Delinquency; Delinquency as Social Problem; Different Views and Approaches Regarding Juvenile Delinquency: Legalistic View, Individualistic approach, Group Approach, Cultural Approach and Ecological Approach; Factors in the Causation of Delinquency; Nature of Juvenile Offences; Trends of Juvenile Delinquency; Age Determination Problems; Basic Features of Juvenile Justice; Fundamental differences between Criminal Justice System and Juvenile Justice System; Diversion and Retroactive Justice; Comparison between Retributive and Retroactive Justice; Children's Contact with Law; Child Labour; **Juvenile Courts and Trial Procedure** -Juvenile Court-History and Organization; Juvenile Court and its Jurisdiction; Management of Juvenile Court; Different Stages of Juvenile Case from filing to disposal; Determination of Liability and Administration of Justice; Arrest and Treatment of Children; Trial Procedure-Sentencing Guidelines; The Identity Crisis of Juvenile Court; The Dispositional Hearing and case Disposition; Pre-Sentence Report and its Characteristics.

4. Juvenile Justice Administration in Bangladesh

(a) Role of the Police and other law Enforcement Agencies- Role of the Police and Relevant Procedures under the Children Act treatment of Children and Young Persons in Police Custody; Implementation of Different Circulars Issued by the Government from Time to Time; Separation of Juveniles from Adults in Detention; Intake, Diversion and Alternative Sentencing; Power of Arrest and Arrest Procedure; Bail and Pre-trial Detention; Police Procedures for Processing Juveniles; Strains in Police-Juvenile Court Relationship.

(b) Role of the Probation Officers- Duties and this Responsibilities of the Probation Officers under the Children Act and Probation of Offenders Ordinance, 1960; Standards of Care in Custody, after Care and Social Reintegration of Child Offenders; Role and Duties of the Probation Officers and Social Case Workers; Administration and Management of Correctional/ Remand Homes and Kishore Unnayan Kendra (KUK).

(c) Juveniles and Relevant Laws other than the Children Act - Principles and Practices of Juvenile Justice System in Bangladesh-Constitutional Guarantees; Object of Child Legislation; Relevant Provisions of The Guardian and Wards Act, 1890; The Children Act, 1974, The Children Rules, 1976; The Family Courts

Ordinance, 1985; Nari-O Shishu Nirjatan Daman Ain (Women and Children Suppression of Violence Act, 2000); The Birth and Death Registration Act, 2004; Bangladesh Labour Act, 2006; Chapter XXX of the Bengal Jail Code in respect of Management of Juvenile Prisoners.

(d) The Role of Courts- The Role of the Judiciary; Detailed discussions on some decided cases like *State v. Md. Roushan Ali Mondal @ Hashem*; *State v. Deputy Commissioner, Satkhira*; *Md. Shamim v. State*; *Sumoti Begum v. Rafiqullah* etc.

5. Deprivation of Liberty, Diversion and Alternative Measures - Diversion and Alternative Measures – Rationality – Guidelines- Fundamental Principles; Relevant Provisions Regarding Deprivation of Liberty, Diversion and Alternative Measures under National, International and Regional Level. Convention on the Rights of the Child, 1989; Optional Protocols to the Convention on the Rights of the Child on the Involvement of Children in Armed Conflict and on the Sale of Children, Child Prostitution and Child Pornography, 2000; Declaration on the Protection of Women and Children in Emergency and Armed Conflict, 1974; Declaration on Social and Legal Principles relating to the Protection and Welfare of Children, with Special Reference to Foster Placement and Adoption, Nationally and Internationally, 1986; International Endeavours on Juvenile Justice and Non Custodial Measures-United Nations Standard Minimum Rules for the Administration of Juvenile Justice (The Beijing Rules); United Nations Guidelines for the Prevention of Juvenile Delinquency (The Riyadh Guidelines); United Nations Rules for the Protection of Juvenile Deprived of their Liberty (The Havana Rules); United Nations Standard Minimum Rules for Non-Custodial Measures (The Tokyo Rules); Guidelines on Justice in Matters Involving Child Victims and Witnesses of Crime (ECOSOC Resolution No. 2005/20 of 22 July, 2005); European Convention on the Exercise of Children Rights; African Charter on the Exercise of Children Rights; SAARC Convention on Regional Arrangements for the Promotion of Child Welfare in South Asia, 2002; SAARC Convention on Prevention and Combating Trafficking Women and Children for Prostitution, 2002.

6. Child Victims and Witness - Article 39 CRC; Guidelines on Justice on Matters Involving Child Victims and Witnesses of crime.

7. Access to Family - Provisions of Children Act and International Standards - Protection of Children in Cross Frontier Family Issues- Principles underpinning International Legal and Administrative Co-operation for the Protection of Children in Trans-Frontier Cases-Hague Perspective; General Principles Relevant to the Themes of Malta Judicial Conferences on Cross-Frontier Family Law Issues- Convention on Jurisdiction, Applicable Law and Recognition of Decrees, Relating to Adoptions, 1965; Convention on the Civil Aspects of International Child Abduction, 1980; Convention on Protection of Children and Co-operation in Respect of Inter Country Adoption, 1993; Convention on Jurisdiction, Applicable Law, Recognition, Enforcement and Co-operation in Respect of Parental Responsibility and Measures for the Protection of Children, 1996;

Convention on the International Recovery of Child Support and other forms of Family Maintenance, 2007.

8. Access to Justice and Legal Aid for the Children - Rights of the Child come into contact with Law- Guarantees of a Fair Trial for the Juveniles; The Legal Aid Act, 2000; Role of different NGO's; Ethics of Juvenile Defense Representation; Role of Defense Lawyers in the Administration of Juvenile Justice; Legal Aid- Before and After Detention.

9. Training, Advocacy and Capacity Building - Public Awareness and Advocacy; Sensitization of Police and other Law Enforcing Agencies; Capacity Building of Judges, Lawyers and Probation Officers; Media Sensitization and Social Mobilization; Legal Reform and Law Enforcement; Role of the UNICEF and Activities of other GO and NGOs'.

Selected Readings:

1. Monoj Kumar Sinha : Basic Documents in International Human Rights and Refugee Laws.
2. Dr. Borhan Uddin Khan : Fifty Years of the Universal Declaration of Human Rights.
3. Dr. Borhan Uddin Khan and Muhammad Mahbubar Rahman : Protection of Child in Conflict with Law in Bangladesh, Save the Children, UK, Bangladesh Dhaka: 2008.
4. UNICEF, Dhaka : International Instruments on Juvenile Justice and Non Custodial Measures.
5. United Nations : United Nations Action in the Field of Human Rights.
6. UNICEF, ROSA., Nepal : Juvenile Justice in South Asia- Improving Protection for Children in Conflict with the Law.
7. H. Ted Rubin : Juvenile Justice: Policy, Practice and Law
8. N.K. Chakrabarti : Juvenile Justice: In the Administration of Criminal Justice.
9. Mohammad Afsaruddin : Juvenile Delinquency in Bangladesh.
10. Shahdeen Malik : The Children Act, 1974; A Critical Commentary.
11. Iain Byrne : The Human Rights of Street and Working Children.
12. R.N. Chowdhury : Law Relating to Juvenile Justice in India, Orient Publishing Company; New Delhi.
13. A. Mookerjee : Commentaries on Juvenile Justice (Care and Protection of Children) Act, 2000.
14. শেফিনা বেগম : শিশু আইন ও বিচার পদ্ধতি।

MHRL 405 Research Monograph

General discussion on - Research and Its Importance; Steps in Research; Selecting a research problem; Sources of legal research; Reading and analyzing law, statutes and cases; Hypothesis; Techniques of Preparing a Research Proposal; Using research materials-Quotations, Paraphrases and Parenthesis;; Citations and References; Techniques and Styles of writing a Research Monograph; Research Methodology; Rules of Noting etc.; Language of writings; Researching on human rights issues; Ethics in research and Plagiarism; Research as a career.

Selected Readings

1. Dr. M. Zainul Abedin : A Hand Book of Research for the Fellows of M.Phil and Ph.D. Programms, Dhaka: Book Syndicate (1996).
2. W. myiwf eþ`vcva`vq : MþelYv: cÖKiY I c×wZ, KjkvZv : †`ÖR cvewjwks (1990).
3. James A Holland and J S Webb : Learning Legal Rules, Blackstone Press Limited (1991)
4. Douglass T. MacEllven (*et all*) : Legal Research Handbook, LexisNexis-Butterworths (2003)
5. Dr. Abdullah Al Faruque : Essentials of Legal Research, Palal Prokashoni (2009)

MHRL 406 Project Management

1. Project, Classification and Benefit.
2. Project Cycle and Project Life.
3. Participatory Rural Appraisal (PRA), Rapid Rural Appraisal (RRA) and Focus Group Discussion (FGD).
4. Logical Framework of Project Formulation.
5. Financial, Economic and Technical Appraisals of a Project.
6. Project Concept Paper (PCP) and Project Proposal (PP).
7. Monitoring and Evaluation of a Project.

Selected Readings:

1. Lewis, R : Project Management McGrew Hill (2006)
2. ADB, Manila : Guidelines for the Economic Analysis of Projects (1997).
3. Pedro Belli, : Economic Analysis of Investment Operations Analytical Tools and Practical Applications, The World Bank Washington DC (2001).
4. H. Craig David : Regional Economic Impact Analysis and Project Evaluation, University of British Colombia (1990).
5. Linn Stuckenbruck : The Implementation of Project Management Harper Collins Publishers (1981).