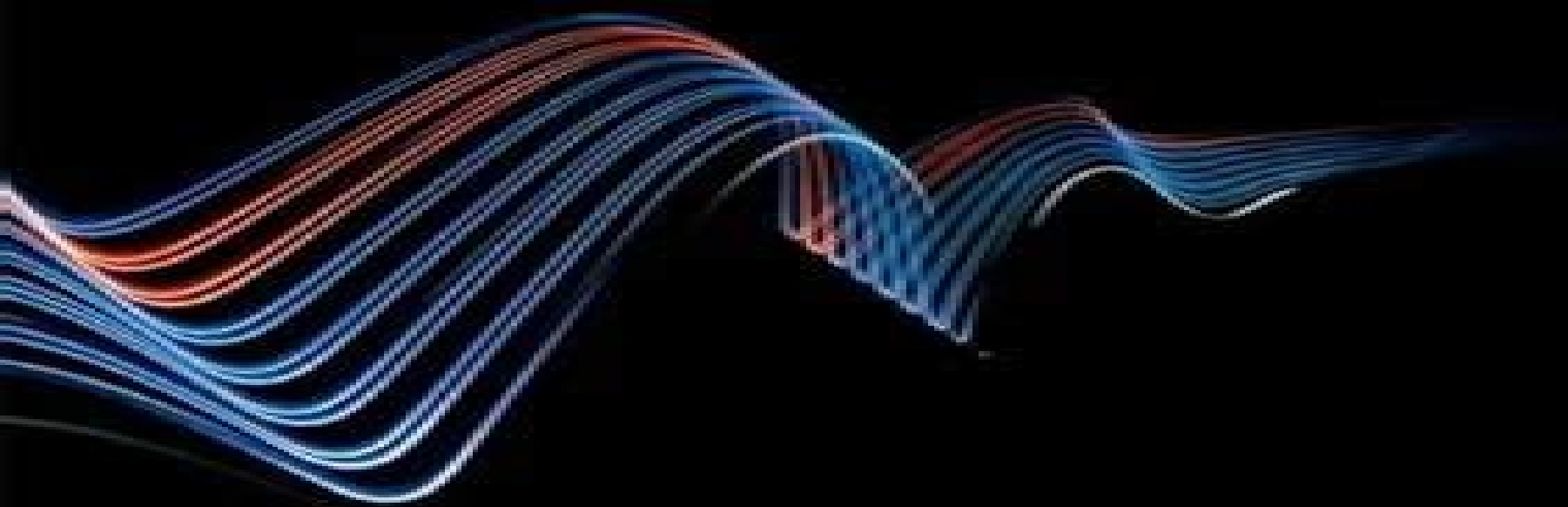


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Minority Accommodation through Territorial and Non-Territorial Autonomy

Edited by Tove H. Malloy and Francesco Palermo

MINORITIES AND NON-TERRITORIAL AUTONOMY

Minority Accommodation Through Territorial And Non Territorial Autonomy Minorities Non Territorial Autonomy

Brian C. H. Fong, Atsuko Ichijo



Minority Accommodation Through Territorial And Non Territorial Autonomy Minorities Non Territorial Autonomy:

Minority Accommodation through Territorial and Non-Territorial Autonomy Tove H. Malloy, Francesco Palermo, 2015-10-08 Minority Accommodation through Territorial and Non Territorial Autonomy explores the relationship between minority territory and autonomy and how it informs our understanding of non territorial autonomy NTA as a strategy for accommodating ethno cultural diversity in modern societies While territorial autonomy TA is defined by a claim to a certain territory NTA does not assume that it is derived from any particular right to territory allocated to groups that are dispersed among the majority while belonging to a certain self identified notion of group identity In seeking to understand the value of NTA as a public policy tool for social cohesion this volume critically dissects the autonomy arrangements of both NTA and TA and through a conceptual analysis and case study examination of the two models rethinks the viability of autonomy arrangements as institutions of diversity management This is the second volume in a five part series exploring the protection and representation of minorities through non territorial means examining this paradox within law and international relations with specific attention to non territorial autonomy NTA [Minorities and Law in Czechoslovakia, 1918-1992](#) Jan Kuklík, René Petráš, 2017-05-01 Ethnic minority issues played an important role in the history of Czechoslovakia from 1918 during World War II and in the years immediately following it Czechoslovakia became a model for solving ethnic and minority problems and legal regulations had always played a key role in the status of minorities This book which deals with issues concerning ethnic and language minorities in Czechoslovakia from a long term perspective is primarily intended for foreign readers In recent years ethnic minority issues are once again becoming relevant in Europe and thorough knowledge of earlier problems and solutions may facilitate further examination of the current problems **The Routledge Handbook of Comparative Territorial Autonomies** Brian C. H. Fong, Atsuko Ichijo, 2022-06-28 The Routledge Handbook of Comparative Territorial Autonomies affords a comprehensive pioneering and interdisciplinary survey of this emerging field Moving beyond traditionally narrower engagements with the subject it combines approaches to comparative law and comparative politics to provide an authoritative guide to the principal theoretical and empirical topics in the area Bringing together a team of cutting edge scholars from different disciplines and continents the volume illuminates the latest thinking and scholarship on comparative territorial autonomies This Handbook is an authoritative essential reference text for students academics and researchers in its field It will also be of key interest to those in the fields of comparative politics comparative law local regional government federalism decentralisation and nationalism as well as practitioners in think tanks NGOs and international governmental organisations [Minority Recognition and the Diversity Deficit](#) Jessika Eichler, Kyriaki Topidi, 2022-11-17 This book addresses one of the most serious societal questions of our time how to create new spaces and frameworks for minority recognition given the State centric sovereignty discourse and the persisting equality jargon that

dominate today's world. By so doing it approaches minority rights by means of a critical engagement with its underlying premises. Notably it makes attempts to both construct and reconfigure neglected legal categories in particular collective rights and to deconstruct domestic constitutional orders. More precisely it does so through diametrically opposed levels of analysis that is top down and bottom up logics by exploring sociolegal strategies, forms and formats of governance on the one hand and grassroots demands on the other. Drawing on empirical findings in Europe and Latin America the book gives us a sense of how recognition needs to be contextualised against the background of right wing trends in Europe and the rebuilding of the State in the Andes. This is a fascinating study of one of the key questions engaging human rights, minority studies and discrimination law.

[A Global Law of Diversity](#) Nicolò Paolo Alessi, 2024-11-25. This book provides a global perspective on the accommodation of diversity within constitutional traditions considering the most innovative approaches and legal instruments of the Global North and Global South. This field of study traditionally dominated by a Global North approach based on majority/minority and rights based discourse is undergoing significant development. The work thus assesses the appropriateness of the existing mainstream theoretical tools and concepts in particular minority and minority related concepts as well as rights discourse to grasp the ongoing evolution of this field of law. A reconsideration of the traditional conceptual categories and the introduction of the concept Law of Diversity is proposed as a theoretical framework to grasp the ongoing developments in this area. Among the models studied those that are referred to as emergent models for the accommodation of diversity in the Global North appear to be particularly in need of theoretical recognition. To this end the theory of federalism is used to serve a rather unexplored theoretical function. Federal theory is put forward as a theoretical instrument to frame and explain the emergent instruments for the accommodation of diversity as well as provide practical solutions for their development. The book will be of interest to researchers, academics and policy makers working in the areas of comparative constitutional law, minority and indigenous rights law and federal studies. The Open Access version of this book available at <http://www.taylorfrancis.com> has been made available under a Creative Commons Attribution Non Commercial No Derivatives CC BY NC ND 4.0 license.

Minorities in the Post-Soviet Space: Thirty Years After the Dissolution of the USSR Paola Bocale, Daniele Brigadoi. Cologna, Lino Panzeri, 2023-03-24. When the Soviet Union broke apart in 1991 the Russian Federation and the newly independent republics of the Baltics, the Caucasus and Central Asia engaged in redefining their national identity in a challenging regional and global context. The stances and policies towards the minorities living in these countries became part of the striving towards national independence and identity formation. Despite vastly different post-Soviet nation building trajectories the development and implementation of state policies towards minorities had similar relevance and importance across the region. Thirty years after the end of the USSR what is the situation of minorities and minority issues in the countries that emerged from that multi-ethnic state? How have the former republics including Russia dealt with their minorities and minority affairs? To what protection and rights are minority

communities entitled to Studies of the dissolution of the USSR and of nation building in the independent post Soviet states have flourished over the past decades However despite the relevance of the theme there is a dearth of specialist publications which address the many issues related to minority communities in the post Soviet space This volume attempts to fill this gap by providing a collection of essays covering some of the most relevant aspects of the contemporary status and situation of minorities in the area

Effective Participation of National Minorities and Conflict Prevention William Romans,Iryna Ulasiuk,Anton Petrenko Thomsen,2019-10-21 The effective management of differences between groups within democracies means moving beyond the examination of individual rights In the field of national minorities conflict prevention diplomacy promoting the effective participation of national minorities in public life is a primary objective Enhancing participation encourages a sense of belonging contributes to societal integration and promotes cohesion within the multi ethnic state The Lund Recommendations on the Effective Participation of National Minorities in Public Life directly address these challenges and the OSCE High Commissioner on National Minorities works with states and national minority groups to advance functional solutions that reduce tensions and foster stability This volume analyses the components of a balanced legal and policy framework related to effective participation of national minorities with a view to preventing conflict and reviews the related work of the OSCE and other international organisations

Federalism and the Law of Diversity ,2025-01-27 The volume offers new and unexplored perspectives on federalism and its relationships with diversity accommodation It represents the first structured attempt to use federal theory and practice to frame several phenomena of governance in the area of diversity management Federalism is here tested as a theoretical and practical tool that may contribute to a better understanding of phenomena such as non territorial autonomy participatory democracy and legal pluralism This volume unveils the theoretical potential of federalism in explaining complex pluralist legal systems This theoretical function may be the 21st century dimension of federalism

Democratic Representation in Plurinational States Ephraim Nimni,Elçin Aktoprak,2018-12-28 This book examines modalities for the recognition and political participation of minorities in plurinational states in theory and in practice with a specific reference to the Republic of Turkey and the resolution of the Kurdish question Drawing on the experience of Spain and Eastern Europe and other recent novel models for minority accommodation including the Ottoman experience of minority autonomy the Millet System the volume brings together researchers from Turkey and Europe more broadly to develop an ongoing dialogue that analytically examines various models for national minority accommodation These models promise to protect the state s integrity and provide governmental mechanisms that satisfy demands for collective representation of national communities in the framework of a plurinational state

Narratives of Statelessness and Political Otherness Barzoo Eliassi,2021-07-16 This book argues that citizenship is an inadequate solution to the problem of statelessness based on a critical investigation of the lived experiences of Kurdish and Palestinian diasporas in western Europe It examines how statelessness affects identity formations homelessness

belonging non belonging otherness voices status non recognition dis respect in visibility and presence in the uneven world of nation states It also demonstrates that the undoing of non sovereign identities subjection to structural subalternization and everyday inferiorization requires rights in excess of the mere acquisition of juridical citizenship which tends to assume national sameness That assumption in turn involves sovereign practices of denial and assimilation of ethnic alterity The book therefore highlights the necessity of de ethnicizing and decolonizing unitary nation states that are based on the politico cultural supremacy of a single core ethnicity as the sovereign legislator of the rules and regimes of national belonging and un belonging It therefore broaches questions of majority and minority mobility nationalism home making equality difference and universalism in the context of the nation state and illustrates how stateless peoples such as Kurds and Palestinians endure and challenge their subordinate position in a hierarchical geo political order and how in so doing remain bound by political otherness

Incorporating Indigenous Rights in the International Regime on Biodiversity Protection Federica Cittadino,2019-08-12 In Incorporating Indigenous Rights in the International Regime on Biodiversity Protection Federica Cittadino convincingly interprets the Convention on Biological Diversity CBD and its related instruments in light of indigenous rights and the principle of self determination Cittadino s harmonisation of these formally separated regimes serves at least two main purposes First it ensures respect for the human rights framework that protects indigenous rights whilst implementing the biodiversity regime Second harmonisation allows for the full operationalisation of the indigenous related provisions of the CBD framework that concern traditional knowledge genetic resources and protected areas Federica Cittadino successfully demonstrates that the CBD may allow for the protection of indigenous rights in ways that are more advanced than under current human rights law

The Political Representation of Kurds in Turkey Cengiz Gunes,2020-11-26 Throughout the 1960s and 1970s Turkey relentlessly persecuted any form of Kurdish dissent This led to the radicalisation of an increasing number of Kurds the rise of the Kurdish national movement and the PKK s insurgency against Turkey Political activism by the Kurds or around Kurdish related political demands continues to be viewed with deep suspicions by Turkey s political establishment and severely restricted Despite this the pro Kurdish democratic movement has emerged providing Kurds with a channel to represent themselves and articulate their demands This book is timely contribution to the debate on the Kurds political representation in Turkey tracing the different forms it has taken since 1950 The book highlights how the transformations in Kurdish society have affected the types of actors involved in politics and the avenues organisations and networks Kurds use to challenge the state Based on survey data obtained from over 350 individuals this is the first book to provide an in depth analysis of Kurdish attitudes from across different segments of Kurdish society including the elite the business and professional classes women and youth activists It is an intimate portrait of how Kurds today are dealing with the challenges and difficulties of political representation

Internal Self-Determination in International Law Kalana Senaratne,2021-08-05 Internal self determination is an under explored topic in international law

It is popularly understood to be a principle of relatively recent origin promoting democratic freedoms to populations and autonomy for minority groups within states. It has also been viewed as a principle receiving the support of Western states in particular. In this first book length critical study of the topic the reader is invited to rethink the history theory and practice of internal self determination in a complex world. Kalana Senaratne shows that it is a principle of great but varied potential. Internal self determination promises democratic freedoms and autonomy to peoples but it also represents an idea which is not historically new and is ultimately a principle which can be promoted for different and conflicting purposes. Written in a clear and accessible style this book will be of interest to international lawyers state officials minority groups and students of law and politics. Finnish Yearbook of International Law, Volume 25, 2015 Tuomas Tiittala, 2019-10-03 The Finnish Yearbook of International Law aspires to honour and strengthen the Finnish tradition in international legal scholarship. Open to contributions from all over the world and from all persuasions the Finnish Yearbook stands out as a forum for theoretically informed high quality publications on all aspects of public international law including the international relations law of the European Union. The Finnish Yearbook publishes in depth articles and shorter notes commentaries on current developments book reviews and relevant overviews of Finland's state practice. While firmly grounded in traditional legal scholarship it is open for new approaches to international law and for work of an interdisciplinary nature. The Finnish Yearbook is published for the Finnish Society of International Law by Hart Publishing. Earlier volumes may be obtained from Martinus Nijhoff an imprint of Brill Publishers. *Litigating the Rights of Minorities and Indigenous Peoples in Domestic and International Courts* Bertus de Villiers, Joseph Marko, Francesco Palermo, Sergiu Constantin, 2021-08-30 This book focuses on trend setting judgments in different parts of the world that impacted on the rights of persons belonging to minorities and Indigenous people. The cases illustrate how the judiciary has been called upon to fill out the detail of minority protection arrangements and how in doing so in many instances the judiciary has taken the respective countries on a course that parliament may not have been able to navigate. In this book authors from various backgrounds in the practical application of minority protection arrangements investigate the role of the judiciary in constitutional arrangements aimed at the protection of the rights of minorities and Indigenous peoples. Revisiting Unity and Diversity in Federal Countries Alain-G. Gagnon, Michael Burgess, 2018-09-24 The principal aim of this book is to revisit the basic theme of unity and diversity that remains at the heart of research into federalism and federation. It is time to take another look at its contemporary relevance to ascertain how far the bifocal relationship between unity and diversity has evolved over the years and has been translated into changing conceptual lenses practical reform proposals and in some cases new institutional practices. This book is structured around four main parts: 1 the evolving conception of diversity over time and across continents; 2 the interplay between unity and diversity in complex settings; 3 federalism as decision making and new institutional practices that have been put forward and tested; and 4 constitutional design and asymmetrical federalism as a way to respond to legitimate and insistent claims and

political demands *Federalism as a Tool of Conflict Resolution* Soeren Keil, Elisabeth Alber, 2021-05-13 Looking at the growing use of federalism and decentralization as tools of conflict resolution this book provides evidence from several case studies on the opportunities and challenges that territorial solutions offer when addressing internal conflicts within a variety of countries Federalism has been used as a tool of conflict resolution in a number of conflict situations around the world The results of this have been mixed at best with some countries moving slowly to the paths of peace and recovery while others have returned to violence This volume looks at a number of case studies in which federalism and decentralization have been promoted in order to bring opposing groups together and protect the territorial integrity of different countries Yet it is demonstrated that this has been incredibly difficult and often overshadowed by wider concerns on secession de and re centralization and geopolitics and geoeconomics While federalism and decentralization might hold the key to keeping war torn countries together and bringing hostile groups to the negotiation table we nevertheless need to rethink under which conditions territorial autonomy can help to transform conflict and when it might contribute to an increase in conflict and violence Federalism alone so the key message from all contributions cannot be enough to bring peace yet without territorial solutions to ongoing violence it is also unlikely that peace will be achieved The chapters in this book were originally published as a special issue of *Ethnopolitics* Constitutional Identity and Constitutionalism in Africa Charles Manga Fombad, Nico Steytler, 2024 This book in the Stellenbosch Handbooks in African Constitutional Law series provides a critical analysis of existing paradigms concepts and normative ideologies of modern African constitutional identity The Legal Status and Perspectives of Ethnic Minorities in European States Magdalena Butrymowicz, 2022-03-02 The way we exist in society defines our place in its social structures and reaffirms our belonging identity and dignity Europe is a continent characterized by many internal conflicts and ongoing struggles inside societies The battlefield is society itself where state law clashes with ethnic law over the very identity of society Exploring debates from Scandinavia to Spain about the religious and political autonomy and freedom this book explains that the violation of the rights of ethnic minorities and indigenous peoples such as the Sami and Basque peoples remains a problem in Europe In addition to these political conflicts Magdalena Butrymowicz analyzes the legal and religious culture within minority ethnic structures themselves Ultimately this book raises timely questions about the balance between state control and legal autonomy for ethnic minorities across Europe advocating for a new definition of ethnic law as the right of ethnic minorities creating their legal and ethnic identity The book will interest anyone exploring the dynamic between European states and the ethnic minorities that live in them

Pro-independence Movements and Immigration Roberta Medda-Windischer, Patricia Popelier, 2016-08-01 The volume *Pro independence Movements and Immigration Discourse Policy and Practice* edited by Roberta Medda Windischer and Patricia Popelier explores the ways in which pro independence movements and the governments of sub state nations view and interact with new immigrants It also examines the attitudes of new minorities toward pro independence movements Through

case studies from the Basque Country Flanders Catalonia Quebec Scotland and South Tyrol the authors examine the interrelationship between pro independence movements and new minorities from a new perspective oriented towards a more plural and inclusive approach between all individuals and groups regardless of whether they are old or new minority groups living in a given territory and particularly in sub national territories

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