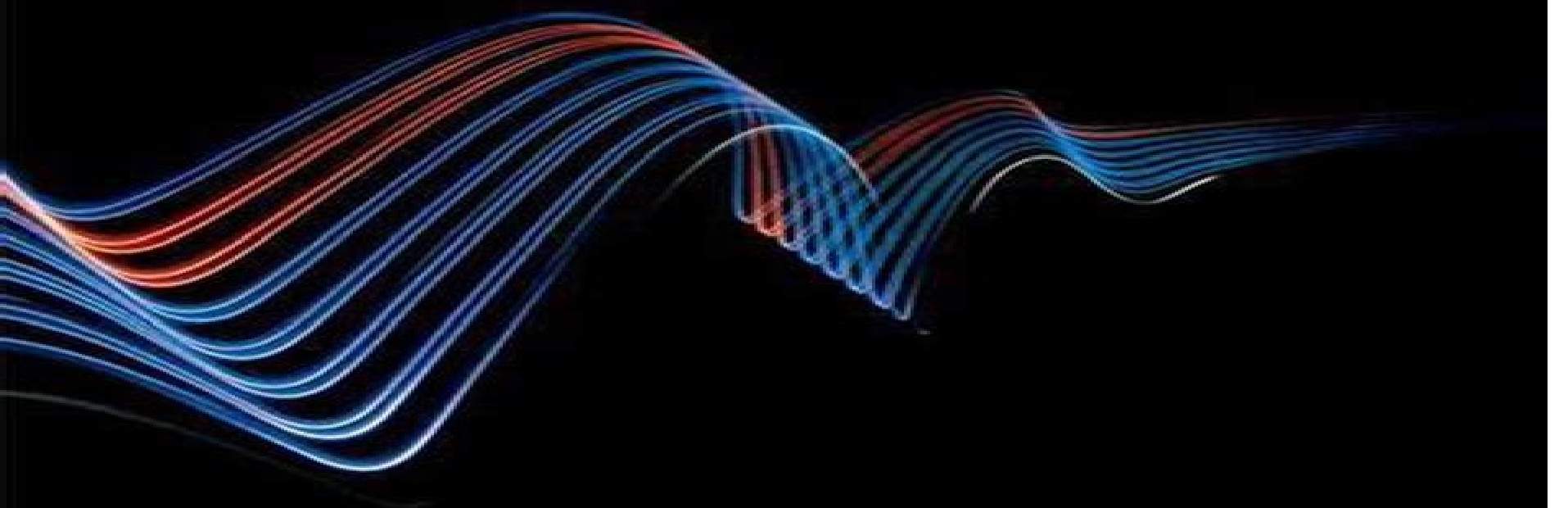


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# Minority Accommodation through Territorial and Non-Territorial Autonomy

*Edited by Tove H. Malloy and Francesco Palermo*

MINORITIES AND NON-TERRITORIAL AUTONOMY

# Minority Accommodation Territorial Non Territorial Minorities

**Soeren Keil, Elisabeth Alber**



## **Minority Accommodation Territorial Non Territorial Minorities:**

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

**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      *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

**Realising Linguistic, Cultural and Educational Rights Through Non-Territorial**

**Autonomy** David J. Smith, Ivan Dodovski, Flavia Ghencea, 2022-12-01 This volume assesses Non Territorial Autonomy NTA in terms of its practical capacity to support the linguistic cultural and educational rights of national minority groups across Europe The fact that 2023 marks the 25th anniversary of the coming into force of the Council of Europe Framework Convention on National Minorities FCNM and European Charter for Regional and Minority languages ECRML makes this book especially timely and relevant Its numerous detailed empirical studies one of which uses FCNM reporting as a benchmark give a picture of the extent or otherwise to which international minority rights standards are actually being realized through various NTA arrangements In keeping with the principles laid out in these foundational documents the contributions to this volume acknowledge that when it comes to the effective delivery of linguistic cultural and educational rights NTA is best regarded not as an alternative but as a complement to territorially based arrangements This is an open access book

**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

**Queering Multiculturalism**

Aret Karademir, 2018-09-15 Queering Multiculturalism argues for group specific rights for ethno cultural minorities but without ignoring that such rights may lead to ethnic chauvinism balkanization and the cultural marginalization of minorities within minorities such as ethnic LGBT people Thus it aims to construct a liberal theory of minority rights to accommodate ethno cultural diversity without destroying ethno sexual diversity and without privileging one type of minority group over another

**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

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

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

**Poland's Kin-State Policies** Andreea Udrea, David Smith, Karl Cordell, 2021-09-05 The increased engagement of states with their co ethnics abroad has recently become one of the most contentious features of European politics Until recently the issue has been discussed predominantly within the paradigm of international security yet a review of the broader European picture shows that kin state engagement can in fact have a positive societal impact when it actually responds

effectively to the claims formulated by co ethnic communities themselves Poland's Kin State Policies Opportunities and Challenges offers new insights into this issue by examining Poland's fast evolving relationship with Polish communities living beyond its borders Its central focus is the Act on the Polish Card generally known as Karta Polaka Tracing policymaking processes and the underlying political agendas that have shaped them the volume situates Poland's engagement within broader conceptual and normative debates around kin state and diaspora politics and explores its reception and impact in neighbouring states Ukraine Germany Lithuania The volume highlights how the issue of co ethnics abroad is increasingly being instrumentalised most especially for the purposes of attracting labour migration to resolve the demographic crisis in Poland The chapters in this book were originally published as a special issue of *Ethnopolitics* 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 insisting claims and political demands 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 **Internal Self-Determination in International Law** Kalana Senaratne, 2021-08-05 A clear and accessible study of the principle of internal self determination in international law **Women's Empowerment and Its Limits** Elisa Fornalé, Federica Cristani, 2023-06-12 Bringing together a range of scholarship this edited volume investigates the limits and boundaries of women's empowerment toward shaping sustainability by unpacking power relationships that affect women's inclusive citizenship analyzing concrete examples of limits across different regions and exploring the rise of new technological innovations that may or may not contribute to dissolve those limits Chapters focus on different dimensions related disempowerment such as historical cultural socio economic and normative to frame a new understanding of how achieving equality around the world Integrating transnational and interdisciplinary perspectives at domestic and international levels this book looks at ways to provide new opportunities for removing invisible and visible barriers to ensure gender parity and to make sustainable change irreversible This book will be of interest to scholars students and policymakers across Law Sociology Gender Studies Politics and Economics *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

### **Dynamics of Indian Federalism**

Mokbul Ali Laskar, This book is a detailed overview of the institutional and historical trajectory of Indian federalism including both territorial and non territorial aspects of Indian federalism An extensive analysis has been made of the various federal policy measures adopted by different rulers from time to time particularly with an emphasis on federalism under the British colonial rule and the role of princely states in Indian federalism It has made a critical analysis of the Constituent Assembly Debates on federalism and the role of political leaders in shaping of Indian federalism Further a critical analysis has been made about the changing nature and dynamics of Indian federalism in the post independent India including the contemporary debates on various aspects of Indian federalism The book is an important compendium for those wishing to have first hand information on Indian federalism and may be very useful for scholars interested in center state relations It can be an important guide for researchers in identifying various research questions for further study on Indian federalism Most importantly it can be a very useful course book for students or professionals for whom the existing shorter introductions to the subject may not suffice Any undergraduate student who needs to undertake an advance level study on Indian Politics and Government or Indian federalism will find the book very useful International readers of comparative politics will also find the book useful Additionally the book may be useful for those who are interested in Indian Administrative Services IAS and for the politicians as well

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

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