

INDEX

Abaker, Abdalla, 252 and the spiral model, 23-24, Abkhazia, 78-81 182-183, 194-199 acculturation, 112, 113, 118 Tunisia, 23-24, 182, 194-196, Achvarina, Vera, 248n.20 197-198 Adam, Heribert, 114 Arellano-Bond estimator, 138 Addington, David S., 158-159 Argentina, 69, 146, 148, 279 additive fallacy, 105 armed conflict and the spiral model, 41 Advisory Council on Human Rights, armed opposition groups Morocco, 184 ability to comply, 291-292 Afghanistan, 129, 150, 151-153, 241n.5 access granted to ICRC, 241-242, Africa, 219, 268–273 244 - 249African National Congress (ANC), capacity-building, 286 241n.5 centralization, 242-243, 250-251, African Union, 280 256-258 aid, see foreign aid; incentives commitment to human rights, Alfredson, Lisa S., 267 240 - 242American Civil Liberties Union compliance with human rights (ACLU), 149-150, 159 norms, 239-240, 241-242 Amnesty International (AI) decentralized rule implementation, corporations, targeting, 203n.1 293 Indonesia, 132 material vulnerability, 242-243, Morocco, 186, 188 244-249, 256-258 physical integrity rights data, scope conditions, 242-243 social vulnerability, 242-243, 135-136 244-249, 256-258 Sudanese rebel groups, 253 Tunisia, 186, 189-190, 195 socialization mechanisms, 243-244 UN Global Compact (GC), 206n.2, Sudanese rebel groups, 249-256 Asian values, 167, 285 218 women, violence against, 264 Australia, 216-220, 265, 267 authoritarian regimes Angola, 223 anti-terrorism norm, 146, 150-153, Arab Spring, 182-183, 198-199 155-156 capacity-building, 293-294 **Arab Spring** China, 164-165 Chinese view, 171-172 compliance gap in political rights, 91 Egypt, 39, 182 human rights violations, 34 human rights, 39, 182-183, 194-199 Morocco, 191-194 Morocco, 194, 196–197, 198 persistence of, 182



INDEX 335

scope conditions, 16-17, 18 and the spiral model, 69-75, 81, 180 Tunisia, 191-194 autocratic regimes, 34, 91, 164-165, 293-294 backlash, 104, 150-153 Bangladesh, 72 Basri, Driss, 186 Bayefsky, Anne F., 130-131 Beittinger-Lee, Verena, 134 Ben Ali, Zine el-Abidine, 182, 184, 185, 195 Benin, 271 Bertelsmann Transformation Index (BTI), 68-69, 70, 193 Bessler, Manuel, 251 Black, David, 114 blood diamonds, 223 Bolivia, 129 boomerang effect, 5, 65, 166, 189-190 Börzel, Tanja A., xi, 22, 130, 164-165, 282, 285, 291 Bossuyt, Marc J., 130 Botha, P.W., 113-114 Bouazizi, Mohamed, 194 Brands, Hal, 75-77 Brazil, 66-68, 215 Bremer, Jennifer Ann, 208 Broadbent, Ed, 266-267 Bryant, Katherine, xi, 19, 21, 24, 291-292, 293 Brysk, Alison, xi, 24–25, 30–31, 100, 283-284, 286, 292 Bueno de Mesquita, Bruce, 172 Burma, 229n.4 Bush, George H.W., Snr., 147 Bush, George W., Jnr. administration China, relations with, 174 Commander-in-Chief role, 151, 155 individual criminal accountability, 152, 282

commitment to human rights, 226 competition, 234-235 compliance gap, 100 compliance with human rights norms, 24, 203-204, 226, 234-236 conflict zones, 235-236, 238 decentralized rule implementation, denial phase, 208-209, 227-230 discourse, 218-219 and human rights, 222-225, 235-236, 238 international institutions, efficacy measurement of human rights performance, 213 norm entrepreneurs, 231-235, 237 norms, commitment to, 222-223 peer learning, 218-219 scope conditions, 228-230, 234-236 spiral model, applicability of, 24, 225-227, 236-238 supply chains, 234 tactical concessions, 208-210, 227-230 UN Global Compact (GC) membership, 206-207, 208, 210-212, 231 UN Global Compact (GC) networks, 208-210, 212-221 UN Global Compact (GC) principles, 212-217 see also corporate social responsibility (CSR) **Business Social Compliance Initiative** (BSCI), 225 Bybee, Jay, 150–151, 157, 158–159

Cameroon, 212
Camp-Keith, Linda, 54
Canada, 261, 265–267, 270, 283
Cao Siyuan, 167–168
capacity-building
ability to comply, 292
armed opposition groups, 243–244
China, 169, 172–173
effectiveness of, 293–294
and limited statehood, 15, 83, 293–294

spiral model, applicability of, 148-163

torture, commitment to prohibition

torture, use of, 11-12, 145-146, 154

capacity-building, 219-220, 293

of, 147

business sector

ability to comply, 292



336 INDEX

limited statehood, 164-165 capacity-building (cont.) Morocco, 188 path dependency, 117 as socialization mechanism, 15-16, persuasion, 176-179 social signaling, 109 285-286 socialization mechanisms, 172-179 and statehood, 18, 133-134, 293-294 spiral model, applicability of, 11, 23, Tunisia, 293 UN Global Compact (GC), 219-220, 165-168, 179-181 torture, use of, 177 285-286 CARE (Cooperative for Assistance and treaty ratification, 130, 166 UN Global Compact (GC) Relief Everywhere), 270 Catholic Relief Services (CRS), 270 membership, 210 Center for Constitutional Rights and the US, 168-169, 173, 174-175, (CCR), 158, 159 176, 177 Central African Republic, 282 willingness to comply, 289-290 China Democracy Party (CDP), 170 centralized rule implementation Choephel, Ngawang, 174 ability to comply, 286-287, 292-293 armed opposition groups, access to, CIA (Central Intelligence Agency), 151, 152, 154, 155, 157-158 244 - 249Cingranelli and Richards Human armed opposition groups, compliance by, 242-243, 250-251, Rights Data Project (CIRI), 89, 135-136, 248n.20 256-258 Cisco Systems, 211 and capacity-building, 294 gender violence, 283 civil rights, 90-91 civil society as scope condition, 18-19 sexual politics, 259-260 and armed opposition groups, 258 Sudanese rebel groups, 249-256 divisions within, 31 Cetindamar, Dilek, 213-214 domestic effects of international Charter 08, 171 institutions, 94-102 Checkel, Jeffrey, 284 gender-based asylum in Canada, 266 Chen, Dingding, 170 sexual politics, 260 Chen, Guangchen, 165, 171 in the spiral model, 46-47 tactical concessions, effects of, 55-57 Cheney, Dick, 160 child soldiers, 241-242, 248n.20, 253, UN Global Compact (GC), 219 civilians, treatment of, 241-242, 248-249, 253-254, 256 Chile, 45-46, 148, 279, 280, 282 Cizre, Umit, 30, 31 blocking factors, 30, 31 Clark, Ann Marie, xi, 11, 23, 56, 89, 99, capacity-building, 169, 172-173 100, 118, 143n.13, 284, 289 compliance with human rights Coca-Cola, 211, 223 coercion, 13, 15-16, 18, 172, 243, norms, 4, 23, 164-165, 179-181, 278-283 285 Cohen, Roberta, 169-170 domestic mobilization, 168-172, 178-180, 290 Colombia, 30-31, 40 foot-binding, 272, 273 coltan mining, 228, 229 commitment to human rights Global Reporting Initiative (GRI), armed opposition groups, 240-242 business sector, 226 incentives, 173-176, 180-181 and compliance with human rights, international responses to human 5, 86-87, 275-277 rights violations, 168-172



More information

Cambridge University Press 978-1-107-02893-7 - The Persistent Power of Human Rights: From Commitment to Compliance Edited by Thomas Risse, Stephen C. Ropp and Kathryn Sikkink Index

INDEX 337

mechanisms for movement from corporate social responsibility (CSR), 205-206 commitment, 9-12, 278-286 meaning of, 9-10, 125 and naming and shaming, 126-127 mechanisms for movement to networks, 212-221 compliance, 9-12, 278-286 non-state actors, 24, 203-204, UN Global Compact (GC) 239-240 membership, 210-212 peer learning, 218-219 ratification and criticism, effects of, UN Global Compact (GC) networks, 127-130, 134-142 companies, see business; corporate scope conditions, 16-22, 25, 98, social responsibility (CSR) 286 - 291compensation, 115-116 sequencing effects, 116-118 compliance gap sexual politics, 24-25, 259-262, conceptual problems, 92-94 273-274, 283-284 international institutions, efficacy of, speed of, 294 85-86, 99-102 Sudanese rebel groups, 249-256 meaning of, 88 and treaty ratification, 23, 56, measurement difficulties, 87-94, 125-126, 142-144 101-102, 277-278 UN Global Compact (GC), 24, naming and shaming, 127 203-204, 224 studies of, 22 US non-compliance, 4, 145-146, compliance with human rights norms 161-163, 295 ability to comply, 286-287, 291-293 willingness to comply, 25, 287-291, armed opposition groups, 239-240, 293-294 241-242 Conference on Security and beneficiaries of compliance, 95-96 Cooperation in Europe (CSCE), business sector, 24, 203-204, 226, 234-236 conflict zones, and business, 235-236, capacity-building, 219-220, 292 238 China, 4, 23, 164-165, 179-181, 285 consolidated statehood, 17-18, 68-75, and commitment to human rights, 5, 86-87, 275-277 Constitutional Democratic Rally, corporate social responsibility Tunisia, 184 (CSR), 4, 24, 203–204, 205–206, constitutional reform in Morocco, 196-197 constitutional rights, 167-168 and criticism from international Consumer Industries Working Group community, 23, 125-126, 142 - 144on Sustainable Consumption crowding-out effects, 105-116, 117 (World Economic Forum), 233 Convention on the Elimination of All definition, 10 discourse, 218-219, 285 Forms of Discrimination Against enforcement approach, 69-70, Women (CEDAW), 92, 263 278 - 283corporate social responsibility (CSR) human rights policy, 293-295 capacity-building, 219-220 intrinsic motivation, 106 commitment to human rights, legitimacy approach, 69-70 205-206 limited statehood, 4 compliance with human rights meaning of, 125 norms, 4, 24, 203-204, 225 measurement of, 213, 277-278 discourse, 218-219



338 INDEX

Declaration of Principles Concerning corporate social responsibility (CSR) Multinational Enterprises and (cont.) Social Policy (1977), 205 measurement of human rights Declaration on the Elimination of performance, 213 Violence Against Women, 264 norm entrepreneurs, 232, 237 Deed of Commitment for Adherence peer learning, 218-219 to a Total Ban on Anti-Personnel problems of, 238 Mines and for Cooperation in Shell, 231 Mine Action, 241, 255 UN Global Compact (GC) Deitelhoff, Nicole, xi, 24, 100, 292 membership, 206-207, 208, democratic regimes 210 - 212capacity-building, 293 UN Global Compact (GC) networks, 208-210, 212-221 compliance gap, 91 human rights violations, 33-34, UN Global Compact (GC) principles, 212-217 corporations, see business sector and limited statehood, 64, 82-84 criticism from international scope conditions, 16-17, 18, 98, 288 and the spiral model, 70-75 community transition to democracy, 31 examples, 130-134 model of ratification and criticism and treaty ratification, 51n.5 US and human rights, 34, 98, effects, 134-142 naming and shaming, 126-127 160-162, 288 post-ratification procedures, willingness to comply, 290, 295 Democratic Republic of Congo (DRC), 127 - 13069, 223, 228, 229, 282 and treaty ratification, 23, 125-126, denial in the spiral model (phase two) 142 - 144business sector, 208-209, 227-230 crowding-out effects, 105-116, 117, 120, 143-144, 282-283 democracies violating human rights, Cuba, 70 Cullen, Richard, 171 gender-based asylum in Canada, cultural rights, 92 266-267 nature of, 6 cultural values, 36 custody and repatriation detention in NGOs, role of, 46-47 tested by case studies, 28-31 China, 179 Czechoslovakia, 112 US use of torture, 150–153 Detainee Treatment Act (2005), Dai, Xinyuan, xi, 22, 126, 127, 277 154-155, 160 Darfur Peace Agreement (2006), 253 detention, 186, 241-242, 251, 253, 255, Darfur rebel groups, 249-250, 252-253 256 disappearances, 186 Davis, David R., 11 Davis, Michael, 165 discourse armed opposition groups, 243 death penalty, 18-19, 177-179 decentralized rule implementation, and compliance with human rights, 218-219, 285 18-19, 292-293; see also rule and incentives, 117-118 implementation Morocco, 188 Declaration and Decisions on as socialization mechanism, 14-16, International Investment and 283-285 Multinational Enterprises (1976),

and statehood, 18

205



INDEX 339
European Convention on Human

Doctors Without Borders, 270 domestic mobilization Arab Spring, 194-198 China, 178-180, 290 divisions within civil society, 31 international institutions, impact of, 94 - 102Morocco, 184 in the spiral model, 29, 30-33, 295 tactical concessions, effects of, 55-57 Tunisia, 184, 185, 188-191 domestic sovereignty, 65, 66 Downs, George, 172 Doxey, Margaret, 109 Drury, A. Cooper, 174 East Timor, 131-133 Eck, Kristine, 248 economic rights, 92 ECOSOC (UN Economic and Social Council), see UN Economic and Social Council (ECOSOC) Egypt Arab Spring, 39, 182 blocking factors, 31 capacity-building, 293 civil society divisions, 31 extraordinary rendition, 157-158 female genital mutilation (FGM), 269, 270, 272-273 individual criminal accountability, torture, use of, 145-146 UN Global Compact (GC) membership, 212 willingness to comply, 291, 293 El Salvador, 129 enforcement approach to compliance, 69-70, 278-283 Equatorial Guinea, 129 **Equity and Reconciliation Commission** (IER), 186-187 Eritrea, 241n.5, 271 Ethiopia, 272–273 Euro-Mediterranean Human Rights Network (EMHRN), 189-190 Europe, 49, 210-212, 269-270 European Center for Constitutional and Human Rights, 158

Rights, 118 European Initiative for Democracy and Human Rights (EIDHR), 190 European Union (EU) and China, 168-169, 176-179 foreign aid, 83, 294 gender-based asylum, 265-266 and Morocco, 188 and Tunisia, 189-191 extrajudicial killings, 186 extraordinary rendition, 146, 155-156, extrinsic motivation to comply with human rights norms, 112-113 Ezulwini consensus, 280 failing states, 66-68, 69 Fair Labor Association (FLA), 233 fair trial, right to, 45n.2 FBI (Federal Bureau of Investigation), 149, 153, 162 Feith, Douglas, 158-159 female genital mutilation (FGM) capacity-building, 286, 294 changing norms, 263 compliance gap, 100 decentralized decision-making, 283-284 and human rights norms, 259, 261, international institutions opposed to, 263 - 264socialization of support for women's rights, 268-273 Ferrero-Waldner, Benita, 178 fines, 115-116 Fleay, Caroline, 30, 31, 165-166 Foot, Rosemary, 166 Forbes Global 500 list, 210-212 force, use of, 13, 15-16, 18; see also coercion; responsibility to protect (R2P) foreign aid capacity-building, 83, 172-173 limited statehood, 76, 79, 80 tactical concessions, 49-51 US policy, 49, 83, 173, 243n.13 women, violence against, 264



> 340 INDEX

Foreign Corrupt Practices Act (FCPA) (1977), 205Fortune 500 companies, 217 France, 66n.2, 158, 169, 210, 215, 270 Freedom in the World (Freedom House), 90-91, 192 Frey, Bruno, 107 Friedman, Milton, 226, 237 Fu Hualing, 171 Gao Zhisheng, 171 Garang, John, 250-251

GC (UN Global Compact), see UN Global Compact (GC) gender rights changing norms, 262-263, 273-274 compliance with human rights

norms, 24-25, 92, 259-262, 273-274, 283-284 family planning policy in China, 165 international institutions, 263-264,

persuasion, use of, 260, 283-284 rule implementation, 259-260, 292 socialization of support for women's rights, 264-273

gender-based asylum

centralized decision-making, 283 compliance measurement, 262 and human rights norms, 259, 261 international institutions opposed to, 263 - 264

socialization of support for women's rights, 265-267

Geneva Call, 241, 255

Geneva Conventions (1949)

Afghanistan, 148, 150, 151-153 anti-terrorism norm, 155-156 armed opposition groups, 240-242,

Guantánamo Bay detention camp, 155 torture, prohibition against, 147 women, violence against, 263 Georgia, 64, 72, 75, 78-81, 82

Germany, 66n.2, 158, 169, 210, 215, 216-220, 221

Gesellschaft für Technische Zusammenarbeit (GTZ), 218-219,

Ghana, 271

Global Compact (GC), UN, see UN Global Compact (GC)

Global Reporting Initiative (GRI), 213, 214-215, 221, 224-225

Gneiting, Uwe, 75n.6

Goldman, Merle, 170

Gonzales, Alberto, 148, 152-154, 157, 158 - 159

Goodman, Ryan, xi, 22, 98, 163, 282,

Gränzer, Sieglinde, 130 Great Britain, 215

Greece, 169 Guantánamo Bay detention camp, 152,

155, 156, 161 Guatemala

> democracy in, 45-46 gender-based asylum, 267

limited statehood, 64, 72, 75-78, 81

repression in, 6

responsibility to protect (R2P), 279,

rights violations by non-state actors, 75 - 78

UNCHR action, 129

Guidelines for Multinational Enterprises (1976), 224

Hafner-Burton, Emilie, 54, 58, 89-90, 101, 143n.13, 294

Hagel, Chuck, 174

Haiti, 69, 72, 129

Hamdan v. Rumsfeld (2006), 155

Hand, Keith, 179

Hassan II of Morocco, 184-185, 186, 192

Hathaway, Oona, 54

Haynes, William, 158–159

Helsinki Final Act (1975), 97, 109, 112

Hilgers, Sven, 78n.8 Hu Jintao, 174

Hultman, Lisa, 248

human rights

Arab Spring, 39, 182-183, 194-199 Asian values, 167, 285

with Chinese characteristics,

166-167, 285

explaining change in, 3-5, 275-277



INDEX 341

international institutions, efficacy of, authoritarian regimes, 17 and capacity-building, 294 in Morocco, 45-46, 183-188 China, 173-176, 180-181 policy, 293-295 democratic regimes, 17 responsibility to protect (R2P), 13, and discourse, 117-118 279-281 interactions with other mechanisms in Tunisia, 182-186, 188-191 of influence, 105-116, 117, 120 see also commitment to human Morocco, 188 as socialization mechanism, 14, rights; spiral model of human rights change statehood, effectiveness dependent human rights norms armed opposition groups, 239-240 on, 18 business sector, 222-225, 235-236, 238 India, 70 contestation of, 35-41 individual criminal accountability naming and shaming, 126-127 enforcement of human rights, 3, norm entrepreneurs, 231-235, 237 56-57, 83, 162-163, 281-283 ratification and criticism, effects of, importance of, 276 127-130, 134-142 US use of torture, 152, 157-160, 161, ratification and criticism, examples, Indonesia, 45-46, 131-134, 137, 143, sexual politics, 262-263, 273-274 state responses to criticism, 125-126, Innocenti Research Centre, UNICEF, 272 - 273women, violence against, 268-273 institutional change and the spiral see also compliance with human model, 44-46 rights norms insurgents, see armed opposition human rights violations groups armed conflict, 41 Inter-American Commission on democratic regimes, 33-34, 140-141 Human Rights (IACHR), 29 excuses, 37, 40 International Centre for Human Rights investigation for, 56 and Democratic Development (ICHRDD), 266-267 justifications, 36–40 limited statehood countries, 22, 69-75 International Committee of the Red Cross (ICRC) 9/11 terrorist attacks, 275 non-state actors, 75-78, 83 and armed opposition groups, public opinion, 31, 34, 38-40, 241-242, 244-249 in Sudan, 244n.14, 250, 251, 255 168 - 172regime type, 33-34 US use of torture, 149 victims portrayed as perpetrators, 41 International Covenant on Civil and see also individual criminal Political Rights (ICCPR) China, 166, 289 accountability Human Rights Watch, 159, 186, compliance gap, 89-91 189-190, 195, 206n.2, 254, 264 criticism of states, 126, 142-144 Husoy, Kristoffer, 213-214 Morocco, 183-184 Hutson, John, 154 ratification, 23, 51, 54, 125, 136-137 ratification and criticism, effects of, Ibrahim, Khalil, 253 127-130, 134-142 incentives ratification and criticism, examples,

130 - 134

armed opposition groups, 243



More information

Cambridge University Press 978-1-107-02893-7 - The Persistent Power of Human Rights: From Commitment to Compliance Edited by Thomas Risse, Stephen C. Ropp and Kathryn Sikkink Index

342 INDEX

Justice and Equality Movement (JEM), International Covenant on Civil and Political Rights (ICCPR) (cont.) Sudan, 249, 252-253, 254, 255, socialization mechanisms, 118 justifications for human rights Tunisia, 183-184 violations, 36-40 Turkey, 30 United States (US), 147 women, violence against, 263 Kadeer, Rebiya, 174 International Covenant on Economic, Keck, Margaret E., 41 Kent, Ann, 30, 130, 166, 174 Social and Cultural Rights (ICESCR), 92, 176, 183-184, 263 Kenya, 45-46, 68, 271, 272-273 International Criminal Court (ICC), 3, Kim, Hunjoon, 57 Kinzelbach, Katrin, xi, 11, 23, 109, 285, 246, 247, 264, 281, 282 International Criminal Tribunal for the 289-290 former Yugoslavia (ICTY), 281 Krasner, Stephen, 65 International Federation for Human Kuwait, 168 Rights (FIDH), 186, 189-190, 195 international institutions Lafferty, Helene, 211n.6 Landman, Todd, 31 compliance gap measurement, landmines, 241-242, 253, 255, 256 87-94, 101-102 domestic effects of, 94-102 Latin America, 223 Laursen, Andreas, 29, 31 efficacy of, 85-86, 99, 102 Leach, Jim, 174 weaknesses of, 95-96 women, violence against, 263-264, Lebanon, 72 Lebovic, James H., 130 268 - 270legal enforcement, 13, 15-16, 17, 18, 243 International Labour Organization (ILO), 224, 233-234 legitimacy approach to compliance, International Monetary Fund (IMF), 69-70 Lewis, Margaret K., 170 intrinsic motivation to comply with Li Yitan, 174 human rights norms, 106, liberalization, 288, 293 112-115 Liberation Tigers of Tamil Eelam investment, 50 (LTTE), 243n.12 Iran, 31, 129, 180 Liberia, 271 Ireland, 265 Libya, 3, 39, 83, 182, 279, 280, 293 iron curtain, fall of, 26 Liese, Andrea, xii, 22, 30, 31, 170, 276 Islamic Society of Afghanistan (ISA), limited statehood ability to comply, 286-287, 291-292 Islamist Renaissance Party, Tunisia, business and human rights, 235-236, 184, 195 238 capacity-building, 15, 30-31, Israel, 29, 31, 34, 41, 288 293-294 Italy, 66n.2, 157-158, 169, 215 China, 164-165 Ivory Coast, 83, 279 compliance with human rights Japan, 215 norms, 4 Jetschke, Anja, xi, 22, 39, 132, 170, 276 concept of, 3, 63, 65–68 extent of, 68-69 Jiang Zemin, 174 and human rights, 22, 69-75 Jinks, Derek, xi, 22, 98, 163, 282, 283 Jo, Hyeran, xi, 19, 21, 24, 291–292, 293 individual criminal accountability,

282

Joyce, James Avery, 126



INDEX 343

Mozambique, 69

Morocco, 191-194 as scope condition, 17-18, 63-64 and the spiral model, 63-64, 69-75, 81-84, 180 Tunisia, 191-194 Liu Huaqiu, 167 Liu Xiaobo, 164, 171, 175 Mackie, Gerry, 272 Maghraoui, Driss, 187 Mali, 72 management school of human rights compliance research, 82-83 material incentives, 105-116, 117-118, 120, 162-163; see also incentives material vulnerability armed opposition groups, 242-243, 244-249, 256-258 business sector examples, 228-230 Morocco, 193 as scope condition, 20 Sudanese rebel groups, 249-256 Tunisia, 20, 193 willingness to comply, 287, 288-291 Mauritania, 271 Mayer, Jane, 153 McCain, John, 154 McHugh, Gerard, 251 McKinsey & Company, 211-212 media freedom, 186 Mexico, 29, 31, 66-68, 212, 264 Microsoft, 211 Military Commissions Act (2006), 155 military intervention, see responsibility to protect (R2P) Minnawi, Minni, 252, 253, 256 Mohammed VI of Morocco, 183, 184–185, 186–187, 192, 196-197, 199 Moodley, Kogila, 114 Morgenthau, Hans, 119 Moro National Liberation Front (MNLF), Philippines, 241n.5 Morocco Arab Spring, 23–24, 194, 196–197, 198 human rights in, 45-46, 183-188 Moudawana, 187 scope conditions, 191-194, 288 spiral model, 182-188, 198-199

Muñoz, Alejandro Anaya, 29, 31 Murdie, Amanda, 11 Mwangi, Wagaki, xii, 24, 284, 285-286 Myanmar, 229n.4 naming and shaming of corporations, 208-209 criticism, effects of, 127-130, 134 - 142democratic regimes, 17 examples, 130-134 meaning of, 126-127 and ratification, 125-127, 142-144, as socialization mechanism, 14 - 16and statehood, 18 Nasr, Hassan Mustafa Osama (Abu Omar), 157-158 National Council for Freedom in Tunisia (CNLT), 189 national security, 39, 41 National Union for the Total Independence of Angola (UNITA), 241n.5 Nepal, 72 Nestlé, 208-209 Netherlands, 210 networks and the UN Global Compact (GC), 208-210, 212-221 Neumayer, Eric, 101 NGOs (non-governmental organizations) businesses' human rights role, 222-223, 227-231 in democratic setting, 162 Egypt, 31 in the spiral model, 46-47 Turkey, 31 UN Global Compact (GC), 206, 218, 219 women, violence against, 264 Nie Shubin, 178 Nifosi, Ingrid, 128 Niger, 72 Nigeria, 223, 227-228, 230-231, 236 Nike, 208-209, 211, 223, 228, 230-231, 233-234, 292



More information

Cambridge University Press 978-1-107-02893-7 - The Persistent Power of Human Rights: From Commitment to Compliance Edited by Thomas Risse, Stephen C. Ropp and Kathryn Sikkink

> 344 INDEX

9/11 terrorist attacks, 275 Personal Status Code (Moudawana), non-governmental organizations Morocco, 187 (NGOs), see NGOs persuasion (non-governmental organizations) armed opposition groups, 243 non-state actors blowback effect, 107 capacity-building, 285-286, 293 China, 176-179 commitment to human rights, 9 of corporations, 208-209 compliance with human rights democratic regimes, 17 norms, 24, 203-204, 239-240 Morocco, 188 decentralized rule implementation, reversal of compliance, 285 sexual politics, 260, 283-284 individual criminal responsibility, 83 limited statehood, 64, 75-78 283-285 rights violations by, 75-78, 83 sexual politics, 259-262 social vulnerability, 21 see also armed opposition Philippines, 40, 45-46, 212 groups; business; corporations; Phuntsog Nyidron, 174 NGOs (non-governmental physical integrity rights, 88-90, organizations); private actors 135-136 norm entrepreneurs, 231-234, Pils, Eva, 168, 171 norms, see human rights norms political rights, 90-91 North Korea, 54, 289 Political Terror Scale (PTS), 89, Norway, 54 135-136 Nowak, Manfred, 134 Polity IV data project, 91 Nye, Joseph, 21 Portugal, 215 Potoski, Matthew, 292 Obama, Barack, administration, 161, Powell, Colin, 152 162, 163 Operation Lifeline Sudan (OLS), 241, 254 Organization of American States (OAS), 29 280 overjustification as mechanism of discourse, 285 influence, 108-115 human rights violations, 285 Oxfam, 206n.2, 234 Indonesia, 132 Pakistan, 68 85, 94, 96

Palestine Liberation Organization (PLO), 241n.5, 241n.6 Pan Africanist Congress (PAC), 241n.6 Papua New Guinea, 72 Parker, Mark, 233 peer groups, 118 peer learning, 218-219 penalties, see sanctions personal integrity rights, 88–90

as socialization mechanism, 14-16, statehood, effectiveness dependent UN Global Compact (GC), 284 political liberalization, 44-46, 191-194 Power of Human Rights: International Norms and Domestic Change, The 'PoHR' (Risse, Ropp and Sikkink) changes since publication, 3, 26–27, international institutions, efficacy of, limited statehood, 63-64 persuasion, 285 quantitative research, 43, 58-59 socialization, 103-104, 284-285 spiral model, 32-33, 35, 44-46, 278 states personalized as individuals, 119 transitional countries, 294 Tunisia, 130 Prakash, Aseem, 292



INDEX

Prentice, Deborah, 107 prescriptive status in the spiral model (phase four) corporations, 209-210 democracies violating human rights, nature of, 6-7, 10 ratification as, 52-54, 55-56, 86 transition from, 28, 42 UN Global Compact (GC), 209-210 US use of torture, 148, 156-160, 162 press, freedom of the, 186 prevalence information as mechanism of influence, 106-108 private actors, 4, 9 prosecution of individuals, see individual criminal accountability public opinion Canada, 266 China, 168-172, 175-176 sexual politics, 260 support for human rights violations, 31, 34, 38-40 US use of torture, 44, 156 willingness to comply, 290 Puma, 220 qualitative research, 10-11, 105 quantitative research civil society groups, 46-47 human rights research, 10-11, 43-44, 57-59 international institutions, efficacy of, political liberalization, role of, 44-46 spiral model, 43-44, 57-59 tactical concessions, 47-57 Ramcharan, Bertie G., 131-132 ratification, see treaty ratification rebel groups, see armed opposition groups regime type Morocco, 191-194 as scope condition, 16-17, 18

Tunisia, 191-194 willingness to comply, 287-288 Reich, Simon, 248n.20 repression in the spiral model (phase one), 6, 28-31, 46-47, 148-150 repressive regimes, see authoritarian regimes; autocratic regimes responsibility to protect (R2P) enforcement of human rights, 13, 279 - 281importance of, 276 and limited statehood, 83 meaning of, 3 as reframing, 42 and sovereignty, 37-38 armed opposition groups, 243 authoritarian regimes, 17 and capacity-building, 294 democratic regimes, 17 as socialization mechanism, 14, statehood, effectiveness dependent see also incentives Rice, Condoleezza, 155-156, 174 Rieth, Lothar, xii, 24, 231, 284, 285-286 Risse, Thomas, xii, 3, 22, 25, 35, 43, 59, 85, 86, 94, 130, 164-165, 282, 285, Robinson, Geoffrey, 132 Rodley, Nigel, 144 Romania, 212 Rome Statute of the International Criminal Court, 246, 247, 275 Ron, James, 58, 294 Rona, Gabor, 156 Ropp, Stephen, xii, 3, 35, 43, 59, 75, 76, 85, 86, 94 rule-consistent behavior in the spiral model (phase five), 7, 28, 42, 148, 160-161, 210 rule implementation ability to comply, 286-287, 292-293 armed opposition groups, access to, 244 - 249armed opposition groups, compliance by, 242-243, 250-251, 256-258

345

in the spiral model, 33-34

and transnational advocacy, 29



> 346 INDEX self-determination as mechanism of rule implementation (cont.) influence, 112-115 business and human rights, 235-236, self-perception as mechanism of 237, 238 influence, 110-112 and capacity-building, 294 Senegal, 271-273 and centralization, 18-19 separability fallacy, 105 gender violence, 283 sequencing effects, 116-118 Morocco, 194 sexual politics sexual politics, 259-260 changing norms, 262-263, 273-274 Sudanese rebel groups, 249-256 compliance with human rights Tunisia, 194 norms, 24-25, 92, 259-262, rule of law, 44-46, 56-57, 82, 172-173 273-274, 283-284 Rumsfeld, Donald, 158-159 family planning policy in China, 165 Runhaar, Hens, 211n.6 international institutions, 263-264, Russia, 69, 70, 78-81, 169, 180, 289, 268 - 270295 persuasion, use of, 260, 283-284 Rwanda, 279 rule implementation, 259-260, 292 socialization of support for women's Saakashvili, Mikheil, 79, 80 rights, 264-273 Sambanis, Nicholas, 249n.21 shaming, see naming and shaming She Xianglin, 178 armed opposition groups, 243 Shell, 21, 208-209, 223, 227-228, as price paid for proscribed behavior, 230-231, 284, 292 115-116 Sierra Leone, 223 regime type, 17 Sikkink, Kathryn, xii, 3, 12, 23, 25, 41, resistance to, 113-115 43, 57, 75, 76, 83, 85, 89, 94, 98, and social signaling, 108 143n.13, 285 as socialization mechanism, 14, 15-16, 278-283 Simmons, Beth A., xii, 11, 18-19, 22, 40, 86, 92, 94, 99, 101, 126, statehood, effectiveness dependent 127, 130, 135, 138, 213, 248n.20, on, 18 276-277, 288, 290, 294 see also incentives Saro-Wiwa, Ken, 223, 228 social rights, 92 Saudi Arabia, 260-261 social signaling as mechanism of Schmitz, Hans Peter, xii, 24, 284, influence, 108–110 social vulnerability 285-286 armed opposition groups, 242-243, scope conditions for compliance 244-249, 250, 256-258 ability to comply, 286-287, business sector examples, 228-230 291-293 armed opposition groups, 242-243 Morocco, 193 as scope condition, 20-21 business sector, 228-230, 234-236 Sudanese rebel groups, 249-256 international institutions, efficacy Tunisia, 193 limited statehood, 17-18, 63-64 willingness to comply, 287, 288-291 socialization Morocco, 191-194, 288 norm change, 262-263, 273-274 nature of, 16-22 sexual politics, 259 Tunisia, 191-194, 197-198, 288 types of socialization, 284-285 willingness to comply, 286-291 of women's rights, 264-273 see also material vulnerability; socialization mechanisms regime type; rule implementation; armed opposition groups, 243-244 social vulnerability; statehood



INDEX 347

China, 172-179 description, 5-8 crowding-out effects, 105-116, 117 domestic mobilization, 29, 30-33, experience of, 4 interaction of, 22, 103-105 gender rights, 259-262, 265-267, Morocco, 188 273 - 274nature of, 12-16 international context, 26 role of, 276, 278-286 limitations of, 28 sequencing effects, 116-118 and limited statehood, 63-64, 69-75, spiral model, 12-16, 119-121, 283 81-84, 180 and statehood, 18 Morocco, 182-188, 198-199 states personalized as individuals, NGOs in, 46-47 118 - 119norm entrepreneurs, 231-234 UN Global Compact (GC), 218-220 normative contestation, 35-41, 42 willingness to comply, 25 phases of, 5-7 socialization processes political liberalization, role of, 44-46 business sector, 222-223, 227-230, quantitative research, 43-44, 57-59 refinements, 119-121 norm entrepreneurs, 231-234, 237 regime type, 33-34, 70-75 spiral model, 5-8, 103-104 review of, 22, 27-28, 41-42, 278 tactical concessions, inducement to, scope conditions, 16-22 socialization mechanisms, 12-16, Somalia, 66-68, 69, 82, 270, 271 119-121, 283 South Africa, 45-46, 69, 113-115, 146, socialization processes, 5-8, 103-104 265, 279, 280 statehood assumptions, 65 South Korea, 215 tested by case studies, 28 South Ossetia, 78-81 Tunisia, 182-186, 188-191, 198-199 South West Africa People's UN Global Compact (GC) networks, Organization (SWAPO), 241n.5, 208 - 210241n.6 US use of torture, 11-12, 145-146, Southern Sudan Independence Army 148-163 (SSIA/M), 251 see also repression (phase one); denial (phase two); tactical sovereignty, 37-40, 167 Spain, 158-159, 169, 210, 215, 270, 275 concession (phase three); Spataro, Armando, 157–158 prescriptive status (phase four); Special Procedures (UN), 29, 144, 177, rule-consistent behavior (phase 263-264 five) speech acts, 52-53 Sri Lanka, 72 spiral model of human rights change St. James Ethics Centre, Arab Spring, 23-24, 182-183, Australia, 219 194-199 Stachursky, Benjamin, 31 statehood armed conflict and, 41 business sector applicability, 24, ability to comply, 286-287, 225-227, 236-238 291-292 challenges to, 27 business and human rights, 235-236, China, 11, 23, 165-168, 179-181 238 commitment/compliance concept of, 65-66 mechanisms, 9-12, 86-87 Morocco, 191-194 compliance gap, 99 as scope condition, 17-18 counter-frames, 35-41 sexual politics, 259–262 Tunisia, 191-194 criticisms, 8-9



348 INDEX

states, 4, 9, 18, 37n.1, 116-117, 118-119; Tunisia, 189-191 see also limited statehood UN Global Compact (GC), 209-210 Stein, Eduardo, 77 US use of torture, 150-153 Taft, William, IV, 152 Stephenson, Matthew, 173 Sudan, 66-68, 254, 272-273 telecommunications, 211n.6 Sudan Liberation Army/Movement Tenet, George, 158 (SLA/M) Thomas, Daniel, 109, 112 child soldiers, 256 Thompson, Mark, 167 civilians, treatment of, 254, 256 Tiananmen Square massacre, 23, compliance with human rights 166-167, 168 norms, 249, 252-253, 256 Togo, 271 detainees, treatment of, 255, 256 torture landmines, 255, 256 centralized rule implementation, 19 Sudan People's Liberation Army/ China, 177 Movement (SPLA/M) definition of, 36, 150-151 child soldiers, 256 Indonesia, 131-134 civilians, treatment of, 253-254, 256 Israel, 29 commitment to human rights, 241 Morocco, 186 compliance with human rights treaty ratification, 51 norms, 249, 250-251, 256 Tunisia, 186 detainees, treatment of, 255, 256 US use of, 23, 145-146, 148-163 and the ICRC, 244n.14 landmines, 255, 256 transitional countries, 56, 64, 281, 294 US aid, 243n.13 transnational advocacy, 29, 31-33, Suharto, President of Indonesia, 131, 46 - 47132-133 transnational corporations, 76, 77-78, Sullivan Principles on Apartheid (1977), 205transnational human rights groups, Sun Zhigang, 179 149-150, 184, 188-191, 225-226, Svensson, Marina, 166, 170 227-231, 261-262 sweatshops, campaigns against, 228, Transparency International, 206n.2, 230-231 218 treaties, 85-86, 87-102 Sweden, 215, 265, 267, 270 Switzerland, 169 treaty ratification Syria, 39, 145-146, 182 China, 130, 166 and compliance, 23, 56, 125-126, tactical concession in the spiral model 142 - 144(phase three) compliance gap measurement, 87-94, 101-102 business sector, 208-210, 227-230 China, 166-168 consequences of, 53-54 criticism, effects of, 127-130, consequences, 52-57 inducements to, 49-51 134-142 miscalculation by government, criticism, examples, 130-134 49 - 51criticism combined with, 23, nature of, 6, 10 125-126, 142-144

and democracy, 51n.5

142-144, 284

Morocco, 183-184, 186

and naming and shaming, 125-127,

and NGOs, 47

reasons for, 47-52

ratification as, 48-52, 86

tested by case studies, 28-31



INDEX 349

reasons for, 47-52, 86 and Indonesia, 131-134 Tunisia, 130, 183-184, 186 and Mexico, 29 trials, 45n.2; see also individual naming and shaming, 126 criminal accountability sanctions, 289 Tripartite Declaration on Principles UN Committee against Torture, 29, Concerning Multinational 36, 156 Enterprises and Social Policy UN Convention against Torture (1972), 224and Other Cruel, Inhuman Truth and Justice Forum, Morocco, or Degrading Treatment or Punishment (CAT) 186 - 187compliance gap, 89-90 Tsutsui, Kiyoteru, 54, 89–90, 101, 143n.13 criticism of states, 142-144 Tunisia definition of torture, 150-151 Arab Spring, 23-24, 182, 194-196, individual criminal accountability, 197-198 capacity-building, 293 Indonesia, 132-134 democracy in, 45-46 Israel, 29 human rights in, 182-186, 188-191 Morocco, 186 material vulnerability of, 20, 193 naming and shaming, 118, 126, 284 repression in, 6 ratification and criticism, effects of, scope conditions, 191-194, 197-198, 23, 127–130, 134–142 ratification and criticism, examples, spiral model, 182-186, 188-191, 198-199 ratification of, 51, 54, 125, 136-137 treaty ratification, 130, 183-184, 186 Tunisia, 186 willingness to comply, 291, 293 United States (US), 11-12, 147 Tunisian League for Human Rights UN Convention on the Rights of the (LTDH), 185, 189, 190 Child (1989), 254 Turkey, 30, 31, 40 UN Division for the Advancement of Women, 264 Uganda, 45-46, 282 UN Economic and Social Council UN (United Nations) (ECOSOC), 125–126, 128–129, criticism of states, 23, 125-126, 130-132, 133, 137 127-130, 134-142 UN Global Compact (GC) and Mexico, 29 capacity-building, 219-220, 285-286 responsibility to protect (R2P), compliance with human rights 279 - 281norms, 24, 203-204, 224 discourse, 218-219 special procedures, 130-134 and treaty ratification, 126-127 and the Global Reporting Initiative UN Code of Conduct for Transnational (GRI), 214-215 Corporations (1992), 205, 224 governance, 206-207 UN Commission against Impunity in implementation of principles, Guatemala (CICIG), 77 212 - 217membership, 206-207, 208, UN Commission on Human Rights (UNCHR) (now UN Human 210-212, 231 Rights Council, UNHRC) networks, role of, 208-210, and China, 30, 130, 168-169, 177, 212-221 289 peer learning, 218-219 persuasion, use of, 284 foreign aid, 50



350 INDEX

UN High Commission on Refugees, 265–266

UN Human Rights Council Advisory Committee, 128n.2

UN Human Rights Council (UNHRC), see UN Commission on Human Rights (UNCHR) (now UN Human Rights Council, UNHRC)

UN Special Committee on Decolonization, 132

UN Special Rapporteurs, 29, 144, 177, 263–264

UN Universal Declaration of Human Rights (1948), 223–224

United Kingdom (UK), 49, 66n.2, 146, 267, 270

United States (US)

and China, 168–169, 173, 174–175,

Commander-in-Chief role, 151 compliance with human rights

norms, 4, 145–146, 161–163, 295 democracy, and human rights, 34, 98, 160–162, 288

female genital mutilation (FGM), 270 foreign aid, 49, 83, 173, 243n.13

gender-based asylum, 267 Global Reporting Initiative (GRI),

215 government role in non-compliance, 19, 21, 23, 145–146, 161–163, 285 individual criminal accountability,

152, 157–160, 161, 282

limited statehood, 66n.2 and Morocco, 188

public opinion on non-compliance, 55–56, 156

spiral model, applicability of, 11–12, 145–146, 148–163

torture, commitment to prohibition of, 147

torture, use of, 23, 145–146, 148–163 and Tunisia, 190

UN Global Compact (GC), 207,

210–212 willingness to comply, 290

Universal Declaration of Human Rights (1948), 26

Unocal, 229n.4

Van Hüllen, Vera, xii, 23-24, 288

Vietnam, 70

Voeten, Erik, 130

Voluntary Principles on Human Rights and Security (2000), 225

vulnerability, see material vulnerability; social vulnerability

Wachman, Alan, 174

Wahid, Abdel, 252, 256

Wahid, Abdurrahman, 133

Wan, Ming, 170, 175

Wang Youcai, 174

War Crimes Act (1996), 147, 151-152

Weatherley, Robert, 167

Weber, Max, 65

Wendt, Alexander, 107, 119

Wolf, Klaus Dieter, xii, 24, 100, 292

women's rights, see female genital mutilation (FGM); see gender

rights; see gender-based asylum

Woodman, Sophia, 172–173

World Health Organization (WHO), 268–269, 270

World Medical Association (WMA), 269–270

World Summit on the Information Society (WSIS), 190

World Trade Centre terrorist attacks, 275

World Trade Organization (WTO), 95

Worldwide Governance Indicator (WGI), 192, 193

Yemen, 182

Yoo, John C., 157, 158-159, 161

Zhang Xiaoling, 167

Zimbabwe, 69, 289

Zimmer, Melanie, 231

Zimmern, Alfred, 126