

HUMAN RIGHTS AND GLOBAL CRISES

Intitulé du cours / Course title

Discipline <i>Academic field</i>	INTERNATIONAL HUMAN RIGHTS
Enseignant <i>Teacher</i>	Audrey Bachert
Contact <i>E-mail address</i>	audrey.bachert@gmail.com
Niveau de formation <i>Academic level</i>	
Volume horaire <i>Hours</i>	20h
Langue <i>Language</i>	English

Description du cours / Course outline

Comparative analysis of the impact of modern global crises on human rights protection. Global warming, terrorism, or, more recently, the coronavirus crisis brought new challenges to governments around the world. National governments and international institutions have to tackle these issues and take measures to respond to them. However, these decisions may have decisive impact on human rights. The course will look at various public answers to understand how to reconcile public security and order on the one hand and fundamental rights on the other hand, in a fast-changing world.

Objectifs pédagogiques du cours / Course objectives

To develop a comparative analysis of the protection of fundamental rights and freedoms, in national and international perspectives, while crises follow one another at the global level, be they security, migratory, economic, environmental or health crises...

Compétences acquises / Learning outcomes

Understanding of the state of human rights protection after the numerous and recent global crises as well as of the necessary interactions of international and national systems in dealing with these wide-ranging crises.

Plan de cours par séance / Course content for each session

General introduction will start with a presentation of the state of human rights protection in ordinary times, its main principles and actors at national and international level as well as its main stakes and difficulties. We will then examine the challenges due to global crises, their commonalities and how traditional human rights protection is unsettled by them. This will be done through 5 case studies of recent global crises:

- The War on Terror and Individual Freedom
- The Financial and Economic Crisis of 2008-2009 and Social Justice
- The Refugee Crisis and Human Dignity
- The Coronavirus Crisis: An Unprecedented Challenge for Human Rights?
- Global Warming (The Crisis Yet to Come?) and its Consequences on Human Rights

These case studies will shed light on the specific stakes of each crisis as well as their common issues, especially in regard with the necessary collaboration of national and international actors and the

evolutions of global human rights conceptions. It will thus enable to better understand human rights protection in a time of more and more clustered crises.

Références bibliographiques / *Bibliography*

- O. Gross, *Law in Times of Crisis: Emergency Powers in Theory and Practice*, Cambridge University Press, 2006
- G. Ulrich et I. Ziemele, *How International Law Works in Times of Crisis*, Oxford University Press, 2019

Mini CV de l'enseignant / *Mini CV of the teacher*

Audrey Bachert est maître de conférences en droit public à l'Université de Lorraine, membre de l'IRENEE et chercheuse associée à l'UMR DICE d'Aix-Marseille Université. Elle est spécialiste des questions de droit constitutionnel, de droit comparé et de droit des libertés. Chercheuse invitée au *Bingham Centre on the Rule of Law* du *British Comparative Law Institute de Londres* (2015-2016).

Auteur d'un ouvrage portant sur *Les rapports entre cours suprêmes et législateur dans les systèmes constitutionnels de common law*, publiée chez LGDJ (Prix de thèse France-Amériques, 2019) et de plusieurs notes ou articles sur les questions comparées de libertés et les situations d'urgence, elle travaille en particulier aujourd'hui sur les évolutions juridiques suscitées par la révolution numérique. Rapporteur France pour la Table Ronde Internationale de Justice constitutionnelle, organisée à Aix-en-Provence en septembre 2021 sur le thème « Constitution, Droits fondamentaux et Numérique », elle participe par ailleurs à un important projet de recherche collectif européen sur « les Institutions en temps de crise », en partenariat avec les Universités de Bruxelles et d'Athènes.