

The background of the slide features a grid of 20 black squares, each with a white outline, arranged in 4 rows and 5 columns. Overlaid on this grid are several large, abstract, red ink-like splatters and streaks. One large splatter is in the upper left, another in the upper right, and a complex, multi-lobed shape is in the lower right. A thin red line also extends from the upper right towards the center.

# **FOUCAULT AND THE POLITICS OF RIGHTS**

**BEN GOLDER**

# Foucault And The Politics Of Rights

**SB Merriam**



## **Foucault And The Politics Of Rights:**

**Foucault and the Politics of Rights** Ben Golder, 2015-10-07 This book focuses on Michel Foucault's late work on rights in order to address broader questions about the politics of rights in the contemporary era. As several commentators have observed, something quite remarkable happens in this late work. In his early career, Foucault had been a great critic of the liberal discourse of rights. Suddenly, from about 1976 onward, he makes increasing appeals to rights in his philosophical writings, political statements, interviews, and journalism. He not only defends their importance, he argues for rights new and as yet unrecognized. Does Foucault simply revise his former positions and endorse a liberal politics of rights? Ben Golder proposes an answer to this puzzle which is that Foucault approaches rights in a spirit of creative and critical appropriation. He uses rights strategically for a range of political purposes that cannot be reduced to a simple endorsement of political liberalism. Golder develops this interpretation of Foucault's work while analyzing its shortcomings and relating it to the approaches taken by a series of current thinkers also engaged in considering the place of rights in contemporary politics, including Wendy Brown, Judith Butler, and Jacques Rancière.

**Identities, Politics, and Rights** Austin Sarat, Thomas R. Kearns, 2010-05-06 The subject of rights occupies a central place in liberal political thought. This tradition posits that rights are entitlements of individuals by virtue of their personhood and that rights stand apart from politics; that rights in fact hold at bay intrusions of state policy. The essays in *Identities, Politics, and Rights* question these assumptions and examine how rights constitute us as subjects and are at the same time implicated in political struggles. In contrast to the liberal notion of rights universality, these essays emphasize the context-specific nature of rights as well as their constitutive effects. Recognizing that political disputes throughout the world have increasingly been cast as arguments about rights, the essays in this volume examine the varied roles that rights play in political movements and contests. They argue that rights talk is used by many different groups primarily because of its fluidity. Certainly, rights can empower individuals and protect them from their societies, but they also constrain them in other areas. Frequently, empowerment for one group means disabling rights for another group. Moreover, focusing on rights can both liberate and limit the imagination of the possible. By alerting us to this paradox of rights empowerment and limitation, *Identities, Politics, and Rights* illuminates ongoing challenges to rights and reminds us that rights can both energize political engagement and provide a resource for defenders of the status quo. Contributors are Richard Abel, Bruce Ackerman, Wendy Brown, John Comaroff, Drucilla Cornell, Jane Gaines, Thomas R. Kearns, Elizabeth Kiss, Kirstie McClure, Sally Merry, Martha Minow, Austin Sarat, and Steven Shiffrin. Austin Sarat is William Nelson Cromwell Professor of Jurisprudence and Political Science, Amherst College. Thomas R. Kearns is William H. Hastie Professor of Philosophy, Amherst College.

**Re-reading Foucault** Ben Golder, 2012-11-12 *Law, Rights, and Power: Re-Reading Foucault* is the first collection in English to fully address the relevance of Foucault's thought for law. Michel Foucault is the best known and most cited of the late twentieth century's theory academics. His work continues to animate a range of different critical

work across intellectual disciplines in the arts humanities and social sciences There has however been relatively little examination of the legal implications and applications of Foucault s work This book fills that gap providing an in depth analysis of Foucault s thought as it pertains to the crucial questions of law government and rights This collection engages with key legal themes as they emerge both in Foucault s work and in the contemporary scholarship that surrounds it These include the opposition between law and the juridical legal ways of organising and processing knowledge sovereignty punishment bio politics and governmentality security resistance and judgment Including contributions from acknowledged experts on Foucault s work as well as pieces by younger scholars Law Rights and Power Re Reading Foucault will be of considerable interest across a range of disciplines including law sociology criminology international relations political theory and philosophy

**Gender, Alterity and Human Rights** Ratna Kapur, 2018-07-27 Human rights are axiomatic with liberal freedom Yet more rights for women sexual and religious minorities has had disempowering and exclusionary effects Revisiting campaigns for same sex marriage violence against women and Islamic veil bans Gender Alterity and Human Rights lays bare how human rights emerge as a project of containment and unfreedom rather than meaningful freedom Kapur provocatively argues that the futurity of human rights rests in turning away from liberal freedom and towards non liberal registers of freedom

**The Care of the Witness** Michal Givoni, 2016-10-31 During the twentieth century witnessing grew to be not just a widespread solution for coping with political atrocities but also an intricate problem As the personal experience of victims soldiers and aid workers acquired unparalleled authority as a source of moral and political truth the capacity to generate adequate testimonies based on this experience was repeatedly called into question Michal Givoni s book follows the trail of the problems torments and crises that became commingled with witnessing to genocide disaster and war over the course of the twentieth century By juxtaposing episodes of reflexive witnessing to the Great War the Jewish Holocaust and third world emergencies The Care of the Witness explores the shifting roles and responsibilities of witnesses in history and the contribution that the troubles of witnessing made to the ethical consolidation of the witness as the leading figure of nongovernmental politics

**Unsettling Food Politics** Christopher Mayes, 2018-10-16 Over the past 25 years activists farmers and scholars have been arguing that the industrialized global food system erodes democracy perpetuates injustices undermines population health and is environmentally unsustainable In an attempt to resist these effects activists have proposed alternative food networks that draw on ideas and practices from pre industrial agrarian smallholder farming as well as contemporary peasant movements This book uses current debates over Michel Foucault s method of genealogy as a practice of critique and historical problematization of the present to reveal the historical constitution of contemporary alternative food discourses While alternative food activists appeal to food sovereignty and agrarian discourses to counter the influence of neoliberal agricultural policies these discourses remain entangled with colonial logics In particular the influence of Enlightenment ideas of improvement colonial practices of agriculture as a means to establish ownership and

anthropocentric relations to the land In combination with the genealogical analysis this book brings continental political philosophy into conversation with Indigenous theories of sovereignty and alternative food discourse in order to open new spaces for thinking about food and politics in contemporary Australia      On the Use and Abuse of Foucault for Politics Brent Pickett, 2005-01-01 Sensitive to the discontinuities in Foucault's thought neither critical nor slavishly devotional On the Use and Abuse of Foucault for Politics demonstrates how Foucault is relevant for contemporary democratic theory Beginning with a discussion of the interrelated ideas of power and resistance Brent Pickett provides an interpretation of Foucault's political philosophy including a comprehensive overview of the reasons for various conflicting interpretations and then explores how well the different Foucaults can be used in progressive politics Accessible and insightful On the Use and Abuse of Foucault for Politics is valuable for specialists in Foucault and for students of postmodern and democratic theory alike      **Governing (Through) Rights** Bal Sokhi-Bulley, 2016-09-22 Taking a critical attitude of dissatisfaction towards rights the central premise of this book is that rights are technologies of governmentality They are a regulating discourse that is itself managed through governing tactics and techniques hence governing through rights Part I examines the problem of government through rights The opening chapter describes governmentality as a methodology that is then used to interrogate the relationship between rights and governance in three contexts the international regional and local How rights regulate certain identities and conceptions of what is good governance is examined through the case study of non state actors specifically the NGO in the international setting through a case study of rights agencies and the role of experts indicators and the rights based approach in the European Union or regional setting and in terms of the local the challenge that the blossoming language of responsibility and community poses to rights in the name of less government Big Society is problematised In Part II on resisting government through rights the book also asks what counter conducts are possible using rights language questioning rioting as resistance and whether counter conduct can be read as an ethos of the political rights bearing subject and as a new ethical right Thus the book bridges a divide between critical theory ie Foucauldian understandings of power as governmentality and human rights law      Foucault's Law Ben Golder, Peter Fitzpatrick, 2009-02-26 Provocative and unorthodox this is the first book in twenty years to address Foucault's position on law Engaging with neglected texts as well as considering his relationship to other continental thinkers the authors examine the claim the law was expelled from Foucault's analysis of modernity      *Poland's Solidarity Movement and the Global Politics of Human Rights* Robert Brier, 2021-06-10 Offers a fresh perspective on recent human rights history by reconstructing debates around dissent and human rights across four countries      *Rights* Duncan Ivison, 2007-01-01 In this comprehensive and engaging introduction to rights Duncan Ivison pays particular attention to their political character the way arguments about rights are characterized by disagreement and conflict and by movement between the moral and the legal and the abstract and the practical Ivison presents three basic ways of thinking about rights as statuses instruments and conduits and drawing on the history of

political thought and contemporary political theory explores the different ways these frameworks shape particular theories of rights. He uses some of the current debates over the threat of global terrorism to explore the nature of rights especially those civil and political rights at the heart of liberal democracy. Various critiques of rights Marxist postmodernist and feminist are examined and the book concludes by exploring what exactly we should want from a theory of human rights today and what role this theory should play in global politics. *Book Review* Ratna Kapur, 2017 Ben Golder's new book on Foucault and the Politics of Rights is a landmark text that engages with one of the most intriguing questions regarding Foucault's later work: did his turn to human rights represent a capitulation to the liberal project? Golder's answer is a resounding No. Presenting us with a finely balanced and careful reading of Foucault's engagement with human rights in the later period of his life, Golder provides a compelling account of how this work was not only consistent with Foucault's earlier critiques of power as well as the liberal subject but also offers a tactical political strategy that seeks to use human rights to play a different game.

**Human Rights and the Judicialisation of African Politics** Peter Brett, 2018-09-18 Human Rights and the Judicialisation of African Politics shows readers how central questions in African politics have entered courtrooms over the last three decades and provides the first transnational explanation for this development. The book begins with three conditions that have made judicialisation possible in Africa as a whole: new corporate rights norms including the expansion of indigenous rights, the proliferation of new avenues for legal proceedings and the development of new support structures enabling litigation. It then studies the effects of these changes based on fieldwork in three Southern African countries: Zimbabwe, Namibia and Botswana. Examining three recent court cases involving international law, international courts and transnational NGOs, it looks beyond some of international relations' established models to explain when and why and legal rights can be clarified. This text will be of key interest to scholars and students of African politics and human rights and more broadly to international relations and international law and justice. **Children's Rights in International Politics** A.

Holzscheiter, 2010-07-07 Provides insights into a lively field of international human rights politics: the protection of children and their rights by looking at the negotiations leading to the 1989 UN Convention on the Rights of the Child. *Research Methods for International Human Rights Law* Damian Gonzalez-Salzberg, Loveday Hodson, 2019-06-13 The study and teaching of international human rights law is dominated by the doctrinal method. A wealth of alternative approaches exists but they tend to be discussed in isolation from one another. This collection focuses on cross-theoretical discussion that brings together an array of different analytical methods and theoretical lenses that can be used for conducting research within the field. As such, it provides a coherent, accessible and diverse account of key theories and methods. A distinctive feature of this collection is that it adopts a grounded approach to international human rights law through demonstrating the application of specific research methods to individual case studies. By applying the approach under discussion to a concrete case, it is possible to better appreciate the multiple understandings of international human rights law that are missed when the field is

only comprehended though the doctrinal method Furthermore since every contribution follows the same uniform structure this allows for fruitful comparison between different approaches to the study of our discipline

**Human Rights Education and the Politics of Knowledge** Joanne Coysh, 2017-02-24 Around the world there are a myriad of NGOs using human rights education HRE as a tool of community empowerment with the firm belief that it will help people improve their lives One way of understanding these processes is that they translate universal human rights speak using messages and symbols which make them relevant to people's daily lives and culturally resonant However an alternative more radical perspective is that these processes should engage individuals in modes of critical inquiry into the ways that existing power structures maintain the status quo and control not only how we understand and speak about social inequality and injustice but also act on it This book is a critical inquiry into the production distribution and consumption of HRE and how the discourse is constructed historically socially and politically through global institutions and local NGO practice The book begins with the premise that HRE is composed of theories of human rights and education both of which are complex and multifaceted However the book demonstrates how over time a dominant discourse of HRE constructed by the United Nations institutional framework has come to prominence and the ways it is reproduced and reinforced through the practice of intermediary NGOs engaged in HRE activities with community groups Drawing on socio legal scholarship it offers a new theoretical and political framework for addressing how human rights pedagogy knowledge and power can be analysed between the global and local by connecting the critical but well trodden theories of human rights to insights on critical pedagogy It uses critical discourse analysis and ethnographic research to investigate the practice of NGOs engaged in HRE using contextual evidence and findings from fieldwork with NGOs and communities in Tanzania

**The Politics of Human Rights** Tony Evans, 2005-05-20 In the past violations of human rights were commonly portrayed as atrocities perpetrated by tyrannical dictatorships Today the images of torture at Abu Ghraib in Iraq and the treatment of detainees at Guantanamo Bay put the lie to this assumption State violations of human rights have a global reach Tony Evans' introduction to the politics of human rights examines the impact of globalisation on global human rights He argues that the state's role in protecting and promoting rights has been severely weakened under globalisation and that the emerging global order may be a cause of many human rights violations As the value of the market grows the value of individual human rights decreases The Politics of Human Rights departs from traditional interpretations of human rights by focusing on the political economy of human rights rather than on the philosophical or legal aspects

Water Security, Justice and the Politics of Water Rights in Peru and Bolivia Miriam Seemann, 2016-04-08 The author scrutinizes the claim of policy makers and experts that legal recognition of local water rights would reduce water conflict and increase water security and equality for peasant and indigenous water users She analyzes two distinct top down and bottom up formalization policies in Peru and Bolivia neoliberal the former indigenist socialist the latter The policies have intended and unintended consequences and impact on marginalized peasants and the

complex inter legal systems for providing water security on the ground This study seeks to debunk the official myth of the need to create state centric top down legal security in complex pluralistic water realities The engagement between formal and alternative water securities and controversial notions of rightness is interwoven and contested a complex setting is unveiled that forbids one size fits all solutions Peru s and Bolivia s case studies demonstrate how formalization policies while aiming to enhance inclusion in practice actually reinforce exclusion of the marginalized Water rights formalization is certainly no panacea

**The Morality of Gay Rights** Carlos Ball,2014-04-08 In The Morality of Gay Rights Ball presents a comprehensive exploration of the connection between gay rights and political philosophy He discusses the writing of contemporary political and legal philosophers including Rawls Walzer Nussbaum Sandel Rorty and Dworkin to evaluate how their theoretical frameworks fit the specific gay rights controversies such as same sex marriage and parenting by lesbians and gay men that are part of our nation s political and legal debates

Critical theory and human rights David McGrogan,2021-05-11 This book describes how human rights have given rise to a vision of benevolent governance that if fully realised would be antithetical to individual freedom It describes human rights evolution into a grand but nebulous project rooted in compassion with the overarching aim of improving universal welfare by defining the conditions of human well being and imposing obligations on the state and other actors to realise them This gives rise to a form of managerialism preoccupied with measuring and improving the human rights performance of the state businesses and so on The ultimate result is the governmentalisation of a pastoral form of global human rights governance in which power is exercised for the general good moulded by a complex regulatory sphere which shapes the field of action for the individual at every turn This unsurprisingly does not appeal to rights holders themselves



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