

The Justiciability Of Economic Social And Cultural Rights In The African Regional Human Rights System Theory Practice And Prospect

Dr Subramanian Swamy with Dr Venkat Iyer - Rights, Duties \u0026amp; Their Enforcement Prof. Prabhat Patnaik | Capitalism \u0026amp; Petty Production | Nalsar University of Law
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Abstract. In this paper, the authors consider the question of the justiciability of social and economic rights from both a conceptual and an experiential perspective. They first review some of the major concerns that are frequently raised in relation to whether social and economic rights can, or should be, adjudicated by courts, drawing on commentary from experts and judicial and quasi-judicial bodies considering this question.

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Justiciability of Economic and Social Rights International human rights law and many domestic legal systems provide for the protection of economic and social rights, such as the right to health, housing, food and labour-related rights.

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(PDF) Justiciability of Economic, Social and Cultural Rights | Prof. Assoc. Dr. Jordan Daci - Academia.edu Human Rights are natural rights that nature has given to all human beings and are inseparable, undividable and inalienable from human beings.

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Justiciability of Economic, Social and Cultural Rights in Domestic Law 509 although the methodological elements needed to render them enforce- able may vary for the different types of functions. However, all of these functions are familiar features of the Basic Law's rights, as interpreted by the German Constitutional Court.

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The ambiguity is often obvious from the wording of ESCR. Article 2 (1) of the International Covenant on Economic, Social and Cultural Rights ('ICESCR') obligates the states to take 'all appropriate measures' to 'achieve progressively' ESCR to the 'maximum of their available resources'.

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Economic, social and cultural rights include rights such as the right to education, the right to fair employment conditions, the right to adequate housing and the right to the highest attainable standard of healthcare. It was intended that each of the rights (civil, political, economic, social and cultural) would be

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