

**P.G. DIPLOMA IN HUMAN RIGHTS AND INTERNATIONAL HUMANITARIAN LAW****EXAMINATION AND TEACHING SCHEME:**

Paper No.	Title of Paper	Lectures	Extension Activities	Library Work	Exam Hours	Maximum Marks
1	P.G.D. Human Rights and Duties: Conceptual Perspectives	6	-	-	3	100
2	P.G.D. International and Regional Perspectives in Human Rights	6	-	-	3	100
3	P.G.D. Human Rights and Duties in India	6	-	-	3	100
4	P.G.D. International Humanitarian Law and Refugee Law	6	-	-	3	100
5	P.G.D. Research Methodology and Dissertation Field – Based Project Work	6	-	-	3	100
6	* Library Work	-	-	6	-	-

- Abbreviation for Time Table:

RMT – Stands for Research Methodology Teaching

D – Stands for Dissertation

T – Stands for Tutorial

P – Stands for Practical

IA – Stands for International Assignment

ET – Stands for Educational Tour

MT – Stands for Moot Court

CT – Stands for Co-operative Teaching

- Minimum requirement to pass, a candidate must obtain
 - (a) 40 percent marks in each written paper
 - (b) 48 percent marks in aggregate
 - (c) Classes shall be awarded at the P.G.D. in Human Rights and International Humanitarian Law in the manner specified herein below, namely:
 - A successful candidate who obtains 70 Percent or More than of the Total Marks shall be placed in the First Class With Distinction
 - A successful candidate who obtains Less than 70 Percent but not less than 60 Percent of the Total Marks shall be placed in the First Class
 - A successful candidate who obtains Less than 60 Percent but not Less than 48 Percent of the Total Marks shall be placed in the Second Class
 - (d) A candidate is required to pass Research (Dissertation / Project) and Extension Activity separately by obtaining 36 percent marks in each



GENERAL INFORMATION:

1. The examination for the Post Graduate Diploma in Human Rights and International Humanitarian Law shall consist a course of one academic year divided into two academic term.
2. Subject to the compliance with the requirements of the Ordinances and Regulations of the University and decisions of the Admission Committee consist of the members of Department Staff Council, a candidate taking the Bachelors Degree in Arts / Science / Commerce / Medicine / Pharmacy / Social Sciences / Engineering / Technology / Agriculture / Veterinary Science of this University or of an Indian or Foreign University Recognized for the purpose by the University and securing Second Class / Second Division or/and additional minimum required percentage as decided by the Admission Committee for time to time shall be eligible for admission to P.G. Diploma Course.
3. The working time of the Department shall be extended to at least 30 hours per week including actual teaching, tutorial, clinical work etc. The actual time for class room lecture shall not be less than 22 hours per week.
4. The Department shall conduct educational tour to the place, places, organizations, institutions or any other agency concerned with or engaged in the administration or activities of Human Rights in any part of India.
5. The Post Graduate Diploma in H.R. & H.L. i.e. P.G.D. consist of one academic year with five papers. The Papers will be taught with interdisciplinary approach but the prime focus will remain on legal approach.
6. The medium of instruction in the class will be English. However, a candidate is free to appear in examination and participate in classroom discussion with English, Gujarati or Hindi medium.
7. The question paper for all examinations will be set in English language and no version in any other language will be provided. However, a candidate will be free to answer the question paper(S) in English, Gujarati or Hindi medium.
8. Subject to the University Ordinance and Rules, no candidates shall be allowed to appear in P.G. Diploma examination unless he/she fulfills the required number of attendance for the grant of academic terms. The minimum attendance shall not be less than 75% of the working days or as decided time to time by competent authority.
9. To promote awareness and excellence by providing knowledge in the area of Human Rights and International Humanitarian Law for the people engaged in the administration of Human Rights and International Humanitarian Law, i.e. Presiding officers of Judiciary, Teachers of Law, Human Rights, Political Science, Sociology, Philosophy, Officers and employees of armed Forces, undertake the study of P.G. Diploma in Human Rights and International Humanitarian Law with relaxation in attendance. The duration of study for them for P.G.D. shall consist of 2 academic years. To appear for examination part of his/her study, a candidate shall be required to submit certificate issued by the Department that he/she has undertaken the required study by contact lecturers etc. with the faculty member of the Department in such number of lecturers as required for a regular student in one academic year. No candidate shall be allowed to appear in the examination if he/she fails to submit such certificate before the commencement of examination.
10. Ten students of the examination admitted for P.G. Diploma study per year. However, the Staff Council of the Department shall have authority to increase or decrease the number of intake subject to the availability of resources infrastructure and University Ordinances.



11. Subject to the University Ordinances and other Rules two wards of teaching and two of non teaching staff of the University may be admitted separately for P.G. Diploma Study, if they qualify the criteria of minimum required eligibility. No seat shall be kept reserved for them. However, they will be admitted by creation of extra seat for the purpose.
12. A candidate, who have passed any Diploma in H.R./IHL/RL, Certificate examination exclusively in Human Rights, International Humanitarian Law or Refugee Law shall be awarded bonus marks for admission in P.G. Diploma study subject to the following scheme:

(I) Certificate Course in H.R., IHL or Refugee Law:

	Marks Obtained	Bonus Marks
a.	Pass Class	2 Marks
b.	Second Class	4 Marks
c.	First Class	6 Marks
d.	Distinction	7 Marks

(II) P.G. Diploma in Human Rights/International Humanitarian Law or Refugee Law:

	Marks Obtained	Bonus Marks
a.	48 to 50% marks:	02 Marks
b.	51 to 55 % marks:	04 Marks
c.	56 to 60% marks:	07 Marks
d.	First Class:	10 Marks
e.	Distinction	15 Marks

13. Subject to the University Ordinance and other applicable rules the reservation in admission shall be provided for candidate belonging to Scheduled Castes, Scheduled Tribes, Other Backward Class(non creamy layer), Socially and Educationally backward classes(non creamy layer), Women, other University of Gujarat State, other Universities situated elsewhere other then the State of Gujarat etc.
14. The admission shall be granted strictly on the basis of merit based on the percentage of the marks obtained at graduate level including the bonus marks.

The Course comprises five papers, namely:

PAPER – I: Human Rights and Duties: Conceptual Perspectives

PAPER – II: International and Regional Perspectives in Human Rights

PAPER – III: Human Rights and Duties in India

PAPER – IV: International Humanitarian Law and Refugee Law

PAPER – V: Research Methodology and Dissertation / Field – Based Project Work

FEE STRUCTURE:

Sr. No.	Fee Detail	Fee
1	Education Fee (Semester Wise)	Rs. 900/-
2	Form Fee	Rs. 20/-
3	Enrolment Fee (One Time Only)	Rs. 50/-
4	Library Fee (Semester Wise)	Rs. 150/-
5	Thalessemia Test (Once at the Time of Admission)	Rs. 100/-
6	Student Activity Fee (Semester Wise)	Rs. 50/-
7	Caution Money Deposit (One Time Only)	Rs. 200/-
	Total	Rs. 1470/-



PAPER – I: HUMAN RIGHTS AND DUTIES: CONCEPTUAL PERSPECTIVES

Total Marks: 100 Marks

Objectives:

This paper seeks to elaborate the Conceptual, Philosophical, Theoretical and Historical of Human Rights and Duties, understanding of the Concept, Diverse Theories, Human Rights Movements, Classification of Rights and Duties, Human Rights Problems and the importance of internalizing the values of Human Rights and Duties.

COURSE CONTENT:

1. HISTORICAL AND PHILOSOPHICAL PERSPECTIVES
2. UNDERSTANDING OF THE CONCEPT OF RIGHTS AND DUTIES
3. DIFFERENT THEORIES OF RIGHTS
 - (i) Natural Rights Theory
 - (ii) Legal / Positivist Theory
 - (iii) Liberal Theory
 - (iv) Marxist Theory
 - (v) Sociological Theories
 - (vi) Indian Perspectives such as Gandhian
4. HUMAN RIGHTS MOVEMENTS
 - (i) International
 - (ii) National
5. CLASSIFICATION OF RIGHTS AND DUTIES
Moral, Social, Cultural, Economic, Civil and Political
6. HUMAN DUTIES AND RESPONSIBILITIES
 - (i) Concept of Humanism, Duties and Responsibilities
 - (ii) Identification of Human Duties and Responsibilities
 - (iii) Duties toward self, family, community, society, nation/state, humankind and other beings and Mother Earth
 - (iv) Interrelationships of Rights and Duties: Areas of harmony and conflict
7. GENERAL PROBLEMS OF HUMAN RIGHTS
Poverty, Illiteracy, Discrimination and Sustainable Development
8. IMPORTANCE OF INTERNALIZING THE VALUES OF HUMAN RIGHTS AND DUTIES
Urgent need for not only sensitizing others of Human Rights and Duties, but of practicing oneself those values: self – inculcation, endeavor to live up to those ideals, duty to respect others' rights, respect for each other's human dignity.



RECOMMENDED BOOKS AND PERIODICALS:

Primary Sources:

1. Un High Commissioner for Human Rights, An Introduction: Making Human Rights a Reality (New York: Un Publication Division, 1996)
2. UNESCO, Philosophical Formulations of Human Rights (Paris: UNESCO, 1986)
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Secondary Sources:

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18. Francis, Mark "Human Rights and Liberation", American Journal of Politics and History, vol.29, no.3, 1983, pp.462-72
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20. Garg, M.R., and Charanjit Singh, "Human Rights as the Base Component of Democratic State", in B.P. Singh Sehgal, Human Rights in India: Problems and Perspectives (New Delhi: Deep and Deep, 1995), pp.98-104.
21. Gerwirth, Alan, "Why there are Human Rights?", Social Theory and Practice, vol.11,no.2, 1985, pp.235-48
22. Gupta, Sanjay, "Human Rights: Conceptual Controversies and the Crisis of Promotion", in M.P. Dube and Neeta Bora, eds., Perspectives on Human Rights (New Dehli: Anamika Publisher, 2000), pp.22-36



23. Hart, H.L., Law, Liberty and Morality (Oxford: Oxford University Press, 1969)
24. Henkin, Louis, The Rights of Man Today (London: stevents, 1979)
25. Hingorani, R.C., "Human Rights in Developing Countries", Journal of India, Bar Review, vol.10, no.41, 1983, pp.615-60
26. Hoffman, Daniel N., "What Makes a Right Fundamental?", Review of Politics, vol.49, no.4, 1987, pp.517-29
27. Iyer, V.R. Krishna, Human Rights and Inhuman Wrongs (New Dehli: D.K. Publishers, 1996)
28. Jayasawal, K.P. Hindu Policy (Banglora Print and Publishing, 1967)
29. Jones, Peter, Rights (1994)
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38. Mac Donald, L.C., Western Plitical Theory: From its Origins to the present (New York: Harcourt, Braace and World, 1968)
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57. Saksena K.P., ed., Human Rights: Fifty Years of India's Independence (New Delhi: Gyan Publishing House, 1999)
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 72. Winston, Morton E., The Philosophy of Human Rights (Belmont: Wadsworth, 1989)
 73. Julius Stone,



PAPER – II: INTERNATIONAL AND REGIONAL PERSPECTIVES ON HUMAN RIGHTS

Total Marks: 100 Marks

Objectives:

This paper focus on International and Regional norms and institutional Mechanisms of Human Rights. It is in five units: emergence of International concern of Human Rights, International norms and standards, Regional Human Rights Instruments, protection and enforcement and International and regional levels and International responses to some problems such as Racial Discrimination, Freedom firm Torture, Rights of Women and Children and Human Rights in Armed conflict and Rights of Refugees.

COURSE CONTENT:

1. INTERNATIONAL CONCERN FOR AND RECOGNITION OF HUMAN RIGHTS
2. INTERNATIONAL NORMS AND STANDARD
 - (i) United Nations Charter
 - (ii) Universal Declaration of Human Rights, 1948
 - (iii) International Covenant on Economic, Social and Cultural Rights, 1966
 - (iv) International Covenant on Civil and Political Rights, 1956
 - (v) Fundamental Duties and Responsibilities:
Duty to respect the rights of other (article 29 of the Universal Declaration of Human Rights, 1948, UN Declaration on the Right and Responsibility of Individuals, Groups and Organs of Society to Promote and Protect Universally Recognized Human Rights and Fundamental Freedom, 1999, UNESCO Declaration on the Responsibilities of the Present Generations toward Future Generations, 1977)
3. REGIONAL HUMAN RIGHTS INSTRUMENTS
 - (i) European Convention on Human Rights, 1950
 - (ii) African Charter of Human and People's Rights, 1981
 - (iii) American Convention on Human Rights, 1969
4. PROTECTION AND ENFORCEMENT OF HUMAN RIGHTS AT THE INTERNATIONAL AND REGIONAL LEVEL
 - (i) International Level:
UN General Assembly, Economic and Social Council, Human Rights Commission, UN High Commissioner for Human Rights, Committees under the International covenants and conventions
 - (ii) Regional Level:
 - a. European Commission on Human Rights and the Court of Human Rights
 - b. American Commission of Human Rights and Court of Human Rights
 - c. African Commission of Human Rights and Court of Human Rights
5. INTERNATIONAL RESPONSE TO SOME PROBLEMS
 - (i) Racial Discrimination –
 - ♣ International Convention on the Elimination of All Forms of Racial Discrimination, 1969
 - ♣ UNESCO Declaration on Race and Racial Prejudice, 1978
 - (ii) Freedom from Torture –
 - ♣ Convention for the Prevention and punishment of the Crime of Genocide, 1948
 - ♣ Convention on the Protection of All Persons from Being Subjected to Torture and other Cruel and Inhuman or Degrading Treatment or Punishment, 1984



- (iii) Rights of Women and Children –
- ♣ Convention on Elimination of All Forms of Discrimination against Women, 1979
 - ♣ Convention on the Rights of the Child, 1989

RECOMMENDED BOOKS AND PERIODICALS:

Primary Sources:

1. UN, Human Rights: A Compilation of International Instruments (New York: UN Publication Division, 1983)
2. UN Centre for Human Rights, Human Rights and Pre-trial Detention: A Handbook of International Standards relating to Pre-trial Detention (New York, UN Publication Division, 1994)
3. UN Centre for Human Rights, International Human Rights Standards for Law Enforcement (Geneva, World Campaign for Human Rights, 1996)
4. UN High Commissioner for Human Rights, Internally Displaced Persons Compilation and Analysis of legal Norms (Geneva: UN Publications Division, 1998)
5. UN, The Standard Rules on the Equalization of Opportunities for Persons with Disabilities (New York: UN Publication Division, 1994)
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7. UNESCO, UNESCO and Human Rights: Standard Setting Instruments (Paris: UNESCO, 1999)
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9. Council of Europe, Human Rights: A Continuing Challenge for the Council of Europe (Strasbourg: Council of Europe Press, 1995)
10. UN World Campaign for Human Rights, The African Charter on Human and Peoples, Rights (Geneva, 1990)

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29. Cerna, Christina, M., "The Structure and Functioning of the Inter-American Court of Human Rights", British Yearbook of International Law, vol.53, 1992, pp.35-229
30. Cunningham, Andrew J., "European Convention on Human Rights, Customary Law and the Constitution", International and Comparative Law quarterly, vol.43, no.3, 1995, pp.405-14
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PAPER –III: HUMAN RIGHTS AND DUTIES IN INDIA

Total Marks: 100 Marks

Objectives:

This paper aims to acquaint the students with the state of Human Rights and Duties in India. Through four units, it encompasses the evolution of the concept of Human Rights and Duties in India, India's Constitutional and Legal framework (both normative as well as institutional) and the mechanism for protection and enforcement. It also highlights some specific Human Rights problems in India.

COURSE CONTENT:

1. EVOLUTION OF THE CONCEPT OF HUMAN RIGHTS AND DUTIES IN INDIA
 - (i) Evolution of the Composite Culture of India, Contribution of diverse Religions
 - (ii) Concepts of Human Welfare, Rights and Duties, the cosmology of universe with Human beings as its intrinsic past
 - (iii) Human Rights and Duties in contemporary India: Law, Politics and Society
 - (iv) Social movements of the 19th and 20th centuries, Independence movement, Gandhi, Nehru, Ambedkar, etc.
 - (v) Making of the Constitution
2. NORMATIVE FRAMEWORK OF HUMAN RIGHTS AND DUTIES IN INDIA
 - (i) Constitutional Perspective: Fundamental Rights, Directive Principles, Fundamental Duties and their Interrelationship
 - (ii) Statutory protection of Human Rights: Special Laws
3. ENFORCEMENT OF HUMAN RIGHTS: CONSTITUTION AND STATUTORY MECHANISM
 - (i) Legislature, Executive and Judiciary
 - (ii) National Human Rights Commission, other commission and committees, Central and State
 - (iii) NCOs and Human Rights movements
 - (iv) Information Media and Education
 - (v) Social, Economic, Political and Administrative Problems of enforcement
4. SOME SPECIFIC PROBLEMS
 - (i) Communal and caste conflicts and tensions
 - (ii) Discrimination and violence against women and children
 - (iii) Custodial violence
 - (iv) Problems of health and environmental protection

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PAPER – IV: INTERNATIONAL HUMANITARIAN REFUGEE LAWS

Total Marks: 100 Marks

Objectives:

This paper is three units. The first unit seeks to highlight the humanitarian problems of armed conflict and refugees. The second elaborates the International Humanitarian Law, and third, the International Refugee Law.

COURSE CONTENT:

1. **CONCEPTUAL PERSPECTIVE**
Problems of International Violence, Civil wars and Refugees
2. **INTERNATIONAL HUMANITARIAN LAW (IHL)**
 - i Origin and development of IHL with contribution of Indian ethos.
 - ii Doctrine of Military Necessity versus the Principles of Humanity
 - iii Role of IHL in Non – International armed conflicts
 - iv National perspectives on IHL
 - v Role of International Red Cross and NGOs.
 - vi Implementation and Enforcement of IHL.
 - a. Concept of Protecting Power
 - b. United Nations
 - c. International Criminal Court and Tribunals
 - d. Unilateralism: 'humanitarian' intervention versus state sovereignty
 - e. Humanitarian assistance
 - f. State Obligations in times of peace and during armed conflicts national implementation of Geneva Conventions – National Legislation
3. **INTERNATIONAL REFUGEE LAW**
 - i. The History of International Refugee Law. Cold War Origins to Rights of People who are Citizens.
 - ii. Determinations of Refugee Status
 - a. Under the Refugee Convention 1951 and Protocol of 1967
 - b. Problem of Refugees in non – armed conflict situations
(Economic, environmental, natural disasters)
 - iii. Protection under International Law
 - a. Right of non – refugent
 - b. Right to Asylum
 - c. UNHCR and Refugee Protection
 - d. Special problems of protection of Refugee women and children
 - iv. Protection in India
 - a. Indian critique of UNHCR and the Convention
 - b. Protection without legislation: case law
 - c. Status of refugees in India under UNHCR
 - v. Solution to Refugee Problem
 - a. Resettlement in third country
 - b. Repatriation: voluntary or Forced
 - c. Local assimilation
 - d. Protective zones



- vi. International Law and Internally Displaced Persons: UN Guiding Principles on Internal Displacement 1998
- vii. Rights and Duties of the International Community
 - a. Concept of burden sharing
 - b. Finding durable solutions: roots of refugee problem
- viii. Relation between IHL, Refugee Law and Human Rights

RECOMMENDED BOOKS AND PERIODICALS

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PAPER –V: RESEARCH EXTENSION ACTIVITIES

Total Marks: 100 Marks

Objectives:

This paper consists of two Parts carry fifty marks each. A Candidate is required to pass Part – I of this paper in form of a theory paper of two hours duration. Further, a candidate is required to conduct research project and / or Extension Activities and submit its report for examination and viva voce pass this Part separately.

PART – I: RESEARCH METHODOLOGY

COURSE CONTENT:

1. GENERAL
 - i Nature and Scope of Social Research
 - ii Formation of Research Problem
 - iii Survey and Social Research
 - iv Research Design: Facts and Hypothesis, Problem and Objective.

2. METHODOLOGY
 - i Methodological Orientation and logic Enquiry.
 - ii Dialectic Materialism.
 - iii Comparative Method.
 - iv Historical Method.
 - v Analytical Method
 - vi Field Work.
 - vii Inductive and Deductive Methods
 - viii Other Research Methods.

3. TECHNIQUES OF DATA COLLECTION
 - i Type
 - ii Sources
 - iii Techniques of Data Collection: Observation, Interview, Questionnaire, Interview schedule
 - iv Case Study Method
 - v Data Analysis: Classification, Tabulation, Graphic Representation, Uni- variate, Bivariate and Multi- variate, Discrete and continuous variables

4. STATISTICAL BASE

Measure of central Tendency; Mean, Mode and Median, Measures of Dispersion, Range, Average Deviations and Standard Deviation, Z – test, Chi – Square, Co – relation, Sealing Technique Normal, Ordinal and Rating Scale, Social Distance Scale



PART – II: EXTENSION ACTIVITIES

In Extension Activities, a candidate is required to write a dissertation as research project on any aspect of Human Rights – Problem / Situation under the supervision of a member of the faculty. He / she shall visit the problem area (s) and study the situation, causes and solutions, people responses' and his / her on experiences / encounters of Human Rights violations, if any or work for promotion and protection of Human Rights in filed under the supervision of faculty and submit its report for via – voce. In the viva – voce examination, the examiner shall judge the candidate in research methodology her knowledge in other areas of Human Rights.

RECOMMENDED BOOKS AND PERICALS

Primary Sources

1. UNESCO, World Directory of Human Rights Research and Training Institutions (Paris: UNESCO, 1995)
2. UN Centre for Human Rights, Human Rights Training: A Manual on Human Rights Training Methodology (New York, UN, 2000)
3. UN Centre for Human Rights, A Manual of Human Rights Reporting (New York, World Campaign for Human Rights, 1991)

Secondary Source

1. Babio, E.R., survey Research Methods (1973)
2. Gibaddi, Joseph, MLA Handbook for Writers of papers (New Delhi: Affiliated East – West Press, 3rd end., 1991)
3. Jahoda, M and Others, Research Methods in Social Relations (New York, 1951)
4. Kaplan, a., Conduct of Inquiry; methodology for the behavioral Science (Jaipur, 1980)
5. Kideer, L. H. and Judd., C.M. Research Methods in Social Relations (New York, 1986)
6. Lee, Ellis, Research Methods in the Social Science (Madison: Brown and Benchmark, 1994)
7. Locke, Lawrence F., Proposals That Work A Guide for Planning Dissertations and Grant Proposals (New Delhi: Sage Publications, 1987)
8. Mueller, John H. and Schuessel, Karl F., Statistical Reasoning in Sociology (Calcutta: Oxford and IBM, 1969)
9. Murthy, C.S.R., "Problems of Source Material and Reorientation Programme for Teachers", in K.P. Saksena en., The Teaching about Human Rights (New Delhi: HURITER, 1985) pp. 60 -67.
10. Nachmias, D. and Nachmias C., Research Methods in the Sciences (New York: St. Martin's Press, 2nd edn., 1981)
11. Sharma, B.V.A., ed., Research Methods in Social Sciences (New Delhi: Sterling. 1983)
12. Sharma, Pandey S.K., Universe of Knowledge and Research Methodology (Delhi: Ken Publications, 1990)