

# GENDER AND HUMAN RIGHTS

Course Number: M2051.001100 001  
Graduate School of International Studies  
Seoul National University  
Spring, 2021

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**Classroom:** GSIS Bldg. 140, Rm. 105  
**Class hours:** Tuesday 14:00 – 18:00  
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## **COURSE DESCRIPTION**

This course is designed for a better understanding of the importance of gender in improving overall human rights. The course is composed of four parts. The first part covers introductory lectures on concepts of and approaches to gender and human rights. The questions in this part include “What are gender and human rights and what is the relationship between the two?” and “How can we approach them academically?” The second part deals with gender and other social factors as a basis of discrimination. Women are discriminated against because they are women. And in many cases, this gender discrimination is doubled by, or intersected with, other social factors such as race, class, nationality, disabilities, etc. This structured discrimination based on several social factors acting together has attracted great attention of many scholars recently. The next part turns to violence against women, particularly that during armed conflicts. Topics such as prostitution, women trafficking and gendered war crimes including Military Sexual Slaves in Imperial Japan will be discussed in this part. Lastly, the course covers gender issues related to globalization. It will look into gender equality in many different nations, gendered/marriage migration, as well as COVID-19. Throughout the course, it will be useful and helpful to refer to the United Nations, the place where human rights norms have been formed, and where women’s organizations have met together, raising their voice. Also, the course touches upon some aspects of the Korean society, covering various issues on gender and women’s situation in Korea. Students will be expected to hold active discussions on the concepts and theories of gender and human rights as well as practices in various societies.

Most of the reading materials are easily found on the Web. Otherwise, the materials will be uploaded at eTL before each lecture.

## **COURSE REQUIREMENTS**

### **Grading**

- Final examination (30%)
- Research paper (30%)
- Group presentation (20%)
- Individual presentation (10%)
- Class attendance and participation (10%)

### **Final Examination** (June 8)

It is a review of the readings, lectures and presentations made during the whole semester. Students can provide their opinions to several questions provided.

### **Research Paper** (due June 20 23:59)

Students are required to write an original research paper on a topic of gender and development and present it in class. The paper should be approximately 15 pages in length (double-space). Guidelines for the class paper will be provided in class.

### **Group Presentation**

Students should participate in at least one group presentation. 2-4 students form a group which will be decided following the students choice. Students of each group discuss and decide the topic, and prepare the presentation. Any topic related with the contents of the class is welcome.

### **Individual Presentation** (April 27 & May 4)

All students should select the issue on women's human rights which they consider as the most critical or interested in, and make a 5- minute presentation during the mid-term session. Make a very effective presentation within the 5 minutes! Students may develop the ideas of individual presentations to drafting their term papers.

### **Class Attendance and Participation**

Full attendance, with assigned readings done and active participation in the class discussions are expected from the students.

## **COURSE OUTLINE**

All sessions will be conducted in the combined fashion of instructor's lecture, students' presentations, and class discussions which invite all students enrolled in this course.

### **I. INTRODUCTION**

#### **WEEK 1 (March 2): Introduction to the Course**

#### **WEEK 2 (March 9): Gender and Human Rights: Concepts and Approaches**

- ♦ Gender/ Human Rights
- ♦ Gender mainstreaming in Human Rights Discussions
- ♦ Women's rights as human rights.
- ♦ Women's human rights

#### **Required Readings:**

Bunch, Charlotte. "Transforming Human Rights from Feminist Perspective" in *Women's Rights, Human Rights*. Julie Peters and Andrea Wolper (eds). Routledge. 1995.

UN OHCHR. *Women's Rights are Human Rights*. pp.25-40. 2014.

UN OHCHR. *International Convention on the Elimination of All Forms of Discrimination against Women*. 1979.

(<https://www.ohchr.org/EN/ProfessionalInterest/Pages/CEDAW.aspx>)

Kaufman, Natalie Hevener and Stefanie A. Lindquist. "Critiquing Gender-Neutral Treat Language: The Convention on the Elimination of All Forms of Discrimination Against Women" in *Women's Rights, Human Rights*. Julie Peters and Andrea Wolper (eds). Routledge. 1995.

#### **Recommended Readings:**

Scott, Joan. "Gender: A Useful Category of Analysis." *The American Historical Review* 91(5). 1986.

"Integrating the human rights of women throughout the United Nations system" Draft Guidelines on methods to operationalize gender mainstreaming, including action-oriented mechanisms, Prepared by Ms. Chinsung Chung, Ms. Mona Zulficar, Ms. Purificacion V. Quisumbing, Mr. Ansar Ahmed Burney and Mr. Shigeki Sakamoto (A/HRC/AC/2/CRP.4). 2009.

Moser, Caroline and Annalise Moser. "Gender mainstreaming since Beijing: A Review of Success and Limitations." *Gender and Development* 13(2). 2005.

#### **Recommended Videos:**

UN CEDAW. The Principle of Non-Discrimination 2014.

(<https://www.youtube.com/watch?v=OBdDB5PKrmk>)

UN CEDAW. The Principle of Substantive Equality. 2014.

(<https://www.youtube.com/watch?v=rl8INB-XMlk>)

UN CEDAW. The Principle of State Obligation. 2014.

(<https://www.youtube.com/watch?v=umETapJ4b8o>)

### **WEEK 3 (March 16): Concept of Human Rights and UN Human Rights Mechanism, especially for Women's Human Rights**

- ♦ UN Human Rights Council/ Advisory Committee
- ♦ Treaty bodies
- ♦ Specialized agencies

#### **Required Readings:**

Stamatopoulou, Elissavet. "Women's Rights and the United Nations" in *Women's Rights, Human Rights*. Julie Peters and Andrea Wolper (eds). Routledge. 1995.  
UN OHCHR. *Women's Rights are Human Rights*. pp.3-24. 2014.

#### **Recommended Readings:**

Special Rapporteur on violence against women, its causes and consequences.  
(<http://www.ohchr.org/EN/Issues/Women/SRWomen/Pages/SRWomenIndex.aspx>)  
UN Commission on the Status of Women. (<http://www.unwomen.org/en/csw>)  
(<http://www.unwomen.org/en/csw/csw63-2019>)  
UN Women: United Nations Entity for Gender Equality and the Empowerment of Women.  
(<http://www.unwomen.org/en/about-us>).  
Women, Peace and Security. (<http://www.unwomen.org/en/what-we-do/peace-and-security>)

### **Decision of Presentation groups**

### **WEEK 4 (March 23): Feminism: Women's Responses to the Discrimination against Women**

#### **Required Readings:**

Friedman, Elisabeth. "Women's Human Rights: The Emergence of Movement" in *Women's Rights, Human Rights*. Julie Peters and Andrea Wolper (eds). Routledge. 1995.  
Hur, Songwoo. "Mapping S.Korean Women's Movements during and after Democratization" in *East Asian Social Movements: Power, Protest and Change in a Dynamic Region*. Jeffrey Praed Broadbent (ed.). New York: Springer. 2010.  
Rupp, Leila J.. "The International First Wave" in *An Introduction to Women's Studies: Gender in a Transnational World* 2nd Edition. Inderpal Grewal, Caren Kaplan. 2006.  
Gill, Rosalind and Shani Orgad. "The shifting terrain of sex and power: From the sexualization of culture to #metoo." *Sexualities* Vol 21(8). 2018.

#### **Recommended Readings:**

Kollontai, Alexandra. "Feminism and the Question of Class" in *An Introduction to Women's Studies: Gender in a Transnational World* 2nd Edition. Inderpal Grewal, Caren Kaplan. 2006.  
Woodhull, Winnie. "Global Feminists, Transnational Political Economies, Third World Cultural Production" in *An Introduction to Women's Studies: Gender in a Transnational World* 2nd Edition. Inderpal Grewal, Caren Kaplan. 2006.  
International Women's Day. (<https://www.internationalwomensday.com/About>)

#### **Recommended Video:**

A Global History of Women's Rights. (<https://www.youtube.com/watch?v=m.UjYOfmkn8>)

## II. GENDER and other basis of DISCRIMINATION

- ♦ Intersectionality of gender and other basis of discrimination

### **WEEK 5 (March 30): Gender and Employment**

- ♦ Equal pay
- ♦ Domestic labor
- ♦ Irregular work
- ♦ Political representation
- ♦ Affirmative action

#### **Required Readings:**

ILO. *Equal Pay – An introductory guide*. pp.1-36 (ch.1-4). 2013.

UNDP. *Human Development Report 2015 – Work for Human Development*. pp.105-127 (ch.4). 2015.

ILO. *Domestic Workers Convention* (No. 189). 2011.

([http://www.ilo.org/dyn/normlex/en/f?p=NORMLEXPUB:12100:0::NO::P12100\\_ILO\\_CO DE:C189](http://www.ilo.org/dyn/normlex/en/f?p=NORMLEXPUB:12100:0::NO::P12100_ILO_CO DE:C189))

Chun, J.Jihye. "Legal Liminality: the gender and labour politics of organizing South Korea's irregular workforce." *Third World Quarterly* 30(3): 469-483. 2009.

#### **Recommended Readings:**

UN CERD. *General Recommendation no. 32 - The Meaning and Scope of Special Measures in the ICERD*. 2009.

UNDP. *Human Development Indices and Indicators 2020 Statistical Update*. Table 5 Gender Inequality Index. 2020.

World Economic Forum, *Global Gender Gap Report 2020*. 2020.

OECD. Social Institutions and Gender Index. 2019. (<https://www.genderindex.org>)

IPU. Women in National Parliaments. (<http://www.ipu.org/wmn-e/world.htm>)

### **Presentation 1**

### **WEEK 6 (April 6): Gender and Law**

*Special Lecture by Yang, Hyunah*

(Professor, SNU Law School)

- ♦ Specificity of the dynamics of Gender and Law in Korea
- ♦ Family Law Revision Movement: Gender Equality vs. 'Tradition'
- ♦ Other Issues: Military Conscription, Reproductive Rights, and Sexual Minorities

#### **Required Readings:**

Na, Tari Young-jung. "The South Korean Gender System: LGBTI in the Contexts of Family, Legal Identity, and the Military," *The Journal of Korean Studies* vol.19-2: pp.357-377. 2014.

Yang, Hyunah. "Vision of Postcolonial Feminist Jurisprudence in Korean Law: Family-head System in Family Law," *Journal of Korean Law* vol. 5-2: pp.12-28. 2006.

### **Presentation 2**

## **WEEK 7 (April 13): Gender and Disabilities**

Special Lecture by Kim, Miyeon

(Member, UN Committee on the Rights of Persons with Disabilities)

### **Required Readings:**

Women Enabled International. "Submission to the Special Rapporteur on Violence against Women: Violence at the Intersection of Gender and Disability during COVID-19." 2020.

Handicap International. "Gender and Disability: A way forward to overcoming multiple discrimination." 2015.

Ortoleva, Stephanie and Hope Lewis. "Forgotten Sisters - A Report on Violence Against Women with Disabilities: An Overview of Its Nature, Scope, Causes and Consequences." Northeastern University School of Law. *Northeastern Public Law and Theory Faculty Research Paper Series No. 104-2012*. 2012.

### **Presentation 3**

## **WEEK 8 (April 20): Gender and Nation, Color**

- ♦ Gender and nation
- ♦ Gender and race, color
- ♦ Gender and imperialism/colonialism

### **Required Readings:**

Yuval-davis, Nira. "Gender and Nation" in *An Introduction to Women's Studies: Gender in a Transnational World* 2nd Edition. Inderpal Grewal, Caren Kaplan. 2006.

Crenshaw, Kimberle. "Mapping the Margins: Intersectionality, Identity Politics and Violence against Women of Color" in *An Introduction to Women's Studies: Gender in a Transnational World* 2nd Edition. Inderpal Grewal, Caren Kaplan. 2006.

UN CERD. *General Recommendation no. 25 - Gender Related Dimensions of Racial Discrimination*. 2000. ([http://www.bayefsky.com/general/cerd\\_genrecom\\_25.php](http://www.bayefsky.com/general/cerd_genrecom_25.php))

### **Recommended Readings:**

UN OHCHR. *Women's Rights are Human Rights*. pp.41-108. 2014.

UN Women. *Turning Promise into Action: Gender equality in the 20-30 agenda for sustainable development*. ch.2-3. 2018.

### **Presentation 4**

## **WEEK 9 (April 27): Individual 5-minute Presentation**

## **WEEK 10 (May 4): Individual 5-minute Presentation**

### **III. VIOLENCE against WOMEN**

## **WEEK 11 (May 11): Gender-based Violence in the Humanitarian Assistance/Armed Conflicts**

Special Lecture by Chang, Eun Ha

(Korean Women's Development Institute)

### **Required Readings:**

- IASC. *THE GENDER HANDBOOK FOR HUMANITARIAN ACTION*. pp.15-25. 2018.
- Hutchinson, Susan. "Gendered insecurity in the Rohingya crisis." *Australian Journal of International Affairs* 72(1): 1-9. 2018.
- Namy, Sophie, Natsnet Ghebrehan, Mercy Lwambi, Rahma Hassan, Sophia Wanjiku, Jeniifer Wagman, & Lori Michau. "Balancing fidelity, contextualisation, and innovation: learning from an adaption of SASA! to prevent violence against women in the Dadaab refugee camp." *Gender & Development* 27(2): 203-219. 2019.
- Moser, Caroline O.N.. "Gender Planning in the Third World: Meeting Practical and Strategic Gender Needs." *World development* 17(11): 1799-1825. 1989.

### **Presentation 5**

#### **WEEK 12 (May 18): Gendered War Crimes: Military Sexual Slavery**

### **Required Readings:**

- Copelon, Rhonda. "Gendered War Crimes: Reconceptualizing Rape in Time of War" in *Women's Rights, Human Rights*. Julie Peters and Andrea Wolper (ed.). Routledge. 1995.
- Chung, Chinsung. "The Origin and Development of Military Sexual Slavery in Imperial Japan" in *Asian Labor in the Wartime Japanese Empire*. Paul H.Kratoska (ed.). London: M.E.Sharpe. 2005.
- The Korean Council for Justice and Remembrance for the Issues of Military Sexual Slavery by Japan. *A to Z Guide for Just Resolution of the Japanese Military Sexual Slavery Issue*. 2020.
- Seoul National University Chung Chinsung Research Team. *Records Memories: Stories of "Comfort Women," Untold Words*. Seoul: Women & Family Policy Affairs, Seoul Metropolitan Government. 2020.

### **Presentation 6**

## **IV. GLOBALIZATION and GENDER**

- ♦ Global comparison of Gender Equality
- ♦ Gender in SDGs

#### **WEEK 13 (May 25): Gendered Migration/ Labor and Marriage Migration/ Trafficking**

### **Required Readings:**

- UN Women. *Women Migrant Workers' Journey through the Margins: Labor, Migration and Trafficking*. 2016.
- Ogawa, Reiko. "Care and Migration Regimes in Japan, Taiwan and Korea" in *Gender, Care and Migration in East Asia*. Reiko Ogawa, Raymond K.H. Chan, Akiko S. Oishi and Lih-Rong Wang. Palgrave McMillan. pp.181-204. 2018.
- Chung, Chinsung, Keuntae Kim and Nicola Piper. "Marriage migration in Southeast and East Asia revisited through a migration-development nexus lens." *Journal of Critical Asian Studies* Volume 48 (4): 463-472. 2016.

### **Recommended Readings:**

- Kim, Minjeong. "South Korean Rural Husbands, Compensatory Masculinity and International Marriage." *Journal of Korean Studies* 19 (2): 291-325. 2014.
- Glenn, Evelyn Nakano. "Women and Labor Migration" in *An Introduction to Women's Studies: Gender in A Transnational World* 2nd Edition. Inderpal Grewal, Caren Kaplan. 2006.
- UN General Assembly (Maria Grazia Giammarinaro). *Report of the Special Rapporteur on trafficking in persons, especially women and children*. 2015.
- OECD. *Financing the Unfinished Business of Gender Equality and Women's Rights: Priorities for the Post-2015 Framework*. 2014.

### **Presentation 7**

#### **WEEK 14 (June 1): Gender and COVID-19**

##### **Required Readings:**

- OECD. *Women at the core of the fight against COVID-19 crisis*. 2020.
- UN. *Policy Brief: The Impact of COVID 19 on Women*. 2020.

##### **Recommended Readings:**

Msimang, Sisonke. "HIV/AIDS, globalization and the international women's movement" *Gender and Development* 11(1): 109-114. 2003.

Articles at the UN webpage (<http://www.un.org/en/coronavirus/search?=right+to+health>)

- UN urges protection of domestic workers' rights during COVID-19 pandemic
- The pandemic is exposing and exploiting inequalities of all kinds, including gender inequality
- Gender equality in the time of COVID-19
- Target women in all aspects of economic recovery and stimulus plans in Southeast Asia

UN Women Brazil Country Office. "Letter to UN Committee on the Elimination of Racial Discrimination." 2020.

([https://extranet.ohchr.org/sites/cerd/Sessions/101session/DL\\_EWUA\\_EXCEPT\\_BRAZIL/2020.11\\_Ltr\\_Brazil\\_COVID\\_UN%20Women\\_4%20July%202020.pdf](https://extranet.ohchr.org/sites/cerd/Sessions/101session/DL_EWUA_EXCEPT_BRAZIL/2020.11_Ltr_Brazil_COVID_UN%20Women_4%20July%202020.pdf))

UN Women. "COVID-19 and Gender: What do we know; What do we need to know?" 2020. (<https://data.unwomen.org/features/covid-19-and-gender-what-do-we-know-what-do-we-need-know>)

### **Presentation 8**

#### **WEEK 15 (June 8): Final Examination**

#### **June 20 23:59: Research Paper due**