

# Index

- abortion 74
- accomplice liability 101
- Aceh 28
- ACLU (American Civil Liberties Union) 25–6
- Addington, David 15
- Advani, Lal Krishna 29
- African trypanosomiasis 141, 146–38
- AIDS 133, 134, 138, 139, 140
- al-Qaeda 16
- al-Qahtani, Muhammad 17
- Alien Torts Claims Act 1789 (ATCA) 88–9
- Alvarez Ruiz, Donald 96
- American Civil Liberties Union (ACLU) 25–6
- Amin, Idi 130
- Anderson Kohatsu, Tomás Ricardo 95–6
- antiretroviral drugs (ARVs) 134
- Ashcroft, John 28
- ATCA (Alien Torts Claims Act 1789) 88–9
- Austria 114
  
- Bility, Hassan 29–30
- Black, Cofer 17
- The Black Act 1723 64
- black sites 9
- Blackburn v. A-G* 58
- Bosnia-Herzegovina 92
- Bush, George W. 9, 25–6
  
- Cabello v. Fernandez-Larios* 91–2, 101, 103–4
- Carnegie Corporation 75–6
- Carranza* *see Chavez v. Carranza*
- Carranza, Nicolás 91, 97, 98, 103
- CCR (Center for Constitutional Rights) 92, 148
- CEDAW (Convention for the Elimination of Discrimination against Women) 56–7, 69–71, 73
- Center for Constitutional Rights (CCR) 92, 148
- Center for Justice & Accountability (CJA) 87–8, 146, 147–8
  - civil cases 88–93
  - command responsibility 102, 147–8
  - crimes against humanity 102–3
  - criminal prosecutions 93–5, 96–8
  - deportation 95–6
  - discovery powers 98–101
  - enforcement of subpoenas 106
  - exhaustion of remedies 104–5
  - extradition 96
  - investigations 99–101
  - Spain 93–4
  - state action 105–6
  - United States 94–5
  - law 101–6
- Central Intelligence Agency (CIA) 98
- Chavez v. Carranza* 91, 103, 104
- Cheney, Dick 15, 19
- Chile 74, 91–2, 96, 99, 100
- chivalry, rules of 37
- CIA (Central Intelligence Agency) 98
- civilian casualties 35–6, 43–4 *see also*
  - dead bodies
  - civilian identities 45
- CJA *see* Center for Justice & Accountability
- clandestine cemeteries 42
- Colombia 28–9
- command responsibility 102, 147–8
- Commission on the Status of Women (CSW) 70
- Common Core Document 78–80
- Constant, Emmanuel “Toto” 92–3, 97–8
- Convention Against Torture 1984 57, 89, 94, 146
- Convention for the Elimination of Discrimination against Women (CEDAW) 56–7, 69–71, 73
- Convention on the Rights of the Child (CRC) 60
- crimes against humanity 102–3

- CSW (Commission on the Status of Women) 70  
 culture of human rights 149–50  
 customary international law 50–51
- DAWN (Development Alternatives for a New Era) 71
- dead bodies 40–4, 150 *see also* civilian casualties
- Declaration of St. Petersburg 38
- Declaration on the Elimination of All Forms of Intolerance and of Discrimination Based on Religion or Belief 55
- Declaration on the Rights of Persons Belonging to National or Ethnic, Religious and Linguistic Minorities 55–6
- Declaration on the Rights of the Child 55
- deniable repression 41–2
- denial of torture 9–10
- deportation 95–6
- derogations 61–2
- Development Alternatives for a New Era (DAWN) 71
- DFMO (eflornithine) 137
- Diax, Ana Maria 28–9
- DNDi (Drugs for Neglected Diseases Initiative) 135–6, 138
- Doctors Without Borders *see* Médecins Sans Frontières
- Doe v. Constant* 92–3, 105
- Doe v. Liu Qi* 102
- Doe v. Saravia* 91, 101, 103, 104
- domestic labor and human trafficking 120–21, 125–6
- domestic violence 69, 74
- Dorelien see Jean v. Dorelien*
- Dorélien, Carl 93, 95, 97
- drugs *see* pharmaceuticals
- drugs for life 138
- Drugs for Neglected Diseases Initiative (DNDi) 135–6, 138
- Duarte, Napoleon 100
- Dunant, Jean-Henri 37–8
- ECHR (European Convention on Human Rights) 61–2
- eflornithine 137
- Egypt 29, 74
- El Salvador 41, 90–91, 96–7, 98, 99, 100–101, 105
- Elimination of All Forms of Intolerance and of Discrimination Based on Religion or Belief, Declaration on the 55
- Eminent Jurists' Panel 145
- equitable tolling 103–4
- EU (European Union) 115
- European Convention on Human Rights (ECHR) 14, 61–2
- European Union (EU) 115
- exhaustion of remedies 104–5
- extradition 96
- Fernandez-Larios, Armando 91–2, 99, 100, 101, 102–3
- Filartiga v. Peña-Irala* 88
- Ford Foundation 75–6
- Ford v. Garcia* 90, 102
- France 59
- gag rules 122
- Garay, Amado Antonio 100–101
- García, José Guillermo 90, 98
- Gaza 13
- gender budgeting 78
- gender mainstreaming 77–80, 150
- General Security Services (Israel) 13–14
- Geneva Conventions 15, 18, 19, 20, 38, 40, 89
- Genocide Convention 39
- Germany 21, 148
- Global War on Terror (GWOT) 26–7
- Gonzales, Alberto 16, 30, 148
- Graham, Lindsey 19, 20–21
- Grotius, Hugo 37
- GSS (General Security Services (Israel)) 13–14
- Guantánamo Bay 16, 17–18
- Guatemala 42, 94, 96
- GWOT (Global War on Terror)T 26–7
- habeas corpus* 41
- Hague Conventions 38
- Haiti 92–3, 97–8, 104
- Hamdan v. Rumsfeld* 20, 147
- HIV/AIDS 133, 134, 138, 139, 140
- Honduras 95–6, 99, 100
- Hopu and Bessert v. France* 59
- Howen, Nicholas 26–7, 30
- Human Rights Defenders' Forum 27–8, 30
- human rights organizations 28–9, 30

- Human Rights Treaty Bodies' Expanded  
Common Core Document 78–80
- human trafficking  
combating 115–17  
domestic labor 120–21, 125–6  
economic rights 119, 125–6  
European Union (EU) 115  
illegal migration 123–4  
law-enforcement 115, 117, 118–19  
meaning 113–14  
perceptions of 117–19  
private sphere 125  
prostitution 122–3  
sexual exploitation 119–20, 122, 125–6  
statistics 114  
terrorism 122–3  
victim protection 115, 116–17  
victimization 117–19, 150–51  
women 120–2, 150
- humane treatment 19
- humanitarian law 38–40
- humanitarianism 129, 131, 139–40
- ICCPR (International Covenant on Civil and  
Political Rights) 56, 59, 60, 61, 63
- ICERD (International Convention on the  
Elimination of All Forms of Racial  
Discrimination) 57
- IHRL *see* international human rights law
- immigration 111–13, 123–4, 125–6
- Indonesia 28, 60
- Intelligence Reform and Terrorism  
Prevention Act 2004 95
- Internal Revenue Service (United States) 29
- International Commission of Jurists 30
- International Convention on the Elimination  
of All Forms of Racial Discrimination  
(ICERD) 57
- International Covenant on Civil and  
Political Rights (ICCPR) 56, 59, 60,  
61, 63
- international human rights law (IHRL)  
51–3  
apology 53–62  
derogations 61–2  
enforcement 56  
ratification of treaties 57–8  
reservations to treaties 59–61  
sovereignty 149  
utopia 62–5
- international law 50–52
- International Organization for Migration  
(IOM) 120
- International Women's Rights Action Watch  
(IWRAP) 71, 75
- IOM (International Organization for  
Migration) 120
- Iraq 18, 42–3, 43–4, 150
- Ireland v. United Kingdom* 14, 17
- IRS (Internal Revenue Service (United  
States)) 29
- Israel 13–14
- IWRAP (International Women's Rights  
Action Watch) 71
- JAG (Judge Advocate General's Corps  
(United States)) 18, 19, 20
- Jean v. Dorélien* 93, 104, 105
- Jilani, Hina 28
- Judge Advocate General's Corps (United  
States) 18, 19, 20
- just war 37–8, 45
- Kenya 30
- killing 44–5
- Landau Commission 13–14
- Liberia 29–30
- Liu Qi 102
- López Grijalba, Juan 95–6, 99, 100
- MacArthur Foundation 75–6
- Malaysia 60
- Martín-Baró, Ignacio 41
- MCA (Military Commissions Act 2006  
(United States)) 21, 147, 148
- McCain, John 19, 20–21
- Médecins Sans Frontières (MSF) 129–32  
Access Campaign 134–5  
Drugs for Neglected Diseases Initiative  
(DNDi) 135–6, 138  
history of 132–3  
HIV/AIDS 133, 140  
human rights discourse 131, 140  
income 133  
moral economy 131–2, 151  
neglected diseases 134–6  
Nobel Peace Prize 133–4  
pharmaceutical access 133–6, 138,  
139–41  
sleeping sickness 136–7  
staff 133  
structure 131

- témoignage* 132
- Uganda 130, 136–8
- media 119, 149–50, 151–2
- Medrano, José Alberto 98
- Mehinovic v. Vuckovic* 92, 102, 105–6
- melarsoprol 136–7
- migration *see* immigration
- Military Commissions Act 2006 (United States) 21, 147, 148
- Millennium Development Goals 67
- moral economy 131–2, 151, 152
- Moriah Fund 75
- MSF *see* Médecins Sans Frontières
- murder 44–5
  
- National Association for the Advancement of Colored People (United States) 29
- neglected diseases 134–6
- Negroponte, John 30
- Nepal 74
- new paradigm 15–17
- New Zealand 58
- non-governmental organizations (NGOs) 29, 40, 75–7
- Nuremberg trials 39
  
- Office of Legal Counsel (OLC) 15
- Orvieto Teplinky, Vittorio 96
  
- Palermo Protocol 113–14
- Palestinians 13–14
- pharmaceutical access 133–6, 138, 139–41
- Pinochet, Augusto 14–15, 91, 94, 148
- Piza Escalante, Rodolfo 50
- Powell, Colin 19, 21
- private sphere 121–2, 125
- prostitution and human trafficking 122–3
- Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children (Palermo Protocol) 113–14
  
- ratification of treaties 57–8
- Red Cross 38
- reproductive rights 74
- reservations to treaties 59–61
- rhetoric of rights 149
- Rice, Condoleeza 9
- right to the truth 41–2
- Rights of Persons Belonging to National or Ethnic, Religious and Linguistic Minorities, Declaration on the 55–6
- Rights of the Child, Declaration on the 55
- Ríos Montt, Efraín 148
- Robinson, Mary 145
- Romagoza Arce v. Garcia* 90, 103, 104
- Romero, Oscar 91, 97, 99, 100–101, 105
- Romero, Otto 97
- rules of chivalry 37
- Rumsfeld, Donald 148
- Russia 29
  
- Saca, Tony 97
- Saravia see Doe v. Saravia*
- Saravia, Alvaro 91, 99, 101, 105
- Schmidt, Mark 18–19
- sexual exploitation and human trafficking 119–20, 122, 125–6
- Shaler Adams Foundation 75–6
- Sigrid Rausing Trust 75–6
- Simma, Bruno 49–50
- sleeping sickness 136–8, 141
- Somalia 106
- Soros Foundations 75, 77
- Sosa v. Alvarez-Machain* 88–9, 103
- sovereign immunity and torture 14–15
- sovereignty 53, 149
- Spain 93–4
- St. Petersburg, Declaration of 38
- state action 105–6
- state sovereignty 53, 149
- statute of limitations 103–5
- subpoenas, enforcement of 106
  
- T-visas 116, 118, 123–4
- Taliban 16
- Taylor, Charles 30
- Taylor, Chuckie 95
- témoignage* 132
- terrorism 27–8, 147 *see also* Global War on Terror (GWOT)
  - human trafficking 122–3
  - meaning 12–13
  - torture 12–13
- TIP (Trafficking in Person) Report 116
- torture
  - denial 9–10
  - European Court of Human Rights 14
  - Iraq 18
  - Israel 13–14
  - law 10–11
  - meaning 11–12
  - Palestinians 13–14

- purpose of 11
- sovereign immunity 14–15
- terrorism 12–13
- United Kingdom 14, 146
- United States 15–21, 146–7
- universal jurisdiction 11
- Torture Victim Protection Act 1992 (TVPA)
  - 88, 89, 146
- trafficking *see* human trafficking
- Trafficking in Persons Report (TIP Report) 116
- Trafficking Victims Protection Act 2000 (United States) 115–16, 122–3
- trypanosomiasis brucei gambiense see* sleeping sickness
- Tunisia 29
- Turkey 74
- TVPA (Trafficking Victims Protection Act 2000 (United States)) 88, 89, 146
- UDHR (Universal Declaration of Human Rights) 39–40, 55, 63
- Uganda 130, 136–8, 141
- UN Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment 1984 11
- unitary executive thesis 15, 19
- United Kingdom 14, 58, 61–2, 146
- United Nations 40
  - charter 54–5, 62–3
  - Commission on the Status of Women (CSW) 70
  - Convention Against Torture 1984 57, 89, 94, 146
  - Declaration on the Elimination of All Forms of Intolerance and of Discrimination Based on Religion or Belief 55
  - Declaration on the Rights of Persons Belonging to National or Ethnic, Religious and Linguistic Minorities 55–6
  - Declaration on the Rights of the Child 55
  - domestic jurisdiction 54
  - Palermo Protocol 113–14
- United States
  - agricultural work 122
  - Alien Torts Claims Act 1789 (ATCA) 88–9
  - Center for Justice & Accountability (CJA) 94–5
  - Central Intelligence Agency (CIA) 98
  - Convention Against Torture 1984 94
  - criminal prosecution of human rights abusers 94–5
  - denial of torture 9–10
  - human trafficking 114, 115–16, 122–3
  - immigration 112
  - Intelligence Reform and Terrorism Prevention Act 2004 95
  - Internal Revenue Service (IRS) 29
  - International Covenant on Civil and Political Rights (ICCPR) 60
  - Judge Advocate General’s Corps (JAG) 18, 19, 20
  - law 101–6
  - Military Commissions Act 2006 21, 147, 148
  - National Association for the Advancement of Colored People (NAACP) 29
  - Office of Legal Counsel (OLC) 15
  - ratification of treaties 58
  - statute of limitations 103–5
  - subpoenas, enforcement of 106
  - sweat shops 122
  - torture 15–21, 146–7
  - Torture Victim Protection Act 1992 (TVPA) 88, 89, 146
  - Trafficking in Persons Report (TIP Report) 116
  - Trafficking Victims Protection Act 2000 (TVPA) 115–16, 122
  - victimization 151
  - War Crimes Act 1996 20
- United States v. Belfast* 95
- Universal Declaration of Human Rights (UDHR) 39–40, 55, 63
- universal jurisdiction 89, 148
- Uribe, Álvaro 28
- US v. Belfast* 95
- Vattel, Emmerich de 37
- victimization 117–19, 150
- victors’ justice 39
- Vides Casanova, Carlos Eugenio 90
- Vienna Declaration and Programme of Action 71–2
- Vuckovic, Nikola 92, 106
- war 37–8, 45
- War Crimes Act 1996 (United States) 20
- Warner, John 19, 20–21

- Washington Post* 9–10, 16–17  
waterboarding 9  
West Bank 13  
WID (women in development) 68  
women  
    human rights 150  
    human trafficking 120–2, 150  
    private sphere 121–2  
    victimization 150  
women in development (WID) 68
- World Conference on Human Rights 1993  
    71  
World Conference on Population and  
    Development 1994 72  
World Conferences on Women 70–71, 72–4
- Yoo, John 15, 16, 18  
*Yousuf v. Samantar* 106
- Zimbabwe 29