

RSOS2953/RSOS4953 – Legal Anthropology Fall 2019

Please note that times may change. Updates will be posted at the semester course site.

10 September: *Introduction* (Kristin B. Sandvik and Anne Hellum)

Readings:

Moore, Sally Falk. "Law and Social Change: The Semi-Autonomous Social Field as an Appropriate Subject of Study." *Law & Society Review*. 1973. Vol. 7, No. 4, pp. 719-746. 27 pages

Moore, Sally Falk. 'Certainties Undone: Fifty Turbulent Years of Legal Anthropology, 1949-1999.' *The Journal of the Royal Anthropological Institute*. 2001. Vol. 7, No. 1, pp. 95-116. 21 pages.

Griffiths, Anne. "Legal Pluralism" in Reza Banakar, Max Travers (ed.) *An Introduction to Law and Social Theory* (Hart Publishing 2002) 289-310, 21 p.

Case study based on fieldwork:

Hellum, Anne. "18. How to study human rights in plural legal contexts: an exploration of plural water laws in Zimbabwe." *Research Methods in Human Rights: A Handbook* (2017): 435-460, 25 p. [Canvas]

17 September: *Rights and legal pluralism: Contrasting descriptive and normative approaches* (Anne Hellum and Stener Ekern)

Readings:

Cowan, Jane K., Marie- Benedicte Dembour and Richard A Wilson (2001): "Introduction and Rights: Anthropological Perspectives." In: Cowan, Jane K., Marie-Bénédicte Dembour, and Richard A. Wilson, eds. *Culture and rights: Anthropological perspectives*. Cambridge University Press, 2001. pp.1-20. 19 p.

Eckert, Julia. "From subjects to citizens: legalism from below and the homogenisation of the legal sphere." *The Journal of Legal Pluralism and Unofficial Law* 38.53-54 (2006): 45-75.

Brems, Eva. "Legal Pluralism As a Human Right and/or As a Human Rights Violation". In Giselle Corradi, Eva Brems and Mark Goodale (eds.), *Human Rights Encounter Legal Pluralism*, Oñati International Series in Law and Society (Hart Publishing 2017). 18 p.

Case study based on fieldwork: Ekern, Stener. "[Between relations and rights: writing constitutions in Mayan Guatemala](#)." *The Journal of Legal Pluralism and Unofficial Law*: 2018. 1-21, 20 p

24 September: *The formats and politics of international law* (Kristin B. Sandvik)

Readings:

Zerilli, Filippo M. "The rule of soft law: an introduction." *Focaal* 56 (2010): 3-18, 15 p.

Sandvik, Kristin Bergtora. "Humanitarians in court: how duty of care travelled from human resources to legal liability." *The Journal of Legal Pluralism and Unofficial Law* (2018), 17 p.

Merry, Sally Engle. "Measuring the World, Indicators, Human Rights and Global Governance", *Current Anthropology* 52:3 (2011), 14 p.

Gaas, Mohamed Husein and Thomas Hylland Eriksen. In Hellum, A., Ali, S.S. & Griffiths, A.(eds.), *From Transnational Relations to Transnational Laws: Northern European Laws at the Crossroads*, 251-274 (Ashgate 2011), 23 p.

8 October: *Disputes* (Anne Hellum and Stener Ekern)

Readings:

Nader, Laura "Ch. 3 Hegemonic Processes in Law: Colonial to Contemporary", *The Life of the Law, Anthropological Projects* (University of California Press 2002) (117-168), 51 p.

Christie Nils. "Conflict as Property" *The British Journal of Criminology*, 17:1.1 (1977) (1–15), 15 p.

Griffiths, Anne and Randy F. Kandel. "Local Responses to National and Transnational Law: A view from the Scottish Children's Hearings System", in Anne Hellum, Shaheen Sardar Ali and Anne Griffiths (eds.) *From Transnational Relations to Transnational Laws* (Ashgate 2011) (189-207), 18 p.

15 October: *Bureaucracies and Courts* (Kristin B. Sandvik)

Readings:

Gerhard Anders "The New Global Legal Order as Local Phenomenon: The Special Court for Sierra Leone", In Franz von Benda- Beckmann, Kebeet von Benda- Beckmann and Anne Griffiths (eds.) *Spatializing Law. An Anthropological Geography of Law in Society* (Ashgate 2009). (137-156), p. 19.

Sandvik, Kristin Bergtora. 'Blurring Boundaries: Refugee Resettlement in Kampala—between the Formal, the Informal, and the Illegal.' *PoLAR: Political and Legal Anthropology Review* (2011) vol.34 no.1, pp. 11-32. 22 pages.

Coutin, Susan Bibler. "Illegality and the Spaces of Nonexistence pp", in *Legalizing Moves: Salvadoran Immigrants' Struggle for U.S. Residency*(University of Michigan Press 2000), (27-47) 20 p. [Canvas]

22 October: *Justice, technology and Gender* (Kristin B. Sandvik and Stener Ekern)

Readings:

Merry, Sally Engle. *Human rights and gender violence: Translating international law into local justice* (University of Chicago Press, 2009). 1-232, 231 p.

Sieder, Rachel. "Sexual violence and gendered subjectivities: indigenous women's search for justice in Guatemala" in *Gender justice and legal pluralities. Latin American and African perspectives*. Rachel Sieder and John-Andrew McNeish (eds.) (New York: Routledge-Cavendish, 2013), 23 p.

Melhuus, Marit. "Cyberstork Children and the Norwegian Biotechnology Act- Regulating Procreative Practices to What Effect." in Anne Hellum, Shaheen Sardar Ali and Anne Griffiths (eds) *From Transnational Relations to Transnational Laws*, Ashgate 2011 (CRC) (51-70), 19 p

Rudrappa, Sharmila, and Caitlyn Collins. "Altruistic agencies and compassionate consumers: moral framing of transnational surrogacy." *Gender & Society* 29.6 (2015): 937-959, 22 p.

29 October: *The market, Law, Control and culture* (Kristin B. Sandvik and Anne Hellum)

Readings:

Ganti, Tejaswini. "Neoliberalism." *Annual Review of Anthropology* 43 (2014): 89-104, 15 p.

Hellum, Anne and Derman, Bill. "Government Business and Chiefs", In Franz von Benda-Beckmann, Keebet von Benda- Beckmann and Julia Ekcet (eds.) *Rules of Law and Laws of Ruling. On the Governance of Law* (Ashgate 2009), 13 p. [Canvas]

Kuldova, Tereza (2016) 'Hells Angels™ Motorcycle Corporation in Fashion Business: Interrogating the Fetishism of the Trademark Law.' *Journal of Design History*. Pp. 1- 19. 19 pages.

Low, Setha. "Security at home: How private securitization practices increase state and capitalist control." *Anthropological Theory* 17.3 (2017): 365-381, 16 p.

5 November: *Group work presentations* (Kristin B. Sandvik and Anne Hellum)