

Democracy and Human Rights in Multicultural Societies

Edited by

MATTHIAS KOENIG AND PAUL DE GUCHTENEIRE

Contents

<i>Preface</i>	<i>xi</i>
<i>About the Contributors</i>	<i>xiii</i>
INTRODUCTION	
1 Political Governance of Cultural Diversity	3
<i>Matthias Koenig & Paul de Guchteneire</i>	
Nation-states and the Problem of Cultural Diversity	4
Transforming the Nation-State - The Impact of Human Rights	6
Ethnic, Linguistic and Religious Politics of Recognition	7
Territorially Based Ethnic or National Movements	8
Linguistic Diversity and Language Policy	10
Secularism and Religious Diversity	12
Conclusion	14
References	14
PART I ETHNO-NATIONAL MOVEMENTS	
2 Nationalism, Ethnic Conflict and Democratic Governance	21
<i>Juan Diez-Medrano</i> , I	
Theoretical Approaches	21
Primordialism	22
Social Constructivism	22
Rational Choice	24
State Policy and Ethnonationalism: Theoretical Predictions	26
Case Studies	26
The Basque Country	27
Northern Ireland	27
Quebec	28
Chiapas	28
The Kurdish Question in Turkey	29
Case Studies and Theoretical Predictions	29
References	32

3	Constitutional and Governmental Policies towards	
	Basque Nationalist Extremism	35
	<i>Enric Martinez-Herrera</i>	
	Strategies of the State facing Nationalist Insurgent Extremism:	
	Repressive and Responsive Frames	36
	Repressive Policies and Insurgent Nationalist Extremism	36
	Responsive Policies and Insurgent Nationalist Extremism	37
	Dimensions of Insurgent Nationalist Extremism in the Basque	
	Country	39
	Victims of Terrorism	40
	Herri Batasuna/Euskal Herritarrok Voting	40
	Basque Exclusivist Identification	41
	Dimensions and Indicators of State Policies in the Basque Case	42
	Repressive Policies	42
	Responsive Policies	42
	Empirical Analysis	44
	The Development of Violence	44
	Development of Basque Extremist Nationalist Voting	50
	Development of Rejection towards Spain	51
	Implications for Theory and Policy	56
	Notes	57
	References	59
4	Conflict Management in Northern Ireland	61
	<i>Stefan Wolff</i>	
	Introduction	61
	About the Conflict and its Solutions	62
	Settling the Conflict? Constitutional Reform, Institutional Change,	
	Security Policy, and Economic and Social Development in their	
	Effectiveness over Time	64
	Failure of the Sunningdale Process	65
	The Anglo-Irish Agreement	68
	Assessing the Success and Failure of British Conflict Management	
	and Resolution Policies in Northern Ireland	79
	Reducing the Level of Violent Conflict	79
	Republican Violence	80
	Loyalist Violence	80
	Violence and Community Relations	81
	Establishing the Conditions for an Inclusive Political Process?	83
	Balance of Political Power Between and Within the Communities	83
	Afterword: Northern Ireland since the Good Friday Agreement—	
	Stability or Collapse of the Peace Process	85
	Notes	87
	Appendix	89

References	91
Note on Terminology	95
5 The Decline of the PKK and the Viability of a One-State Solution in Turkey	93
<i>Matthew Adam Kocher</i>	
Violence and Demographic Shift	95
Identity	101
Public Opinion	104
Implications for Future Policy	109
Notes	110
References	111

PART II LINGUISTIC DIVERSITY

6 Linguistic Rights as an Integral Part of Human Rights - A Legal Perspective	115
<i>Fernand de Varennes</i>	
Private Use of Minority Language	116
Use of Minority Language by Public Authorities	118
Significance of Linking Language Rights as Part of Human Rights	121
• Linguistic Rights, Stability and Multicultural Democracies	122
Conclusion	124
Notes	125
Bibliography	125
7 Protecting Linguistic Minorities - The Role of the OSCE	127
<i>Sally Holt & John Packer</i>	
Language in the OSCE Framework	127
OSCE and Conflict Prevention , I	127
Integrating Diversity	129
Some Remarks Regarding States' Practice	130
The Oslo and Hague Recommendations	132
Survey of State Practice	132
Role of OSCE Institutions in Addressing Specific Language-related Issues	133
• -	
OSCE Institutions	133
Public/Private Divide	136
Resources	137
Public Administrative Authorities	138
Public Office and the Electoral Process	140
Employment in the Public and Private Spheres	143
Citizenship	144
Economic/Commercial Sphere	145

Provision of Public Services	146
Education	147
The Media	152
Conclusion	154
Notes	156
References	163
8 Language Legislation in the Baltic States	167
<i>Boriss Cilevics</i>	
Development of Linguistic Legislation after the Restoration of Independence	168
Status of Languages and Recognition of Minority Languages	169
Use of Languages in Legislatures and Elected Municipal Bodies	171
Right to Use Minority Language(s) before Public Authorities	173
Professional and Occupational Language Requirements	174
Languages in Media	176
Use of Languages in Education	177
Conclusions: Main Features of the Language Policies in the Baltic States	179
Notes	182
References	184
9 Language Rights in South Africa: an Adequate Level of Minority Protection?	185
<i>Kristin Henrard</i>	
Definition of the Minority Concept and its Application to the South African Population	187
Relevant Historical Events and Developments	189
Constitutional Negotiations and Analysis of the Relevant Provisions of the 1996 Constitution of South Africa	189
Certification Judgements as related to the 1996 Constitution of the Constitutional Court	193
Implementation of the Relevant Constitutional Provisions	195
Section 6 of the 1996 Constitution: Status of Languages Spoken in South Africa	195
Language in Education: Section 29(2) of the 1996 Constitution	199
Minority Rights <i>Sensu Stricto</i> and Language, Including the "Minorities" Commission	201
International Framework regarding Language Rights for Minorities	203
Standards	203
Supervision	207
Evaluation of the South African Norms and their Application in Light of this Framework	209
Notes	210
References	214

10 The Impact of Language Policy on Endangered Languages	217
<i>Suzanne Romaine</i>	
Evaluating Policies and the Fallacy of Autonomy	219
Weak Linkages	223
Timing: Too Little Too Late?	230
Factors Other than Legal Status	231
Conclusion: The Proof is in the Pudding	233
References	234

PART III RELIGIOUS DIVERSITY

11 The Resurgence of Religious Movements in the Processes of Globalization - Beyond the End of History or the Clash of Civilizations	239
<i>Shmuel N. Eisenstadt'</i>	
Resurgence of Fundamentalist and Communal-Religious Movements and the Transformation of the Classical Nation-State	241
Modernity and the Resurgence of Fundamentalist and Communal-Religious Movements	242
Reinterpretations of Modernity - the Larger Context	243
Specificities of the New Fundamentalist and Communal-Religious Movements	244
Impact of Civilizational Traditions on the Formation of Modernities	245
Conclusion: Multiple Modernities beyond the End of History and the Clash of Civilizations - New Potentials for Conflict	246
Notes	249
References	249

; I

12 Modes of Religious Pluralism under Conditions of Globalization	251
<i>Ok Riis</i>	
Concept of Pluralism	252
A phenomenology of religious pluralism	253
Religious Pluralism from the Perspective of the Sociology of Religion	255
Public Recognition of Denominations as a Mode of Religious Pluralism	258
Pillarization as a Mode of Religious Pluralism	260
Dilemmas of Pluralism	262
Notes '	264
References	265

13 Prison Chaplaincy in England and Wales - from Anglican Brokerage to a Multi-faith Approach	267
<i>James A. Beckford</i>	
Pluralism or Diversity?	267
Growth of Religious and Ethnic Diversity	269
Brokerage by the Church of England	273
Resistance to Brokerage	275
Towards Multi-faith Chaplaincy	277
Conclusion	279
Notes	281
References	281
14 The Challenges of Religious Pluralism in Post-Soviet Russia	283
<i>Kathy Rousselet</i>	
Religious Diversity and Social Conflicts	284
State Management of Religious Diversity - Towards which Model of Secularism?	288
Religion, Community and Territory	294
Conclusion	296
Notes	299
Bibliography	300

Index