**Dr Anna Śledzińska-Simon - Introduction to Human Rights, LLM 2019/20**

**Lecture 5**

**Rights and needs: on the nature of social rights**

The aim of this lecture is to:

* Discuss the status of social rights and their enforcement mechanism in international treaty law and national constitutions
* Explain the concept of indivisibility of human rights
* Gain the understanding of case-law concerning social rights
* Discuss the barriers to the realization of social rights.

**Take 4 STEPS**

**STEP 1**

Read carefully Chapter III “Rights and Needs” in “Human Rights and Their Limits” (pp.105-143) by Wiktor Osiatyński.

**STEP 2**

View the websites of the Committee on Economic Social and Cultural Rights <https://www.ohchr.org/en/hrbodies/cescr/pages/cescrindex.aspx>

and read its decision (view) in the case *Mohamed Ben Djazia and Naouel Bellili v. Spain* (2017) on the right to adequate housing

<http://docstore.ohchr.org/SelfServices/FilesHandler.ashx?enc=4slQ6QSmlBEDzFEovLCuWwFxY1mqLbp5EEjeL2wr8QZ5yGdFWeZK8t%2bOYmr%2fpqooooDrULo4nTNRoacaMIyCwIJ5b42pr%2bp4ydCoq7PvHomYAEaADHqDcestK5LnhTSghWOqk6gpjeGMC7GZI0c2Hw%3d%3d>

View the website of the European Committee of Social Rights

<https://www.coe.int/en/web/european-social-charter/european-committee-of-social-rights>

and read its decision in case of *International Federation of Associations of the Elderly (FIAPA) v. France* (2019) on the right of elderly persons to social protection

<https://hudoc.esc.coe.int/eng#{%22ESCDateDec%22:[%222015-04-05T00:00:00.0Z%22,%222020-04-05T00:00:00.0Z%22],%22ESCDcLanguage%22:[%22ENG%22],%22ESCDcType%22:[%22FOND%22],%22ESCDcIdentifier%22:[%22cc-145-2017-dmerits-en%22]}>

**STEP 3**

Watch the short videos on economic and social rights:

<https://www.nottingham.ac.uk/hrlc/operationalunits/economic-and-social-rights-unit/videos.aspx>

**STEP 4**

Prepare for a discussion on political and economic barriers to the full realization of social rights.