



**HUMAN RIGHTS: BETWEEN CRISIS OF
LEGALITY AND DIGITAL FUTURE.
THE RELATIONAL JUSTICE APPROACH AS A
PROPOSAL**

Catholic-inspired NGOs Forum
Rome, 11-13th December 2017

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TWO MAIN CHALLENGES ON HUMAN RIGHTS

Crisis of legality: affects the legitimacy of law and its functions – ordering and coercive of behaviour-. Because of self-referentiality of the law, citizens and institutions no longer feel obliged to comply with the norms because they do not evoke values and principles of justice that befall the human community but only other norms. As long as norms are the unique guarantee mechanism, also puts into difficulties the respect and fulfillment of human rights.

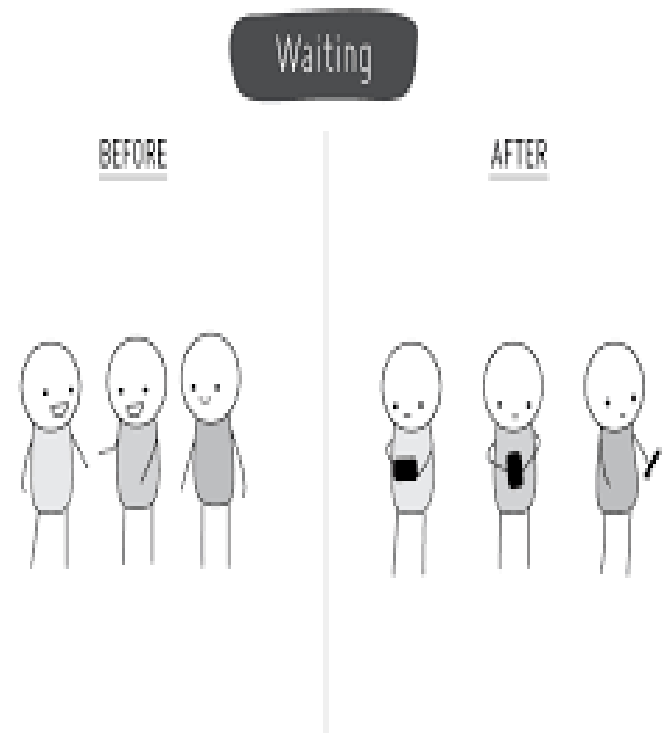
Lawyer Balancing Act



TWO MAIN CHALLENGES ON HUMAN RIGHTS

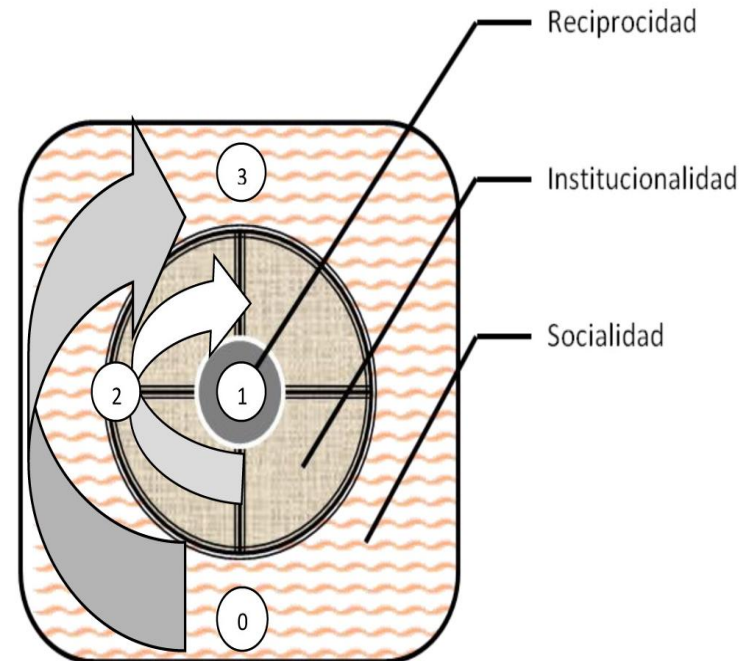
Digital future: phenomenon of digitalization, informational goods and new human rights.

- a) **Right to free access to internet, information and digital products** (to avoid marginalization, the digital gap and digital illiteracy)
- b) **Right to digital oblivion** (Judgment of the CJEU of May 13, 2014, Case C-131/12, Google Spain vs. Spanish Agency for Data Protection)
- c) **Right to privacy** (in an extreme sense because the development of ICT)
- d) **Right to data protection** (personal and private data control. (EU Regulation 2016/679, of April 27)
- e) **Right to disconnection** (as a protection mechanism against techno-stress)
- f) **Right to protection against digital slavery and cyberbullying**
- g) **Right to universal social protection** (in the same way that productive relationships are allowed throughout the world, public policies should be ordered to protect **citizens** and not only full-time workers and dependents residing in certain countries)



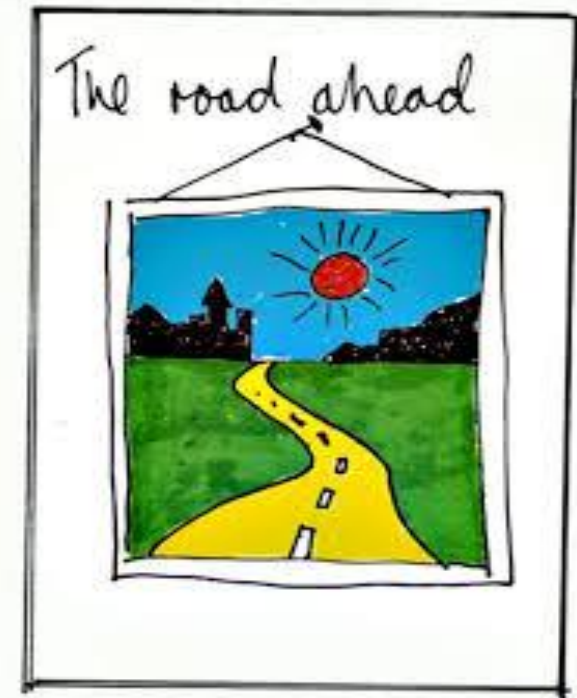
APPROACH OF RELATIONAL JUSTICE AS A PROPOSAL

- It can help Catholic-inspired organizations to shape a new international order by fostering a new culture of legality that makes the interpersonal relationship its driving force.
- r-j points to human behaviour as the engine of the relationships and not only the compliance with the norm.
- Emptiness of justice: absence of international mechanism that encourage and order the behaviour of the subjects in favour of respect for human rights.
- An UNIVERSAL LEX SOCIALIS is necessary.



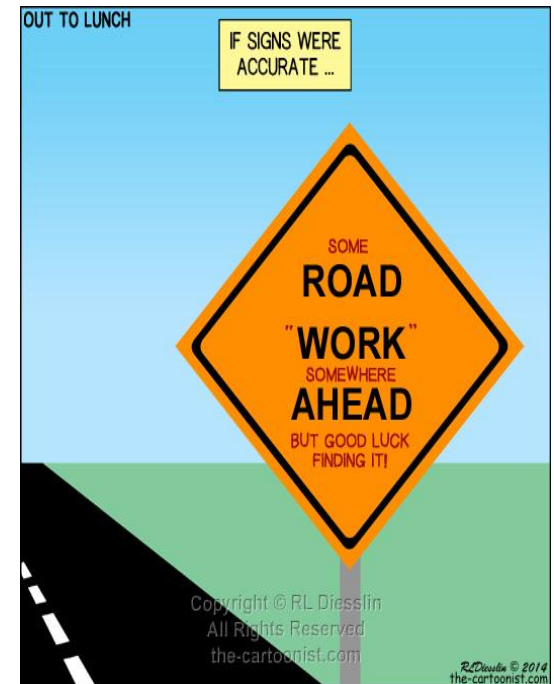
ROADS AHEAD FOR THE CATHOLIC-INSPIRED ORGANIZATIONS (I)

- Construction of global governmental and non-governmental **networks** whose objective is to join forces to create at the global level an autonomous right with a profuse juridical body and open to the relational realities of human communities without neglecting or disregarding their differences, but contemplating them in the unity. It is about building a **lex socialis**.



ROADS AHEAD FOR THE CATHOLIC-INSPIRED ORGANIZATIONS (II)

- Lex socialis: Proposal of contents:
- **Education and training** in respect of human rights should be transversal axis incorporated into international and national public policies.
- **Development of advertising campaigns** that "make fashionable" the sensitivity towards the human.
- Reach an international consensus on the promotion and design of **public policies** that, by expanding eligibility criteria, **guarantee social protection for citizens**, and not only for full-time and dependent workers.



CHALLENGING LANGUAGE FOR THE ORGANIZATIONS

- CULTURE OF LEGALITY
- CRISIS OF LEGALITY
- OPENNESS OF LAW AS A NEW FUNCTION
- SOFT LAW TECHNIQUES
- INFORMATIONAL GOODS
- INFORMATIONAL HUMAN RIGHTS
- DIGITAL COMMUNITIES
- FREE ACCESS TO DIGITAL PRODUCTS AND INTERNET
- DIGITAL OBLIVION
- DATA PROTECTION
- RIGHT TO DISCONNECTION
- TECHNO-STRESS
- DIGITAL SLAVERY
- UNIVERSAL SOCIAL PROTECTION
- RELATIONAL JUSTICE APPROACH
- LEX SOCIALIS
- MAKE FASHIONABLE THE SENSITIVITY TOWARDS THE HUMAN





Thank

you