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**Striking a balance between local and global interests:
communities and cultural heritage protection in
public international law**

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Striking a balance between local and global interests

Striking a balance between local and global
interests

Communities and cultural heritage protection in
public international law

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Provincialism? Not at all. I am not burying myself in a narrow particularism. But neither do I want to lose myself in an emaciated universalism. There are two ways to lose oneself: walled segregation in the particular or dilution in the "universal."

My conception of the universal is that of a universal enriched by all that is particular, a universal enriched by every particular: the deepening and coexistence of all particulars.

And so? So we need to have the patience to take up the task anew [.]

Aimé Césaire (tr. Chike Jeffers)

(‘Letter to Maurice Thorez’ (2010) 28 Social Text 145)

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Sophie Starrenburg
August 2023

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Abbreviations

ACmHPR	African Commission on Human and Peoples' Rights
ACtHPR	African Court on Human and Peoples' Rights
ARSIWA	ILC Articles on the Responsibility of States for Internationally Wrongful Acts
CBD	Convention on Biological Diversity
CEDAW	Convention on the Elimination of All Forms of Discrimination Against Women
CERD	Committee on the Elimination of Racial Discrimination
CESCR	Committee on Economic, Social and Cultural Rights
CGIs	Communities, groups and individuals
CHH	common heritage of humankind
CITES	Convention on International Trade in Endangered Species
COP	Conference of the Parties
CRC	Convention on the Rights of the Child
CRPD	Convention on the Rights of Persons with Disabilities
ECHR	European Convention of Human Rights
ECtHR	European Court of Human Rights
ECLAC	UN Commission for Latin America and the Caribbean
EEZ	Exclusive Economic Zone
EIA	environmental impact assessment
FPIC	free, prior and informed consent
HIA	heritage impact assessment
HRBA	human rights-based approach
HRC	Human Rights Committee
HRIA	human rights impact assessment
IACHR	American Convention on Human Rights
IACmHR	Inter-American Commission of Human Right
IACtHR	Inter-American Court of Human Rights
ICC	International Criminal Court
ICCPR	International Covenant on Civil and Political Rights
ICCROM	International Centre for the Study of the Preservation and Restoration of Cultural Property
ICERD	International Convention on the Elimination of All Forms of Racial Discrimination
ICESCR	International Covenant on Economic, Social and Cultural Rights
ICH	intangible cultural heritage
ICIC	International Committee on Intellectual Cooperation
ICJ	International Court of Justice
ICOMOS	International Council on Monuments and Sites

ICTR	International Criminal Tribunal for Rwanda
ICTY	International Criminal Tribunal for the Former Yugoslavia
IIC	International Institute of Intellectual Cooperation
ILA	International Law Association
IUCN	International Union for Conservation of Nature
MEA	multilateral environmental agreement
MOP	Meeting of the Parties
NIEO	New International Economic Order
OHCHR	Office of the High Commissioner for Human Rights
OIM	<i>Office International des Musées</i>
OUV	Outstanding Universal Value
SEA	strategic environmental assessment
STAB	Scientific and Technical Advisory Body
TWAIL	Third World Approaches to International Law
UCH	underwater cultural heritage
UDHR	Universal Declaration of Human Rights
UN	United Nations
UNCLOS	UN Convention on the Law of the Sea
UNDRIP	UN Declaration on the Rights of Indigenous Peoples
UNECE	UN Economic Commission for Europe
UNESCO	UN Educational, Scientific and Cultural Organization
UNFCCC	UN Framework Convention on Climate Change
VCLT	Vienna Convention on the Law of Treaties