



# PHIL3057

## Theories of Justice

Session 1, Fully online/virtual 2020

*Department of Philosophy*

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#### **Disclaimer**

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## General Information

Unit convenor and teaching staff A/Prof Paul Formosa <a href="mailto:paul.formosa@mq.edu.au">paul.formosa@mq.edu.au</a>
Credit points 10
Prerequisites 130cp at 1000 level or above
Corequisites
Co-badged status
Unit description What is justice? What is fair? This unit explores these important questions by examining several leading contemporary philosophical theories of justice, including John Rawls's influential theory of justice, and assessing the capacity of these theories to respond to pressing social issues. To do this we look at issues of inequality and diversity in society by asking: what degree of inequality, if any, can be justified? We explore the different answers to this question proposed by liberals, libertarians, and Marxists. We shall also examine broader questions around social and retributive justice, such as: How can we justify punishing those who violate justice? Should we focus more on the well-being of communities and less on the rights of individuals? Is justice biased against women? Should minorities receive special rights? What are the obligations of democratic citizenship? And what do we owe the poor in other countries?

## Important Academic Dates

Information about important academic dates including deadlines for withdrawing from units are available at <https://www.mq.edu.au/study/calendar-of-dates>

## Learning Outcomes

On successful completion of this unit, you will be able to:

**ULO1:** understand some of the major theories and current debates in contemporary political philosophy

**ULO2:** analyse arguments in the relevant literature

**ULO3:** evaluate relevant theories and arguments critically

**ULO4:** communicate clearly the student's own perspective on the views and arguments

presented in the unit

## Assessment Tasks

### Coronavirus (COVID-19) Update

Assessment details are no longer provided here as a result of changes due to the Coronavirus (COVID-19) pandemic.

Students should consult [iLearn](#) for revised unit information.

[Find out more about the Coronavirus \(COVID-19\) and potential impacts on staff and students](#)

## General Assessment Information

All assessment is to be submitted on-line through iLearn.

**Late Submission Policy** “Unless a Special Consideration request has been submitted and approved, (a) a penalty for lateness will apply – two (2) marks out of 100 will be deducted per day for assignments submitted after the due date – and (b) no assignment will be accepted more than seven (7) days (incl. weekends) after the original submission deadline. No late submissions will be accepted for timed assessments – e.g. quizzes, online tests.”

## Delivery and Resources

### Coronavirus (COVID-19) Update

Any references to on-campus delivery below may no longer be relevant due to COVID-19.

Please check here for updated delivery information: [https://ask.mq.edu.au/account/pub/display/unit\\_status](https://ask.mq.edu.au/account/pub/display/unit_status)

**Required Readings Textbook:** Will Kymlicka, *Contemporary Political Philosophy: An Introduction*. (2nd edition), Oxford: Oxford University Press. 2002.

**Other Required readings:** Other required readings are listed in the unit guide and available for download from iLearn and Leganto. There is no printed unit reader.

**You must read the required readings BEFORE the lecture and tutorial.**

**Additional readings:** As well as the required reading, recommended additional readings for each topic are listed on iLearn. Kymlicka also provides suggestions for further reading at the end of each chapter and offers useful comments about what each text contains. You do NOT need to read these each week.

## Unit Schedule

### Coronavirus (COVID-19) Update

The unit schedule/topics and any references to on-campus delivery below may no longer be relevant due to COVID-19. Please consult [iLearn](#) for latest details, and check here for updated delivery information: [https://ask.mq.edu.au/account/pub/display/unit\\_status](https://ask.mq.edu.au/account/pub/display/unit_status)

## **Section 1: Equality and Inequality**

### **Week 1 (24 February)**

Lecture 1: Introduction: Equality and Diversity

No tutorial

No required reading

### **Week 2 (2 March)**

Lecture 2: Utilitarianism

Tutorial 1: Utilitarianism

Required Reading:

1. Kymlicka, CPP, Ch. 2, pp. 10-37; 45-52. [OPTIONAL: Section 5, pp.37-45].

**Quizzes start this week and continue until end of semester**

**Participation rubric handed out: March 2**

### **Week 3 (9 March)**

Lecture 3: Rawls

Tutorial 2: Rawls

Required Reading:

1. John Rawls, A Theory of Justice (Harvard University Press, 1971), Ch. 1, Sections 1-6 (pp. 3-33), Ch. 2, Sections 11-12 (pp. 60-78), Ch. 3, Sections 24-26 (pp. 136-161).
2. Kymlicka, CPP, Ch. 3, Sections 1-3 ONLY (pp.53-75). Do NOT read past p.75, we will cover that next week.

**Comparative Analysis handed out: March 9**

### **Week 4 (March 16)**

Lecture 4: Dworkin

### Tutorial 3: Dworkin

#### Required Reading:

1. Ronald Dworkin, 'What is Equality? Part 2: Equality of Resources', Philosophy & Public Affairs, 10:4, 1981, Section I-IV & VII ONLY (pp.283-314; pp. 335-345). [OPTIONAL: Sections V & VI (pp. 314-334)].
2. Kymlicka, CPP, Ch. 3, Sections 4-5.

### **Week 5 (March 23)**

#### Lecture 5: Nozick

#### Tutorial 4: Nozick

#### Required Reading:

1. Robert Nozick, 'Distributive Justice' Ch. 7 (Section 1, pp. 149-182 & from 'Natural Assets' until end of chapter, pp. 213-231) of Anarchy, State and Utopia, (New York: Basic Books, 1974).
2. Kymlicka, CPP, Ch. 4, Section 2 (pp. 107-127), Section 4 (pp. 138-153), & Section 5 (pp.154-159) ONLY [OPTIONAL: Section 1 and Section 3 on Chapter 4].

### **Week 6 (March 30)**

#### Lecture 6: Analytical Marxism

#### Tutorial 5: Analytical Marxism

#### Required Reading:

1. Kymlicka, CPP, Ch. 5

### **Section 2: Diversity, Citizenship and Justice**

#### **Week 7 (6 April)**

#### Lecture 7: Retributive Justice, Criminality and Punishment

#### Tutorial 6: Retributive Justice, Criminality and Punishment

#### Required Reading:

1. Rawls, A Theory of Justice, Section: The Rule of Law, section 38, pp. 235-243.
2. Walen, Alec, "Retributive Justice", The Stanford Encyclopedia of Philosophy (Winter 2016 Edition), Edward N. Zalta (ed.), URL = <<http://plato.stanford.edu/archives/win2016/entries/justice-retributive/>>.

## **RECESS**

### **Week 8 (27 April)**

**Comparative Analysis assessment due: April 28**

**No lecture or tutorials this week – public holiday**

### **Week 9 (4 May)**

Lecture 8: Feminism

Tutorial 7: Feminism

Required Reading:

1. Susan Moller Okin, 'Justice as Fairness: For Whom?' Ch. 5 of Justice, Gender and the Family (pp. 88-109), (New York: Basic Books, 1989)
2. Eva Feder Kittay, 'Human Dependency and Rawlsian Equality' (pp. 219-266), in Diana Meyers (ed.) Feminists Rethink the Self (Boulder: Westview Press, 1997)

**Essay Plan and Essay assessment handed out: 4 May**

### **Week 10 (11 May)**

Lecture 9: Democracy and Multiculturalism

Tutorial 8: Democracy and Multiculturalism

Required reading:

1. Joshua Cohen, 'Deliberation and Democratic Legitimacy' (pp. 67-91) in James Bohman & William Rehg (eds) Deliberative Democracy: Essays on Reason and Politics, (MIT Press, 1997)
2. Kymlicka, CPP, Ch. 8

### **Week 11 (18 May)**

Lecture 10: Global Justice

Tutorial 9: Global Justice

Required reading:

1. Brian Barry, 'Humanity and Justice in Global Perspective' (pp. 525-539) in Goodin and Pettit

(eds.), *Contemporary Political Philosophy: An Anthology*

2. John Rawls, *The Law of Peoples* (Harvard, 1999), Part III, Sections 15 & 16 (pp. 105-120).

## **Week 12 (25 May)**

Lecture 11: Environmental and Animal Justice

Tutorial 10: Environmental and Animal Justice

Required reading:

1. Bell, Derek. "Environmental Justice and Rawls' Difference Principle:" *Environmental Ethics* 26, no. 3 (2004): 287–306.
2. Garner, Robert. *A Theory of Justice for Animals: Animal Rights in a Nonideal World*. Oxford University Press, 2013. Chapter 2 "Contractarianism, Animals, and Justice", pp. 20-37 (up to the section "Justice as Impartiality") ONLY.
3. Brandstedt, Eric. "Non-Ideal Climate Justice." *Critical Review of International Social and Political Philosophy* 22, no. 2 (February 23, 2019): 221–34.

## **Week 13 (1 June)**

**No Lectures or Tutorials this week - Writing Week**

**Essay Plan and Essay due Thursday June 4 at 11:59PM**

**All quizzes close Friday June 5 at 11:59PM**

## **Policies and Procedures**

Macquarie University policies and procedures are accessible from [Policy Central](https://staff.mq.edu.au/work/strategy-planning-and-governance/university-policies-and-procedures/policy-central) (<https://staff.mq.edu.au/work/strategy-planning-and-governance/university-policies-and-procedures/policy-central>). Students should be aware of the following policies in particular with regard to Learning and Teaching:

- [Academic Appeals Policy](#)
- [Academic Integrity Policy](#)
- [Academic Progression Policy](#)
- [Assessment Policy](#)
- [Fitness to Practice Procedure](#)
- [Grade Appeal Policy](#)

- [Complaint Management Procedure for Students and Members of the Public](#)
- [Special Consideration Policy](#) (**Note:** *The Special Consideration Policy is effective from 4 December 2017 and replaces the Disruption to Studies Policy.*)

Students seeking more policy resources can visit the [Student Policy Gateway](https://students.mq.edu.au/support/study/student-policy-gateway) (<https://students.mq.edu.au/support/study/student-policy-gateway>). It is your one-stop-shop for the key policies you need to know about throughout your undergraduate student journey.

If you would like to see all the policies relevant to Learning and Teaching visit [Policy Central](http://staff.mq.edu.au/work/strategy-planning-and-governance/university-policies-and-procedures/policy-central) (<http://staff.mq.edu.au/work/strategy-planning-and-governance/university-policies-and-procedures/policy-central>).

## Student Code of Conduct

Macquarie University students have a responsibility to be familiar with the Student Code of Conduct: <https://students.mq.edu.au/study/getting-started/student-conduct>

## Results

Results published on platform other than [eStudent](#), (eg. iLearn, Coursera etc.) or released directly by your Unit Convenor, are not confirmed as they are subject to final approval by the University. Once approved, final results will be sent to your student email address and will be made available in [eStudent](#). For more information visit [ask.mq.edu.au](http://ask.mq.edu.au) or if you are a Global MBA student contact [globalmba.support@mq.edu.au](mailto:globalmba.support@mq.edu.au)

## Student Support

Macquarie University provides a range of support services for students. For details, visit <http://students.mq.edu.au/support/>

## Learning Skills

Learning Skills ([mq.edu.au/learningskills](http://mq.edu.au/learningskills)) provides academic writing resources and study strategies to help you improve your marks and take control of your study.

- [Getting help with your assignment](#)
- [Workshops](#)
- [StudyWise](#)
- [Academic Integrity Module](#)

The Library provides online and face to face support to help you find and use relevant information resources.

- [Subject and Research Guides](#)
- [Ask a Librarian](#)

## Student Services and Support

Students with a disability are encouraged to contact the [Disability Service](#) who can provide appropriate help with any issues that arise during their studies.



## Student Enquiries

For all student enquiries, visit Student Connect at [ask.mq.edu.au](https://ask.mq.edu.au)

If you are a Global MBA student contact [globalmba.support@mq.edu.au](mailto:globalmba.support@mq.edu.au)

## IT Help

For help with University computer systems and technology, visit [http://www.mq.edu.au/about\\_us/offices\\_and\\_units/information\\_technology/help/](http://www.mq.edu.au/about_us/offices_and_units/information_technology/help/).

When using the University's IT, you must adhere to the [Acceptable Use of IT Resources Policy](#). The policy applies to all who connect to the MQ network including students.