

テロとの闘いと人権
—人間の安全保障の観点から—

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(要約)

1. 無差別テロの犯罪性: 人権の観点から
 - 1.1 テロの三様態、国家テロ、反国家テロ（特定）、反国家テロ（無差別）と、国際人権、人道法における戦闘員と非戦闘員の権利の保護。
 - 1.2 容疑者エスニック集団の人種主義的プロファイリングの禁止と反テロ・キャンペーンの政治化・軍事化の防止を含むテロ対策の随伴災害の被害者の人権の保護問題

2. 反テロ戦争の問題性: 人間の安全保障の観点から。
 - 2.1 テロとの闘いの二つの対称的なアプローチ: 「米合衆国の国家安全保障戦略」報告の先制攻撃アプローチと「いまこそ人間の安全保障」報告の構造的な原因除去アプローチ。
 - 2.2 テロと反テロの「安全保障のジレンマ」を克服するための信頼醸成措置として、国際刑事裁判所によるテロ対策の法制度化と文明間、民衆間の「共通の安全保障」の組み合わせ。

3. 人権に適合的なテロとの闘いのための歴史心理的なロードマップ
 - (ア) テロ・シンパ世論をおさえるため、歴史的に対立しているアイデンティティ集団の間の和解の推進、とくに反ユダヤ主義とイスラーム排斥主義の同時抑制を前提にしたパレスチナとイスラエルの和解。
 - (イ) テロ予備軍をなくすために、政治経済のグローバル化に伴う人種主義的な差別と搾取の排除、とくにイスラーム系移住者共同体と定住先の市民社会の共生の条件を満たす。

Readings/参考書:

Commission on Human Security, *Human Security Now*, United Nations, New York, 2003.

Accessible online from: <http://humansecurity-chs.org/finalreport/index.html>

武者小路公秀著、「人間安全保障論序説: グローバル・ファシズムに抗して」 国際書房、2003年。

Asian Exchange, vol. 20, 2004/vol. 21, No. 1, 2005, *Militarizing State, Society and Culture in Asia: Critical Perspectives*. Hongkong, 2005.

Fight against Terror and Human Rights
—From the Perspective of Human Security—
Kinhide Mushakoji

(Summary)

1. The Criminality of Indiscriminate Terrorism: From the Perspective of Human Rights
 - 1.1 Three modalities of terrorism: State terrorism, Anti-state terrorism (targeted), anti-state terrorism (indiscriminate).

The guarantee of the rights of the combatants and of the civilians in International Human Rights and humanitarian Law.
 - 1.2 The problems regarding the protection of the rights of the potential victims of the collateral damages of terror control, including the interdiction of racist profiling of the suspected ethnic groups and the prevention of the politicization and militarization of the counter-terrorist campaigns.

2. The problematic of the War on Terror: From the perspective of human security.
 - 2.1 Two opposed approaches to fighting terror: The preemptive attack approach of the Report on “the National Security Strategy of the United States of America”, and the controlling root causes approach of the Report “Human Security Now”.
 - 2.2 The combination of the legal institutionalization of the fight against terror through the International Criminal Court and of the building of a “common security” between civilizations and peoples as confidence building measures to overcome the “security dilemma” between terrorism and counter-terrorism.

3. The Psycho-historical Road-Map for a Human Rights Compatible Fight against Terror.
 - 3.1 Proceed reconciliation between historically antagonistic identity groups, especially between Palestine and Israel, based on a simultaneous control of anti-semitism and Islamophobia, so as to eliminate the sympathizing opinion towards terrorists.

3.2 Eliminate the structures of racist discrimination and exploitation accompanying globalizing political economy. Especially create conditions for the coexistence between the Islamic diaspora and the host civil society in order to eliminate the terrorist reserve.