

**National Research University – Higher School of Economics**  
Master's program "Philosophy, Politics, Economics".  
**Syllabus of the course: "Social Choice Theory"**

Syllabus of the course:

# Social Choice Theory

Master's course "Philosophy, Politics and Economics"  
First year  
41.04.04  
Political Science

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Moscow, 2019

## 1 Course Description

This is a compulsory course, based on knowledge and competences which were provided by the following disciplines:

- Philosophy.
- Political Science
- General Sociology
- Economics

The following knowledge and competences are needed to study the discipline:

- The basic skills of philosophical analysis
- The basic knowledge of the foundations of society and political state
- The knowledge of the basics of economics and rational choice theory

## 2 Learning objectives

This is an interdisciplinary course bringing together social choice theory, mathematics, ethics, political philosophy, political science. The focus of the course is social or collective choice. We start from rational choice theory, game theory and collective decision making and move in the direction of practical implications such as political coercion, war and social ethics. We end up with the practical problem of national self-determination, which brings together all the issues mentioned above.

## 3 Outcomes

The students are supposed to master some methods and techniques from a wide array of disciplines, which will allow them to settle the matters of social choice in practical situations of negotiations, disputes and political decision making.

## 4 Course Plan

№	Topic	Total hours	Work in the class		Independent work
			Lectures	Seminars	
1.	Reason, Rationality, Game Theory and Collective Decision Making	14	4	4	6
2.	Political State, Coercion, Power and Social Choice	14	4	4	6
3.	War as Social Choice	14	4	4	6
4.	Ethics and Moral Choice	14	4	4	6
5.	Political Justice and Collective Choice	14	4	4	6
6.	Law and Social Choice	14	4	4	6
7.	National Self-determination as social choice	14	4	4	6
<b>Total:</b>		98	28	28	42

## **1. Reason, Rationality, Game Theory and Collective Decision Making**

*Choice and desire.* Reasonableness. Patterns of choices. Choice menu. Prizes. Joint choice.  
*Reasonable choices.* Conditions of reasonableness. Pair wise choices. Contraction condition and expansion condition. Preference relation.  
*Rational choices.* Revelation condition. Preference ordering. Transitivity.  
*Utility.* Ordinal utility. Utility maximization. Framing paradox.  
*Game under uncertainty.* Gambles. Degenerate gambles. Compound gamble.  
*Probability gambles.* Jumps in preference. Continuity condition and substitution condition. The concept of expected utility. Cardinal utility. Allais paradox.  
*State gambles.* Subjective expected utility. Full subjective expected utility. State dependent subjective utility. Ellsberg paradox. Nozick's paradox.  
*Attitudes to risk.* Expected value and certainty equivalent. Fair gambles and favorable gambles. St. Petersburg example.  
*The general idea of the game.* Common knowledge and mutual knowledge.  
*Plausible response.* Chain of reasoning. Individual rationality versus collective rationality. The concept of domination. Undominated actions and dominated actions. Iterative deletion of dominated actions.  
Sustainable action. Nash equilibrium.  
*The settings of group choice. Acceptable constitutions.* Borda rule. Independence condition and neutrality condition. Unanimity condition. Responsiveness condition.  
*Reasonable constitutions.* Anonymity condition. Majority rule.  
*Patriarchy. Rationality and dictatorship.* Independence and unanimity of the dictatorial constitution. Arrow theorem. Impossibility of rationality, independence, unanimity and non-dictatorship.

### **Required readings:**

Michael Allingham. *Choice Theory: A very Short Introduction*. Oxford: Oxford university press, 2002.  
(330.1 A38 in HSE Library)

### **Optional readings:**

*Comparative politics: rationality, culture, and structure* / Ed. by M. I. Lichbach, A. S. Zuckerman. – 2nd ed. – Cambridge: Cambridge University Press, 2009. (32 C73 in HSE Library)  
Jonge de, J. *Rethinking rational choice theory: a companion on rational and moral action* / J. Jonge de. – Basingstoke; New York: Palgrave Macmillan, 2012. (32 C73 in HSE Library)  
*Economics, rational choice and normative philosophy* / Ed. by T. A. Boylan, R. Gekker. – London; New York: Routledge, 2009. (330.8 E20 in HSE Library).  
*The handbook of rational and social choice: an overview of new foundations and applications* / Ed. by P. Anand, P. K. Pattanaik, C. Puppe. – Oxford; New York: Oxford University Press, 2009. (330.1 H22 in HSE Library).  
Axelrod, R. *The evolution of cooperation* / R. Axelrod. – Revised ed. – New York: BasicBooks, 2006. (334 A97 in HSE Library)  
Binmore, K. *Fun and Games: A Text on Game Theory* / K. Binmore. – Lexington: D.C.Heath and Company, 1992. (519 B59 in HSE Library).  
Binmore, K. *Game theory: a very short introduction* / K. Binmore. – Oxford; New York: Oxford University Press, 2007. (519 B59 in HSE Library).  
Binmore, K. *Game theory and the social contract* / K. Binmore. – Cambridge: The MIT Press, 1994. (1 B59 in HSE Library).  
Binmore, K. *Natural justice* / K. Binmore. – Oxford: Oxford University Press, 2005. (K 330.1 B59 in HSE Library).  
Osborne, M. J. *An introduction to game theory* / M. J. Osborne. – Oxford; New York: Oxford University Press, 2009. (K 519 O-83 in HSE Library).  
Arrow, K. J. *Social choice and individual values* / K. J. Arrow. – 2nd ed. – New Haven: Yale University Press, 1963. (330.1 A79 in HSE Library)  
Gaertner, W. *A primer in social choice theory* / W. Gaertner. – Revised ed. – Oxford; New York: Oxford University Press, 2010. (330.1 G13 in HSE Library).

Sen, A. K. *Collective choice and social welfare* / A. K. Sen. – San Francisco; London: Holden-Day, 1970. (330.1 S47 in HSE Library).

Blackorby, C. *Population issues in social choice theory, welfare economics, and ethics* / C. Blackorby, W. Bossert, D. Donaldson. – Cambridge: Cambridge University Press, 2005. (314 B64 in HSE Library).

Blackorby, C. *Population issues in social choice theory, welfare economics, and ethics* / C. Blackorby, W. Bossert, D. Donaldson. – Cambridge: Cambridge University Press, 2005. (314 B64 in HSE Library).

## **2. Political State, Coercion, Power and Social Choice.**

*Political State and Coercion.* Interpersonal and institutional contexts of political coercion. Coercive state actions. Coercion and complex systems of rules. The possible justification of coercion and utility gains. Force coercion and conditional threats. History of coercion. Aquinas. Hobbes, Locke, Kant. John Stuart Mill. 20th Century views to 1969. Contemporary philosophical accounts of coercion. Nozick and a new approach to coercion. Threats and Baselines. Moralized vs. non-moralized baselines. Coercive Offers. Non-baseline approaches. Uses for thought about coercion. The effect of coercion on coerced responsibility. Wrongfulness of coercion. Coercion and freedom. Political/legal theory and coercion. *Revolution and rebellion.* Conceptual Matters. Some Major Figures' Views on the Morality of Revolution. Distinctive Features of Revolutionary Wars. Revolutionary Jus ad bellum, Revolutionary Jus in bello. *Terrorism.* Terror, war and violence. The nature of terrorism. The distinction of terror and terrorism. Terrorism as communicative action. Game theoretical approach to terrorism. Terrorism and the major forms of violence. Terrorism as fact and value. The subjective nature of "terroristic" labelling. The classification of terrorism. Affective terrorism. Traditional terrorism. Value-rational terrorism. Rational terrorism. Post modern (global terrorism)

### **Required readings:**

Marciano A. *Democracy, freedom and coercion : a law and economics approach.* Edward Elgar, 2007. 32 D39 in HSE Library.

### **Optional readings:**

Abizadeh, Arash (2010). "Democratic Legitimacy and State Coercion: A Reply to David Miller," *Political Theory*, 38: 121–130.

Anderson, Scott (2008a). "Of Theories of Coercion, Two Axes, and the Importance of the Coercer," *The Journal of Moral Philosophy*, 5: 394–422.

Blake, Michael (2001). "Distributive Justice, State Coercion, and Autonomy," *Philosophy and Public Affairs*, 30: 257–296.

Dworkin, Gerald (1985). "Nuclear Intentions," *Ethics*, 95: 445–460.

Fowler, Mark (1982). "Coercion and Practical Reason," *Social Theory and Practice*, 8: 329–355.

Gaus, Gerald (2010). "Coercion, Ownership, and the Redistributive State: Justificatory Liberalism's Classical Tilt," *Social Philosophy and Policy*, 27: 233–275.

Gorr, Michael (1986). "Toward a Theory of Coercion," *Canadian Journal of Philosophy*, 16: 383–406.

Gunderson, Martin (1979). "Threats and Coercion," *Canadian Journal of Philosophy*, 9: 247–259.

Hardin, Russell (1986). "Deterrence and Moral Theory." *Canadian Journal of Philosophy, Supplementary Volume 12*: 161–193.

Pettit, Philip (1996). "Freedom as Antipower," *Ethics*, 106: 576–604.

Ripstein, Arthur (2004). "Authority and Coercion," *Philosophy and Public Affairs*, 32: 2–35.

Ryan, Cheyney C. (1980). "The Normative Concept of Coercion," *Mind*, 89: 481–498.

Waldron, Jeremy (2004). "Terrorism and the Uses of Terror," *Journal of Ethics*, 5: 5–35.

Wasserstrom, Richard (1985). "War, Nuclear War, and Nuclear Deterrence: Some Conceptual and Moral Issues," *Ethics*, 95: 424–444.

Yankah, Ekow (2008). "The Force of Law: The Role of Coercion in Legal Norms," University of Richmond Law Review, 42: 1195–1256.

### **3. War as Social Choice.**

*The nature of war.* The normative attitudes to war in philosophy and religion: Pacifism, Realism and Militarism. Just war theory as philosophical and religious doctrine. Theoretical development of the doctrine from St. Augustine to Walzer.

*The normative principles of war in philosophy and religions.* Jus in bello and Jus ad Bellum. Holy War in Christian and Islamic tradition. The contemporary transformation of war. The threat of absolute war. War and normativity. The normative nature of war. Military virtues and values. Cohesion. Military and the state. *Absolute pacifism.* The unreasonableness of absolute pacifism. Religious absolute pacifism. Pacifism of Tolstoy. Contingent pacifism. The classification of contingent pacifisms. Political pacifism. Individual pacifism. Nuclear pacifism. Pacifism and feminism. Pacifism and contemporary political movements. Pacifism and the contemporary left movement. Pacifism and environmentalism. Religious pacifism. Pacifism in sectarian Christianity. Pacifism of Quakers. Pacifism in Buddhism.

*Militarism.* Absolute militarism of some ancient cultures. War as a way of life and an end in itself. Military values. Kant on sublimity of war. Hegel on virtues of war and degeneration of peace. Militarism of Mussolini. Contingent militarism. Early realism. Thucydides. On Peloponnesian war. The general approach of Thucydides. Melian dialogue. Realism and early modernity. Machiavelli and Hobbes. Machiavelli on war. Hobbes on state of war, prerogative and international relations.

*Realism of the 20th century.* Realism in international politics of the 20th century. Henry Kissinger. American realism of Niebuhr and Morgenthau. Moral man and immoral society. Politics among nations. The struggle for power and peace. Pessimism. Contemporary realism and contemporary politics. The emergence of global sovereign. The transformation of realism through just war theory.

#### **Required readings:**

Fiala, Andrew. *The Just War Myth. The Moral Illusions of War.* Lanham: Rowman and Littlefield, 2008.  
URL: <https://ebookcentral.proquest.com/lib/hselibrary-ebooks/detail.action?docID=1351109> - ProQuest Ebook Central - Academic Complete.

#### **Optional readings:**

Black, J. *Why Wars Happen.* Chicago: Reaction books, 2005. URL:  
[https://proxylibrary.hse.ru:2448/ehost/results?vid=3&sid=3e976eb7-edfd-4e7e-b78e-fc46e30c4d6e%40sessionmgr4008&bquery=\(JN+%22Why+Wars+Happen%22\)+AND+FT+Y&bdata=JmRiPTMwaCZ0eXBIPTE%3d](https://proxylibrary.hse.ru:2448/ehost/results?vid=3&sid=3e976eb7-edfd-4e7e-b78e-fc46e30c4d6e%40sessionmgr4008&bquery=(JN+%22Why+Wars+Happen%22)+AND+FT+Y&bdata=JmRiPTMwaCZ0eXBIPTE%3d) - EBSCO Host.

Clausewitz, Carl von. Howard, Michael; Paret, Peter (eds.) *On War [Vom Krieg] (Indexed ed.)*. New Jersey: Princeton University Press, 1984. URL: <https://ebookcentral.proquest.com/lib/hselibrary-ebooks/detail.action?docID=3328255> - ProQuest Ebook Central - Academic Complete.

Dawes, J. *Evil Man.* Cambridge, MA: Harvard University Press, 2013. URL:  
<https://ebookcentral.proquest.com/lib/hselibrary-ebooks/detail.action?docID=3301295> - ProQuest Ebook Central - Academic Complete.

Evera, S. van. *Causes of War: Power and the Roots of Conflict.* Ithaca, NY: Cornell University Press, 1998.  
URL: <https://ebookcentral.proquest.com/lib/hselibrary-ebooks/detail.action?docID=3138418> - ProQuest Ebook Central - Academic Complete.

Gat, Azar. *War in Human Civilization*. Oxford: Oxford University Press, 2008. 355/359 G25 in HSE Library

Walzer, Michael. *Arguing About War.* New Haven, CT: Yale University Press, 2004. URL:  
<https://ebookcentral.proquest.com/lib/hselibrary-ebooks/detail.action?docID=3420155> - ProQuest Ebook Central - Academic Complete.

Rawls, John. *The Law of Peoples*. In *John Rawls: critical assessments of leading political philosophers. Vol.4: Political liberalism and The law of peoples*. 1 R28 in HSE Library.

Coates, A.J. *The Ethics of War.* Manchester: Manchester University Press, 1977. URL:  
<https://ebookcentral.proquest.com/lib/hselibrary-ebooks/detail.action?docID=833429> - ProQuest Ebook Central - Academic Complete.

#### **4. Ethics and Moral Choice**

*The meaning of the terms 'morals' and 'ethics', 'good', 'right' and 'ought'.* Moral Psychology. Lawrence Kohlberg's stages of moral development. The difference of prescriptive and descriptive statements. The history of morality. The sociology of morals. Religious and secular ethics and morality. Positive law and the need of moral foundations of legality. Etiquette. Customs. Customary and reflective morality.

*The difference of morals and rationality.* Traits of moral principles: Prescriptivity, Universalizability, Overridingness, Publicity, Practicability. The purpose of morality. The structure of morality. Moral Rules, Principles, Virtues and Actions. Metaethics, Normative morality, Applied ethics, Theoretical ethics. *Ethical relativism and objectivism.* Egoism and altruism. Psychological Egoism. The paradox of Egoism. The meaning of metaethics. Metaethical intuitionism. Other forms of intuitionisms. Emotivism and prescriptivism. Naturalism.

*Metaethics and morals.* Reportive definition. Stipulative definition. Theoretical definitions: Analytical and ostensive definition. The logic of moral reasoning. Moral Relativism. Egoism. Virtue. Religious Ethics. Ethics of Conscience. Convention. Legalism.

*The Natural Law.* Elitism. Deontology. Bureaucratic Ethics. Particularism. Sentimentalism. Utilitarianism. Relations between fact and value. The debate about naturalism. Non-cognitivism. Cognitivism. The classification of the main approaches in analytic ethics.

#### **Required readings:**

Singer, Peter. *Practical Ethics*. Cambridge: Cambridge University Press, 2011. 17 S62 in HSE library.

#### **Optional readings:**

Deigh J. *An Introduction to Ethics*. Cambridge: Cambridge University Press, 2010. 17 D33 in HSE library.

Beckerman W. *Economics as applied ethics : value judgements in welfare economics*. Palgrave Macmillan, 2011. 330.1 B35 in HSE library.

Hudson, W. D. *Modern Moral Philosophy*. The Macmillan Press, LTD, 1983. 17 H88 in HSE Library.

Gensler H. J. *Ethics. A Contemporary Introduction*. Routledge, 2011. 17 G36 in HSE Library.

Blackburn S. *Ethics. A Contemporary Introduction*. Oxford University Press, 2003. 17 B64 in HSE Library.

Lamb A. *Ethics and the Laws of War. The Moral Justification of Legal Norms*. Routledge, 2013. 355/359 L20 in HSE Library.

Clary B. J. *Ethics and the market : insights from social economics*. Routledge, 2006. 330.1 E84 in HSE Library.

Ploug T. *Ethics in cyberspace : how cyberspace may influence interpersonal interaction*. Springer, 2009. 17 P76 in HSE Library.

Little . M. D. *Ethics, economics, and politics : principles of public policy*. Oxford University Press, 2002. 330.1 L81 in HSE Library.

Angier. T. *Ethics: the key thinkers*. Bloomsbury, 2012. 17 E84 in HSE Library.

Hutchings K. *Global ethics : an introduction*. Polity Press, 2011. 17 H95 in HSE Library.

Brenkert G. G. *Marx's ethics of freedom*. Routledge, 2012. 17 B85 in HSE Library.

Sen A. *On Ethics and Economics*. Blackwell Publishing, 1988. 1 S47 in HSE Library.

#### **5. Political Justice as Collective Choice**

*The conception of justice of the classical utilitarianism.* Bentham on utility and hedonism. Welfairism and Consequentialism. The ideal of Equality. Psychological hedonism and the principal of the maximum happiness for the greatest number. Axiological hedonism. Mill on justice, utility and rights. Act utilitarianism and Rule utilitarianism. The role of distributive justice. Utilitarian nature of socialism. The utilitarian transformation of the liberal idea. The critique of the classical utilitarianism. The further transformation of utilitarianism in the works of Moore and Sidgwick.

The conception of justice of the utilitarianism of the rational preference satisfaction. Desire, preference, value and utility. Hare and the idea of the utility of preference satisfaction. Pareto optimality. Kaldor-Hicks efficiency. The utility of economical interaction. Harsanyi. Utility and rational choice theory.

*Liberal critique of the utilitarian justice.* Utilitarianism does not take into consideration the mode of distribution of goods. It does not consider the differences of the individuals. It does not consider the nature of the satisfied desire. Intuitively unacceptable practical results of utilitarian recommendations. The advantages and drawbacks of the utilitarian justice. Utilitarianism as a practical philosophy of radical reforms. The law of the reduction of the final value. Utilitarianism as a champion for social equality. Utilitarianism and game theory. Negative utilitarianism. Rawls and the revival of deontological liberalism. Hypothetical choice and the veil of ignorance. The basic social institutions as the subject of justice. *The methodology of Rawls.* The method of hypothetical contract. Reflective equilibrium. Rational choice theory. Rational autonomy of the parties. Maximin strategy. The principles of justice. Equal liberty. Difference principle and fair equality of opportunity. The institutes of the just society. Three stages of justice. Principles, constitution and legislation of justice. The problems of economical justice. Two principles of justice and the problem of stability. The just society as a stable society. The right and the good and the principle of Aristotle in the implementation of social justice. Deontology of right and teleology of good in a unique balance of two principles of justice. The criticism. The criticism of the method of the hypothetical contractualism. Utilitarianism of Rawls. The practical advantages of the theory and the possibility of its implementation.

**Required readings:**

Rawls, Jh. *A Theory of Justice*. Cambridge, Mass.: The Belknap Press of Harvard University Press, 1971. (34 R28 in HSE Library).  
Goodin, R. *Utilitarianism as a Public Philosophy*. Cambridge University Press, Cambridge, 1995. (32 G64 in HSE Library).

**Optional readings:**

Harsanyi, J. C. *Rational behavior and bargaining equilibrium in games and social situations* / J. C. Harsanyi. – Cambridge [etc.]: Cambridge University Press, 2008. (519 H30 in HSE Library).  
Mill, J. S. *Utilitarianism* / J. S. Mill; Ed. by R. J. Crisp. – Oxford: Oxford University Press, 2004. (17 M70 in HSE Library).  
Bykvist, K. *Utilitarianism: a guide for the perplexed* / K. Bykvist. – London; New York: Continuum, 2010. (17 B99 in HSE Library).  
Smart, J. J. C. *Utilitarianism: for and against* / J. J. C. Smart, B. Williams. – 24th printing. – Cambridge [etc.]: Cambridge University Press, 2005. (17 S68 in HSE Library).  
*Utilitarianism and beyond* / Ed. by A. Sen, B. Williams. – Cambridge: Cambridge University Press, 1999. (1 U92 in HSE Library).  
Daniel M. Hausman. *Preference, Value, Choice and Welfare*. Cambridge: Cambridge University Press, 2012. (330.1 H38 in HSE Library).  
Korth, C. *Fairness in bargaining and markets* / C. Korth. – Berlin; Heidelberg: Springer, 2009. (330.1 K75 in HSE Library).  
Francis Fukuyama. *The Origins of the Political Order. From Prehuman Times to the French Revolution*. New York: Farrar, Straus and Girous, 2011. (K 32 F96 in HSE Library).  
Doron, G. *Political bargaining: theory, practice and process* / G. Doron, I. Sened. – London; Thousand Oaks; New Delhi: SAGE Publications, 2000. (32 D74 in HSE Library).  
Mandle, J. *Rawls's "A theory of justice": an introduction* / J. Mandle. – Cambridge [etc.]: Cambridge University Press, 2009. (1 M24 in HSE Library).  
Forst, R. *The right to justification: elements of a constructivist theory of justice* / R. Forst; Translated by J. Flynn. – New York: Columbia University Press, 2012. (17 F76 in HSE Library).  
Leavitt, N. *The foreign policy of John Rawls and Amartya Sen* / N. Leavitt. – Lanham [etc.]: Lexington Books, 2013. (32 L44 in HSE Library).  
Lehning, P. B. *John Rawls: an introduction* / P. B. Lehning. – Cambridge: Cambridge University Press, 2009. (1 L50 in HSE Library).  
Habermas and Rawls: disputing the political / Ed. by J. G. Finlayson, F. Freyenhagen; With help from J. Gledhill. – London; New York: Routledge, 2013. (1 H11 in HSE Library).

## 6. Law and Social Choice

*The nature of jurisprudence.* Descriptive, critical and normative legal theory. The rational techniques of philosophy and the sphere of law. The clarification of concepts and reexamination of values. Analytical jurisprudence and Normative jurisprudence. Rational criticism and its application to the sphere of law. The origins of natural law theory in philosophy of Plato and Aristotle. Absolute values. Intuitive apprehension of values. The role of reason. Justice and its inherent connection with law. Human nature as the source of law and justice. Cicero. Roman Law. The relations of law and morality, morality and nature. The systematic statement of natural law theory in philosophy of Thomas Aquinas. Eternal law, natural law, divine law and positive law. Inherent inspiration to good. The idea of positivism. The major stages of positivism. The combination of empiricism and rationalism. The idea that a legal system is a 'closed logical system. The separation of law as it laid down from what is should be morally. The method of suspending moral judgement. The classical school of English legal positivism. Jeremy Bentham. Demystification of common law. Contemporary legal positivism. Its three theses: The separability thesis. The pedigree thesis, The discretion thesis. Hans Kelzen and his "pure" theory of law. Kantian background. The separation of *sein* and *sollen*. Law as a system of norms. The idea of "Grundnorm". Its highest level of generality. Lasting effectiveness of the basic norm and its assumed validity. The formal nature of the basic norm. Value-free account of law. Essential individualism of legal positivism. The ideological link with earl capitalism. Neutral idea of validity. Monopolization of force as the only function of law. The critique of the model of rules. Non-rule standards in law. The difference of legal principles and rules. The integration of law and morality. The unity of value. The possibility to go beyond rules and apply to principles and policies in legal cases. Appeal to moral principles as the central part of judicial decision making.

### Required readings:

Dworkin, R. *Taking rights seriously* / R. Dworkin. – London [etc.]: Bloomsbury, 2013. (34 D97 in HSE library)

### Optional readings:

Foucault, M. *Discipline and punish: the birth of the prison* / M. Foucault; Translated by A. Sheridan. – London: Penguin Books, 1991. (34 F81 in HSE library).

David Kairys (ed). *The Politics of Law: A Progressive Critique* (New York: Pantheon Books, 1982)

Roberto Unger, *Law in Modern Society: Toward a Criticism of Social Theory* (London: Collier–Macmillan, 1977.

Ward, Ian. *An Introduction to Critical Legal Theory*. London: Cavendish, 1998.

Goodrich, Peter. *Reading the Law: A Critical Introduction to Legal Method and Techniques*. (Oxford: Basil Blackwell, 1986.

Goodrich, Peter. *Languages of Law*. London: Weidenfeld & Nicolson, 1990.

Douzinas, Costas. *The End of Human Rights* (Oxford: Hart Publishing, 2000.

Foucault, Michel. *The Order of Things: An Archaeology of Human Sciences*. New York: Pantheon, 1973.

Lacan, J. *The Four Fundamental Concepts of Psychoanalysis*, transl. A.Sheridan. London: Penguin, 1979.

Lyotard, Jean-François. *The Postmodern Condition: A Report on Knowledge*. Manchester: Manchester University Press, 1984.

MacIntyre, Alasdair, *After Virtue: A Study in Moral Theory*. London: Duckworth, 1982.

Patterson, Dennis (ed). *Postmodernism and Law*. Aldershot: Dartmouth, 1994.

## 7. National Self-determination

Self-determination as a value. Self-determination as a hybrid principle. The triple nature of self-determination. The merging of values of liberalism, nationalism and international law. The value of individual autonomy, liberty and equal respect for persons as the core values of liberalism. The value of collectivity as the core value of nationalism. The value of order and predicament as the core value of international law. The troubled reconciliation of liberalism, nationalism and international law in self-



determination. Democracy and self-determination. Self-determination and justice. Self-determination and rational choice. Self-determination as the case of institutional and non-institutional reasoning. Historical transformations of the principle. Self-determination and Westphalia Doctrine. The emergence of nationalism in the 19th century. Democracy and self-government as a case of self-determination. The claim for Self-determination after the First World War. Self-determination as anti-colonialism. The contemporary implications. Who is the self? Self-determination of states and Westphalia Doctrine. The idea of popular sovereignty. Three conceptions of the people. Ethnic conception. National conception. Territorial conception. The possible conflict of conception. Self-determination and the rights of states. Internal and External self-determination. Self-determination as the defense of political status quo. Internal self-determination. Internal self-determination. External self-determination. Normative theories of succession. The idea of justified succession. Choice theories (Philpott and Copp). Just-cause theories (Buchanan's and Norman). National self-determination theories (Miller and Nielsen). The recent doubts in the validity of the principle. Destabilization of international state system and possible breakup of the states (Ernest Gellner). The danger of proliferation of separatist claims. The language of hostility. The law of peoples and the possibility of international justice. International law as a primitive legal system (Kelzen). National Self-defense.

**Required readings:**

Gellner, E. *Nations and Nationalism. New Perspectives on the Past*. Blackwell, 1983. 32G-34 in HSE library.

**Optional readings:**

Buchanan, A. *Justice, Legitimacy, and Self-Determination: Moral Foundations for International Law*.

Oxford University Press, 2003. URL:<https://proxylibrary.hse.ru:4280/view/10.1093/0198295359.001.0001/acprof-9780198295358?rskey=k24krW&result=1>

Anderson, B. *Imagined Communities. Reflections on the Origins and Spread of Nationalism*. Verso, 1983. 32A54 in HSE library.

Miller, D. *On Nationality*. Oxford University Press, 1997. URL:

<https://proxylibrary.hse.ru:4280/view/10.1093/0198293569.001.0001/acprof-9780198293569?rskey=k24krW&result=2>

Nine, Cara. *Global Justice and Territory*. Oxford University Press, 2012. URL:

<https://proxylibrary.hse.ru:4280/view/10.1093/acprof:oso/9780199580217.001.0001/acprof-9780199580217?rskey=k24krW&result=4>

Hirschman A. O. *Exit, Voice and Loyalty*. Cambridge, Mass.: Harvard University Press, 1970. 330.1 H68 in HSE library.

Kymlicka, W. *The Politics of Reconciliation in Multicultural Societies*. Oxford: Oxford University Press, 2010. 32 P80 in HSE library.

List, C. and Pettit, P. *Group agency: the possibility, design, and status of corporate agents*. Oxford: Oxford University Press, 2013. 1 L80 in HSE library.

Wellman C. H. *A theory of secession : the case for political self- determination*. Cambridge University Press, 2012. 32 W50 in HSE library.

Moltchanova A. *National self-determination and justice in multinational states*. Springer, 2009. 34 M79 in HSE library.

**The tentative topics of the research papers**

1. The problematic of social choice in "A Theory of Justice" by John Rawls
2. Global justice as the problem of choice.
3. The reasons for war and social choice.
4. Environmental ethics and the problem of choice.
5. Social contract theory as the frame for social choice.
6. Just war theory and the problem of social choice.
7. Self-determination of peoples as the problem of collective choice.
8. The problem of democratic decision making and social choice.
9. The problematic of collective choice in Robert Nozick's "Anarchy, State and Utopia".

### The tentative topics of the essays

1. What does it mean to choose rationally?
2. Is war rational?
3. Is pacifism reasonable?
4. Can justice be rational?
5. Can democratic decision making be rational?
6. Can law be rational?
7. Can social choice be based on individualism?
8. What is group agency?
9. Is moral reason rational?
10. Can there be any moral dimension in economic decision making?

## 5 Reading list

### Required readings:

- Allingham, M. *Choice Theory: A very Short Introduction*. Oxford: Oxford university press, 2002.
- Marciano, A. *Democracy, freedom and coercion : a law and economics approach*. Edward Elgar, 2007. 32 D39 in HSE Library.
- Black, J. *Why Wars Happen*. Chicago: Reaction books, 2005. URL:  
[https://proxylibrary.hse.ru:2448/ehost/results?vid=3&sid=3e976eb7-edfd-4e7e-b78e-fc46e30c4d6e%40sessionmgr4008&bquery=\(JN+%22Why+Wars+Happen%22\)+AND+FT+Y&bdata=JmRiPTMwaCZ0eXBIPTE%3d](https://proxylibrary.hse.ru:2448/ehost/results?vid=3&sid=3e976eb7-edfd-4e7e-b78e-fc46e30c4d6e%40sessionmgr4008&bquery=(JN+%22Why+Wars+Happen%22)+AND+FT+Y&bdata=JmRiPTMwaCZ0eXBIPTE%3d) – EBSCO Host.
- Singer, Peter. *Practical Ethics*. Cambridge: Cambridge University Press, 2011. 17 S62 in HSE library.
- Rawls, Jh. *A Theory of Justice*. Cambridge, Mass.: The Belknap Press of Harvard University Press, 1971. (34 R28 in HSE Library).
- Goodin, R. *Utilitarianism as a Public Philosophy*. Cambridge University Press, Cambridge, 1995. (32 G64 in HSE Library).
- Dworkin, R. *Taking rights seriously* / R. Dworkin. – London [etc.]: Bloomsbury, 2013. (34 D97 in HSE library)
- Gellner, E. *Nations and Nationalism. New Perspectives on the Past*. Blackwell, 1983. 32G-34 in HSE library.

**Optional readings:** See above in course discription

## 6 Grading system

Type of grading	Type of work	1 term	Parameters
Current	Homework	Weekly	Participation in the discussion.
Middle	Essay	20.10. 19	Essay on one of the topics. 10 thousand characters.
Final	Research paper	16.12. 19	Research paper on one of the topics. 20 thousand characters.
Final	Exam		Oral exam by the end of the semester.

### **Course Evaluation Criteria**

Students are expected to do the required homework and prepare for presentations in the class. The deadlines should be met. The oral exam by the end of the course will only be necessary to those, who did not attend more the 25 percent of class meetings and did not actively participate in the discussions. If the exam is dropped the final grade will be the same as accumulated grade. Current grade will be the cumulative sum of the grades collected at all the seminars.

### **Guidelines for Knowledge Assessment**

O stands for "grade". The final grade  $O_{\text{final}}$  will be formed based on the results of the final oral exam ( $O_{\text{exam}}$ ) and accumulated grade ( $O_{\text{acc}}$ ). The accumulated grade ( $O_{\text{acc}}$ ) is formed of two parts, namely ( research paper ( $O_{\text{paper}}$ ), and current class work work ( $O_{\text{current}}$ ). The formula for the accumulated grade is the following

$$O_{\text{acc}} = 0,25 O_{\text{current}} + 0,5 O_{\text{paper}} + 0,25 O_{\text{essay}}$$

The formula for the final grade is the following

$$O_{\text{final}} = 0,5 O_{\text{acc}} + 0,5 O_{\text{exam}}$$

## **7 Methods of Instruction**

The course is based on the combination of lectures and practical discussion on the seminars. The students are supposed to submit a substantial research paper and presentations at the class meetings

## **8 Special Equipment and Software support**

The overhead projector will be needed at every class meeting.