

How Rights Move

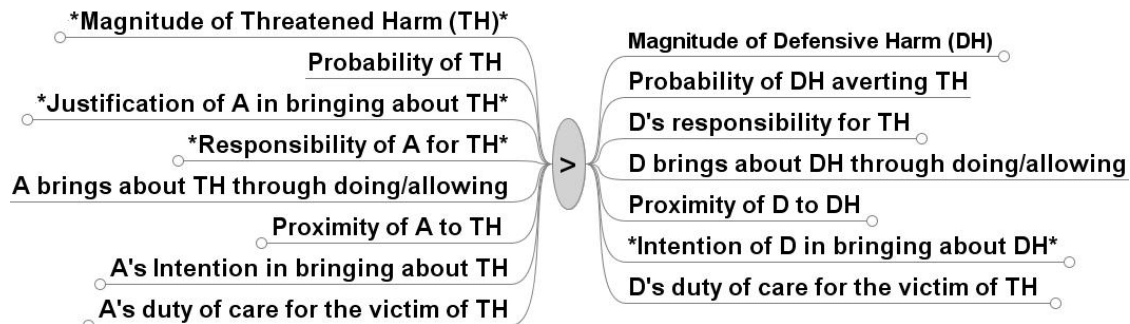
- Core rights
- Ways in which rights can move
 - Extrinsic mechanisms – lesser evil
 - Intrinsic mechanisms
 - Consent based
 - Non-consent based
 - Defence
 - Redress (torts)
 - Punishment
 - Liability
- Conditionality and reciprocity
- The structure of defensive rights
- The structure of lesser evil justifications
- Which rights are susceptible to infringement by a lesser evil justification?
 - Compensatable vs. non-compensatable harms
- Applications
 - War and the status of soldiers fighting in an unjust war

Aggressor (A) is liable to Defensive Harm (Defensive Harm) by Defender (D) in relation to Threatened Harm (Threatened Harm) if and only if:

The Threatened Harm cannot be averted without inflicting the Defensive Harm

And

There is an appropriate proportionality between the following variables such that:



And

The same is true of any further agents whose actions contribute to the Threatened Harm: A₂, A₃, A₄...

D has a lesser evil justification for inflicting Harm DH on A, A₂, A₃, A₄... in order to avert Harm TH if and only if

The Threatened Harm cannot be averted without inflicting the Defensive Harm

And

There is an appropriate proportionality between the following variables such that:

