

國立東華大學
教學計劃表 Syllabus

課程名稱(中文) Course Name in Chinese	原住民族人權專題研究			學年/學期 Academic Year/Semester	113/2
課程名稱(英文) Course Name in English	Rights of Indigenous Peoples				
科目代碼 Course Code	IS_D1080	系級 Department & Year	博士	開課單位 Course-Offering Department	原住民族研究國際博士班
修別 Type	選修 Elective	學分數/時間 Credit(s)/Hour(s)		3.0/3.0	
授課教師 Instructor	/傲予莫那 Awi・Mona				
先修課程 Prerequisite					
課程描述 Course Description					
An introduction to theories of the nature, functions and origins of indigenous law and human rights, with a focus on concepts of property rights, and the indigneous governance on land and natural resources. In addition, this course engages with Indigenous responses to and use of international human rights instruments including treaty bodies and agencies and other relevant international law mechanisms.					
課程目標 Course Objectives					
In recent years, the issue of more appropriately and effectively safeguarding multiculturalism and substantive equality through national laws and policies—particularly regarding indigenous development—has become a critical topic in the process of institutional development. This course aims to enable students to gain a comprehensive and in-depth understanding of indigenous rights discourse within Taiwan’ s judicial system, covering both theory and practice. The course aspires to study the investigation, organization, and integration of indigenous traditions and customs into the current national legal framework, with the goal of deepening students’ understanding of the fundamental cultural, economic, and social characteristics of indigenous communities. Furthermore, through the introduction and discussion of relevant topics, students are expected to develop an awareness and understanding of indigenous rights and their development, which represent an emerging concept of rights internationally. Coupled with case studies and practical exercises, students will engage in analyzing and studying theories on indigenous rights, basic principles, key legal concepts, and major legal relationships. This will help them understand the differences and interactions between indigenous traditional legal and customary systems and national laws.					
系專業能力 Basic Learning Outcomes					課程目標與系專業能力相關性 Correlation between Course Objectives and Dept.’ s Education Objectives
A	具備國際原住民族研究之能力Ability to conduct international indigenous studies.				●
B	具備國際原住民族議題之理論與實踐能力Having the theoretical and practical abilities to address international indigenous issues.				●
C	具備人文暨社會科學研究之理論知識與實證能力Having theoretical knowledge and empirical abilities in humanities and social sciences research.				○
D	具備在地實踐與國際視野之原住民族政策諮詢人才Equipped with local and global visions for policy advisory of indigenous peoples.				●
圖示說明Illustration：● 高度相關 Highly correlated ○ 中度相關 Moderately correlated					
授課進度表 Teaching Schedule & Content					
週次Week	內容 Subject/Topics				備註Remarks

1	Introduction & Course Overview	
2	Peace Memorial Day (Holiday)	
3	Defining Indigenous Peoples Readings: European Conquest and the Rights of Indigenous Peoples— The Moral Backwardness of International Society 1. Bringing ‘peoples’ into international society 2. Wild ‘men’ and other tales 3. Dispossession and the purposes of international law	
4	Independent Study: Writing briefs 1. Indigeneity 2. Indigenouness 3. Colonized	
5	International human rights bodies of relevance to Indigenous peoples International human rights instruments relating specifically to Indigenous peoples 1. Erasure and Colonization	
6	Indigenous peoples and the United Nations	
7	Spring Break	
8	Independent Study: Writing briefs 1. Indigeneity 2. Indigenouness 3. Colonized	
9	Independent Study (Midterm Week)	
10	TCC Judgment 111-Hsien-Pan-4 (2022) 【Case Regarding Indigenous Status of Children Born to Marriages between Indigenous and Non-Indigenous People】 1. Individuality 2. Immutability 3. Racial Domination	
11	TCC Judgment 111-Hsien-Pan-17 (2022) 【Case on the Indigenous Peoples Status for the Siraya People】 1. Race 2. Ancestry	
12	Case studies on Indigenous land and natural resources: IACHR & IACtHR	
13	Judicial Yuan Interpretations No. 803 【Indigenous Hunting Case】	
14	Independent Study: Writing briefs	
15	Dragon Boat Festival (Holiday)	
16	Course Recap: Human Rights & Indigenous Peoples	
17	Writing Project Submission	
18	Writing Project Submission	

教學策略 Teaching Strategies

- ☒ 課堂講授 Lecture ☐ 分組討論 Group Discussion ☐ 參觀實習 Field Trip
☐ 其他 Miscellaneous:

教學創新自評 Teaching Self-Evaluation

創新教學 (Innovative Teaching)

- ☐ 問題導向學習 (PBL) ☐ 團體合作學習 (TBL) ☐ 解決導向學習 (SBL)
☐ 翻轉教室 Flipped Classroom ☐ 磨課師 Moocs

社會責任 (Social Responsibility)

- ☐ 在地實踐 Community Practice ☐ 產學合作 Industry-Academia Cooperation

跨域合作 (Transdisciplinary Projects)

- ☐ 跨界教學 Transdisciplinary Teaching ☐ 跨院系教學 Inter-collegiate Teaching

- ☐ 業師合授 Courses Co-taught with Industry Practitioners

其它 other:

學期成績計算及多元評量方式 Grading & Assessments									
配分項目 Items	配分比例 Percentage	多元評量方式 Assessments							
		測驗 會考	實作 觀察	口頭 發表	專題 研究	創作 展演	卷宗 評量	證照 檢定	其他
平時成績(含出缺席) General Performance (Attendance Record)	50%			✓					
期中考成績 Midterm Exam									
期末考成績 Final Exam									
作業成績 Homework and/or Assignments									
其他 Miscellaneous (Writing Project)	50%				✓				
評量方式補充說明 Grading & Assessments Supplemental instructions									
教科書與參考書目(書名、作者、書局、代理商、說明) Textbook & Other References (Title, Author, Publisher, Agents, Remarks, etc.)									
課程教材網址(含線上教學資訊,教師個人網址請列位於本校內之網址) Teaching Aids & Teacher's Website(Including online teaching information. Personal website can be listed here.)									
其他補充說明 (Supplemental instructions)									