

An extract from Sennen's Final Assignment

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Assignment Title / Question: Evaluate the judgement of the Inter-American Court of Human Rights in *The Hacienda Brasil Verde Workers V. Brazil* case

The Court established reasonable standards for state accountability by balancing the principle that states cannot be responsible for all private actions with the requirement for due diligence when aware of systematic rights violations. This balanced approach strengthens practical human rights protection by setting realistic expectations while requiring meaningful state action. By focusing on Brazil's knowledge of risks and inadequate response, the Court created a workable framework for addressing similar situations worldwide, particularly in contexts where private actors perpetrate abuses with state involvement through omission.¹²

The due diligence standard provides a practical framework for determining when states should be held responsible for violations committed by private actors. This standard recognizes that states cannot prevent every individual violation but establishes clear expectations for institutional responses to systematic patterns of abuse. The Court's analysis demonstrates how states can be held accountable for failing to address known risks without imposing impossible standards of prevention.

The judgment appropriately connects immediate violations with underlying causes by linking slavery to poverty. This approach acknowledges that effective prevention requires addressing systematic factors rather than merely responding to individual incidents. The Court's analysis provides a framework for understanding how forms of marginalisation create conditions for severe rights violations, guiding future preventive efforts.



WELL
DONE

