

# JUSTICE

## Lecture 9 – Rights as side-constraints

1. Utilitarianism as a consequentialist theory of morality
2. Some problem cases for consequentialist theories
  - a. The trolley problem
  - b. The survival lottery
3. Distinguish two different objections to utilitarianism
  - a. Utilitarianism misunderstands what is intrinsically valuable
  - b. Utilitarianism treats all rights as derivative, but some rights are fundamental
4. Distinguish two ways of taking fundamental rights into account
  - a. Non-violation of rights is taken to be a goal of action
  - b. Non-violation of rights is taken to be a side-constraint on action
5. Consequentialist theories must treat non-violation of rights as a goal of action
  - a. What if punishing the innocent leads to fewer rights violation?
  - b. What if killing civilians in war leads to fewer rights violations?
6. Non-consequentialist theories treat non-violation of rights as a side-constraint on action
7. Nozick's fundamental libertarian side-constraint against aggression
8. Consequences of Nozick's libertarian side-constraint
  - a. Economic redistribution is unjust
  - b. The only kind of state that can be justified is a minimal state

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