

The realization of civil right for Learning Based on

Lifelong Learning Education

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Abstract: Citizens' right of learning, simply speaking , this right for Citizens to gain knowledge by themselves to Meet * Requirement to survival then development . The theory of of learning right , taking , Independent choices of Learning as the basic stance , emphasizes County ' s obligation to provide the appropriate security conditions. This is a sign For the Citizens to enjoy equal opportunities of Free Developmen.

Keywords: statement; personality; themselves;think questions

Consider the base Point , A Learning society is a life-long education and a lifelong learning Collection and elevation . in this society , around people this subject Learning XI. The benefits of the activity are fully secured , Person's personal price values can be maximized , there is No doubt that some kind of power support to achieve , right to learn . Reference to the right to learn , on 1985 Year United Nations Educational, Scientific and Cultural Organization Fourth International adult Education Conference Learning Rights declaration makes a statement : Learning Rights is read and write , ask questions and think questions , Imagine and create build , Understanding the human environment and writing history , Accept Education Information , Send the right to exhibit personal and community skills . The declaration indicates that the right to learn is a person survival and development essential Rights , and in educational activities , The core of education is learning behavior , Learning to bring people from free development body , change to Build your personality , behavior , Body of quality.

Lifelong education carries the base in the construction of the whole learning Society Basic effect , It's not just a concept and principle , is a close for knowledge resources, Cumulative and liberalized-like atmosphere and social running status , Its value goal and the realization of the right to learn the corresponding and , its theoretical groundwork and practical transport help push learners to reach individual The fulfillment of life and the harmonious development of the whole society , This is no doubt for learning the Implementation of the provides a strong background for. also , Learn right can be considered a person's survival , Extension of the right to development , and constitutional rights (Citizen's right to education) has homogeneity . in the light of this, Independent mention The concept of lifelong education citizen's right to learn is inevitable , with its override The reference to the right to learn is more appropriately . This right stems from the spontaneous form of the citizen to and flag with autonomous desire , longitudinal from early childhood , teen period , adult and old age , is dependent on the home , School and Society full Intervention knowledge resources and information access A

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collection of many equity elements . simply " , " " the right of citizens to learn is Citizens acquire knowledge autonomously to satisfy their right to exist and develop .

attribute definition of learning rights : The inherent freedom of the right character and the socially right attributes of the external

for an understanding of the concept and attributes of rights , If it is A social phenomenon required by a person , is mostly not a need The logical question of whether to hold true or not , and more a matter of relevance value issues for evaluation . We have the right to learn in the clear , is not just to testify to the germinal and nurturing mechanism of this right , More in order to explore the policy of realizing the roundness of learning right collar and System protection . in terms of learning ownership , which embodies the native

The character of freedom of the and the characteristics of the social right of the foreign society .

1. The inherent freedom of the right character

Learning a Basic life skill or life as a person should be required way , Show Natural Club with birth , from the perspective of human rights theory look at , the philosophical basis of the right to learn and the natural rights of nature and , visible as security person required basic rights one , " " because of the survival of the body and personal autonomy is in any culture . , Prerequisites for any personal behavior , so they form the most basic Human need one these needs must be met to some extent , Actors can participate effectively in their lifestyle , to implement any valuable goal . so the basic human rights attribute of the right to study first when the right to freedom is sample appears , is autonomous , free learning , Its origin based on FreedomThe Power category of the right , and in private domain self-discipline and autonomy for enforce premises , Public power and improper interference of others all constitute pairs of learning Freedom violation . the Free form of the right to learn determines the nature of the- right , is on the implementation and protection of rights , Most In the case of state power as much as possible to uphold a modest attitude on the " free " hold one indulgence , only if the necessary conditions , Country home powers to intervene to play a harmonic role .

According to the different stages in which people live and develop , the right to learn Free The character also manifests differently . in the basic education phase ,because of Its core content and educational philosophy lies in seeking education equity , center of gravity in Mastery of Learner's basic knowledge and basic values ,character's beginning step to form, The mental and dialectical ability of learners subject in this stage immature , Learning Free is minimized . and after the base the after education stage , learners already have a more mature mind and judge ability , Is relatively resilient to its constraints and management , Freedom of learning to maximize publicity . Of course this does not mean that there is no bottom line " free , There is no doubt that freedom of learning should be relative , is subject to a Conditional Restrictions , such as professional standards for education and academic discipline fan , The rules of the school and the laws and regulations at the national level . , all impassable free Bottom line .

2. The social rights signs of being out

The right itself does not have a natural build , the contents of the right and The scope is by no means transcendental in nature. , and still need to be in the institutional dimension The is gradually moulded and perfected . as Taiwanese scholar Jenguian (+) said : The justification of the rights , and not just in the content hierarchy , instead of content , the Mutual support of the system and social conditions can accept . for the right to Learn , British scholar Hayek (1997) Consider the dispersion of human social knowledge or the composition of the discrete, limit , allows everyone to gain access to knowledge , and necessarily rely on Help and support for external forces . with the national and social integration process plus fast , objectively needs to provide and create The human resources required for social development and the country's , so the right to learn manifests its social rights The side of the property is not surprising. . Professor Lin Lai-van (2001) insightful discussion : Education rights of school-age children and adolescents , especially It is the freedom of its parent's education. , are visually visible for freedom or negative rights . however , Self-education of citizens There are so many limitations ,

especially at the height of science and technology up to modern society , People are bound to ask the State for educational activities provide a reasonable education system , Appropriate educational facilities as well as equality access to education . " Learning rights cannot be self-sufficient congenital causes from the beginning accompanied with Education The inner hook of the is , Lone A Vague emphasis on the free properties of the right to learn and disregard for the implementation of the Society the , inevitably fall into the awkward position of source .

The movement of learning rights : and the traditional educated Right Confusion and separation of

In The general sense , The exercise of learning rights in modern society The process of is an educational process . is based on mental development and Independence Awareness's strength , " The context of the acceptance of the "" is rendered with the consciously selective access and passively or forcibly connect closed . the Former presents the maximum release of learning Freedom Place , The latter is the leading and leading role of the right to education . for people to survive the Whole history of development , the right to learn and to be educated renders this elimination That's a situation , in minors and in groups with inadequate capacity ,, the exercise of learning right and the right to education in parallel confusion , But for adults the degree of acceptance of education is appropriate is fading , There will be a separation between them.

from learning experience , from the human babbling until end of campus education , Person's identity during this period can be called Professional Educators , Most people at this stage are growing up period , Virtually all minors before the end of school education , no . capacity or limited capacity person , So there is no qualification at all Inability to exercise their own rights , includes learning rights . accepted learning content , Form and the choice of learning institutions basically are all by their guardians . " Package for , I cannot have too many autonomy . In addition to minor learners , Educational institutions and teachings Yukon (Regardless of the civil , country) also acts astube manager " role of , in the traditional sense of the right to study subject to education rights Hardening here . and for adult learners the, " Learn rights " on behalf of others embarrassment can be completely avoid , because it has the ability to freely choose what to learn , forms and educational institutions , Learners already " teach " with" " learning "" off ,, dominate and truly become the Master of learning body () Educational institutions are becoming objects .

The civic right to education in the traditional sense also relates to the ability of individuals to have living with dignity and achieving its full development , its with the right to learn There is a certain degree of conformity to the value target . of course , as before Statement , The right to learn originates from human Freedom , absence of autonomous selection The right to education is not a true equal right to education . 200 -year based on the realization of the popularization of education the State of education introduced by the government Pass , transfer of educational power from civil to state The autonomy of , Learning is fading . year century age Expand with the content of the right to education , The doctrine of learning right as an education The theory of important results has been obtained A determined legal form (yinli), The doctrine of learning rights establishes the autonomous choice of learning for basic positions , advocating diverse innovations in learning to meet learning The self-learning form that is expected by the . More importantly , , the doctrine in affirms Learner's free choice to learn at the same time , also emphasize country has The Obligation provides a corresponding guarantee for this. , It treats education not only as is the basic condition of personal socialization , But also as an individual enjoying The sign of the equal opportunity for free development , So it's not just an education right in contemporary society a logical extension of the , and is the right to education in once after more than 200 years of national process the country to the civil. regression (Lao Sound , 2015).

To clarify the relationship between the right to study and the right to education in the traditional sense , See the difference between their focus for the learner , and notignore mutually reinforcing work that is formed at different stages of learners can , and each other's fragmentation or neglected is a lack of learning behavior Society Sexual considerations . The right does not solidify ., its free time , concept of different to Show variance or development , educational theory and practice should be Find a dynamic balance between learning right and

education . also , From the perspective of the ductility of the connotation of learning right , to learn the level of right of acquisition and education is divided into theoretical division , will on top level , to dominate lower-order education no . , In order to seek the theory practice and system construction of the neat and the system to , This is pragmatic for a learning society led by lifelong education The advance of the order is helpful .

Implementation of the right to learn : from introspection and outside of the subjective consciousness

Towards rational return in the conflict of demands

1. Subject Rights awareness of learning rights

What is the principal ? The body is the assumption of awareness and practice activities people , from legal relationship , is legally entitled and assumed obligated by . specific to the right to learn , is to enable learners to becomes the subject of various learning and education activities , become learning active practitioner of instead of passive participant , Enjoy the full learning access opportunity , instead of little or no opportunity . to say that the subject matter is essentially the learner's own to itself. Understanding of the status and role of sexual activity , is also the right , responsibilities , obligations recognition . materialization of the subject consciousness of the right to learn and one of the degrees is rights awareness , It is the learner's right to view reflection , Its basic content includes three aspects : First is to recognize Knowledge and understanding of the right to study in accordance with the law and its value ; Two is Palm holds effective ways to exercise and defend these rights ; Third is the of Rights The exercise can be consciously exposed to legal regulations . from the right of this , rights are not gifted , also non-force , its first from person's heart rights awareness " , only rights conscious with " make , Party proactively to implement and apply rights . of course , The guarantee and realization of the right system of learning right is a systematic project , invert depends on country , Joint efforts of social organizations and educational institutions , But the root Nature also lies in Learner principal status , form of awareness ask topic . If there is a lack of subject consciousness in the heart , right idea , All rights No Benefit can be talked about , Learning rights are no exception .

Right in the logical development path from ideal to reality , is Show Three kinds of patterns : have rights , legal rights , Real right Benefit . should have the right to be the logical beginning of the subject qualification , Its with people's -Standard awareness , Demand Tight association , The behaves like the State , is also a value principle and basis for legal rights . right Institutionalized patterns are legal rights , the core of is not only the scope and limits of the rights defined by the law , is also in this delimitedBody Scale and depth . the real right is the legal right to convert the most Final results , is the real state of the right running . rights conversion One of the rules is from the right to the actual right of the passage of , evolution from one possibility to reality , Development Context not or lack of rights subject consciousness cultivation and support, This procedure is a Logical transition of the rights concept , The is also the persistent pursuit of social subjects Reality bound result.

2. the right to learn is shaped by the movement and conflict of right claims

The kernel of the right is mainly embodied in the realization of the interest of the subject of rights and the Resolution of conflicts between inter-rights principals , Law-running social fields , " due rights " and " Real rights " The disconnect between and conflicts between is unavoidable . There is no doubt about the rights of the right to study " right " benefit " vs " Real rights "" between cognitive conflicts and actual migration conflicting claims . " due rights " " means that the right body should have a and rights granted , Real right is in the actual body of the rights principal The rights of the are granted . Due and actual rights are not peers , only The rights delineated by the in a legal state can be granted to the rights subject by . with socio-economic development , In particular, the realization of the right of the rights in the Yue Benefit deepen , the law that the subject of the right subjectively desires more of its rights Custom , to enrich the actual enjoyment of rights , so in social in transition now , conflicting claims in the actual movement of rights maybe appear more frequently and violently .

The is the first to correspond to the cognitive dislocation of rights and real rights Request violation . For example " Home school " Phenomenon To Year Step up , Most typical is Meng mu Hall Event , in this Some

parents seem to be due to the current school education system in the content and mode The effect is passable , and the self chooses a child-appropriate go to school at home to practice your educational proposition . in Parent's view to learn the right to choose on their own , is not related to law ,is itself of course entitlements , don't realize this with the system of compulsory education law is inconsistent with . Second is based on the development of the right with real rights conflicting claims caused by sync . principal rights in a social transition Awareness continues to deepen , But citizens ' desire for rights cannot be to be able to do It all at once, and economy , The process of social development is in sync , There are two representations of this development's synchronization : One is a citizen Not yet aware of the nature of a right , No distinguishing rights whether compromised , such as the compulsory education phase of the arbitrary charges problem ; The other is citizens recognize the nature of rights , But in fact there is no relevant method guarantee to convert to real right , wrong to think is real right , There have been students in Shandong University entrance examination to sue enrollment schools dividing different geographical admission criteria violate their equal right to education .

Objectively speaking , in transitional social processes , should be right The fact that the development of a real right does not necessarily result in the actual rights of the Citizen to enjoy often less than its expected , This may be the one we can't avoid . And the risks and costs that must be borne by . Citizen's Learning Rights awareness The form of the to turn out to be independent claims , with its intrinsic pass Unified concept and subjective value judgment , Pingshunfang or with a

The style implements the , But more often, in conflicts and collisions , toward rational return . Learning Quanquan can finally be molded and publicized in the continuous evolution in this process , To implement the Should be Border bound with "real maximum fit for status .

3. Secure Path to the realization of learning rights

(1) Under the premise of respecting the subject status of learning rights , does not implement value consolidation with interest groups

The core of the right to learn is the autonomous choice of learning , in social life today , Learning demands must also show more meta -pattern. in a learning society build , in respect of pluralism the same time as , should also seek a certain value approval or a total of General , This is the integration of value choices for different learning subjects . value integration itself as much as possible to avoid conflicts of value orientation , in this The procedure should especially strengthen the participants who are running the right to learn (Power principal ,, Rights principal Communication and understanding between , Guided by policy , public Opinion Publicity and many other ways to nurture the social atmosphere of learning right consciousness , Focus Support Realistic conditions , The right to learn for the times needed to exercise the Mainstream value appeal .

with the strengthening of the civic awareness of the subject , can be foreseen based on different Learning about the needs of individuals or groups of people in the future education decisions and the issuing of the "" The weight ratio in the show will become more obvious , Long learning behavior Object inversion , The right body is justis educated and Request Education " people , can only be affected by a decision and not authorized to participate in its decision making should be reversed . , with the fairest side to maximize learning rights for most groups , this is the choice of our education policy formulation and implementation .

(2) technology to accelerate the implementation of learning rights in large data age level of system and means innovation

The realization of the right to learn objectively requires the construction of a new , multiple , Diversity Learning patterns , to truly satisfy the individual Equality of educational opportunities for differential development . " Learn " as a highly contemporary concept , Its activity or behavior is itself with changes in social development to realize the value of different phases claims , for this reason , learning subjects ' autonomy , diversity elements naturally with social informatization , Network etc issues in one, and the advent of the big data era for satisfying learning individuals Required , A richer variety of learning forms provides a new opportunity . ""

Large data focuses on the microscopic level of learning activities , Easier to catch catching individual learners ' microscopic performance , through learner-related data analysis , targeted adjustment of learning activities , to achieve Personalized Learning . Professional analysis from the beginning of learning , to Personalized Courses , until evaluation , authentication and push to the horse with Jobs , complete from learning to job search set full path . That's what big data will lead to. the new learning activity pattern of The learning mode , Flip class , Mooc The advent of and micro-courses is undoubtedly the information transformation means innovation . so , should establish a Flex , Autonomous , Learner Center "" Learning system based on , actively promote Cross-domain , Cross-education Domain Learning Resources Interactive system based on modern information technology and open platform , with " internet " + education "" to seek push Move information technology to a deep fusion of learning activities , To create a multiple -Sample public Education service System , to satisfy the learning subject's selection Select multiple , Diversity Learning Requirements .

(3) relies on building a learning society , keep pushing for life Deepening Education practice

Maximizing the realization of the right to learn depends on the development of lifelong education system and strong , Building on a learning society . follow " country long " Outline of education reform and development program (2010-2020 Year) proposed " Build lifelong Learning ' overpass ' promotes various levels of Education Vertical link , Horizontal communication , provides multiple selection opportunities , Full Foot individual diversity learning and development needs "" Requirements , to take the "" break long span of education in and out of school , General Education and adult education " barriers " , To achieve lifelong education as soon as possible " integrated " "pattern ." Increase overall integration of education and cultural resources degree , to provide multiple , A variety of education to meet the needs of citizens ' learning course or learning activities (Wu Yumin , 2014 . author considers , learning The activity itself has endogenous power from the learner's own , such as interests , Hobbies , But it is undeniable that learning activity is more than the individual's life. save , The desire to develop is closely related to , has considerable utility color , So learners cannot ignore or ignore the social nonrepudiation , And the process of learning activities and results are no exception to the where , such as evaluation of the learning process (credits accumulating and turning change , Confirmation of end of learning activity (Diploma or certificate obtained and approved) etc . Although in some places , between adult colleges and General College credits and conversions to adult colleges have been somewhat lax Move , But for other forms of learning the conversion has not yet touched ,This Some of the limited barriers to a considerable extent weaken civic learning activities active , not good for citizen learning Kankanong maximum release , macro On the view level, the development of lifelong education and the learning-oriented society are also blocked. build , So the evaluation system of learning activities and the establishment of the identification mechanism and perfect is particularly important .

(4) focus on and strengthen legislative research , timely and perfect with Learning rights and interests related laws and regulations.

basic human rights based on Citizen's right to study positioning , The should be The Basic rights of citizens as recognized in the Constitution by the Constitutional Law ,and plays a key to the protection of citizens ' right to study rights in China's basic education policy and the guidance for implementation . Compulsory education phase "Song " phenomenon , high Effectiveness of education selections , The work of adult follow-up education Lance shield Implementation of basic learning rights for marginalized disadvantaged groups questions are subject to adequate legal and policy controls Note . of course , the right to learn is not only a fundamental right of a citizen benefit , It is also a requirement for human survival and development to appear as a social life status , It's supposed to permeate people's lives. field . So in relation to the realization of the right to learn external laws and policies , Perfect on , The author believes that the overall need for the handshake , Careful consideration of the free exercise of learning right and the intervention of public power and Guaranteed balance , The realization of the right to learn the concept of the infiltration of the in the Various educational laws and regulations are reflected .

especially based on the Economic development imbalance and cultural differences , At this stage more should focus on local policies , Perfect Refinement , so for Some increasingly prominent contradictions and problems can be targeted to to buffer or resolve in a timely manner . in view of the national level " Lifelong Education Act " not yet issued , Can all over the life education bar Example Explore practice timely summary and promotion , Lifelong education civics The implementation of the right to learn provides basic legal protection .

The idea of the right to learn is a reflection of the traditional theory of education and compliance with international trends in a learning Society , It has the from main , value for Freedom and development both with the life of the individual. Save Development Requirements , also in line with the national and social unity and harmonious development of the request . to extend the traditional right to education , learning rights will undoubtedly lead the new direction of educational development , step forwardFree Learning World " coming .

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