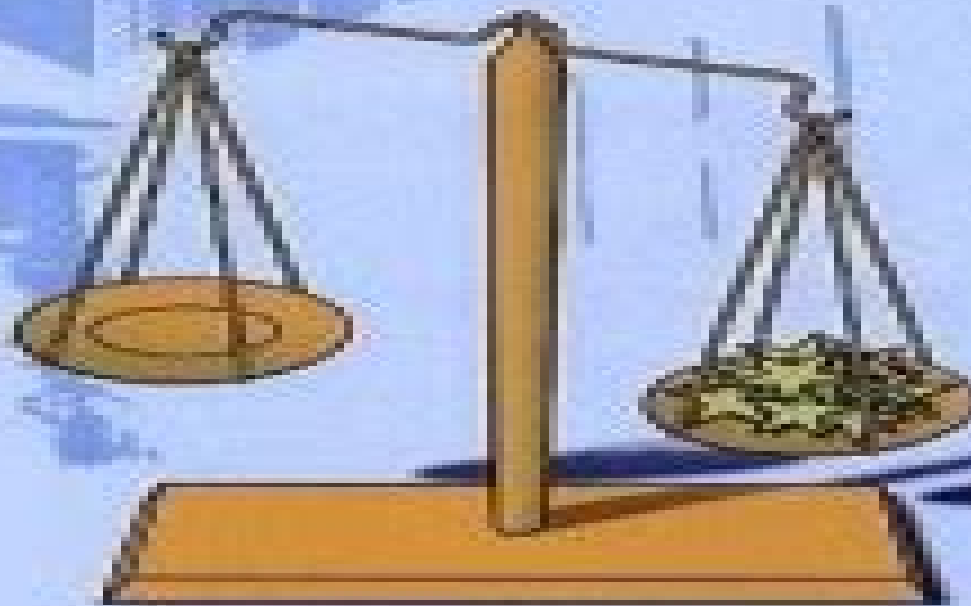


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European Court of Human Rights

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Immunities and the Right of Access to Court under Article 6 of the European Convention on Human Rights Matthias Kloth, 2010-03-02 The conflict between immunities and the right of access to court under Article 6 of the European Convention on Human Rights remains one of the most interesting problems in the current Strasbourg jurisprudence The European Court of Human Rights had to rule repeatedly on interferences with the right of access by State immunity or the immunity of international organisations It is here that human rights law and public international law are directly conflicting with each other Domestic immunities of Members of Parliament judges the police or the social services have likewise conflicted with the Convention This book is the first comprehensive work which covers all kinds of immunities and which discusses the entire case law of the European Court of Human Rights on the matter

Extraits clés de jurisprudence : cour européenne des Droits de l'Homme Gilles Dutertre, Council of Europe, 2003-01-01 La première requête transmise à la Commission européenne des Droits de l'Homme date de 1955 et la Cour européenne des Droits de l'Homme a rendu son premier arrêt en 1961 La publication de tous ces arrêts et décisions représente plusieurs centaines de volumes une abondance qui en rend la consultation parfois difficile L'auteur de cet ouvrage juriste extrait l'essentiel de cette vaste jurisprudence pour la rassembler en un volume unique En effet celui-ci représente pour chaque article de la Convention les passages clés des arrêts de la Cour et de certaines décisions de la Commission assortis de leurs commentaires L'objectif est de fournir en un seul document le maximum de citations des arrêts en une consultation concrète et directe Ce livre offre ainsi un accès pédagogique synthétique et clair à la jurisprudence de la Cour du Conseil de l'Europe Par ailleurs une table des matières détaillée et un index donnent au lecteur différentes voies d'accès à cet ouvrage qui devient ainsi un outil indispensable tant pour le novophyte que pour le spécialiste plus expérimenté de la Convention

Yearbook of the European Convention on Human Rights/Annuaire de la convention européenne des droits de l'homme, Volume 48 (2005) Council of Europe/Conseil de l'Europe, 2006-12-25 The Yearbook of the European Convention on Human Rights edited by staff of the Council of Europe is an indispensable record of the development and impact of the world's oldest binding international human rights treaty It reviews the implementation of the Convention both by the European Court of Human Rights and in national legislation and practice The Yearbook includes Full text of any new protocols to the Convention as they are opened for signature together with the state of signatures and ratifications Full listing of Court judgments

judgments broken down by subject matter and extensive summaries of key judgments handed down by the Court during the year Selected human rights DH resolutions adopted as part of the Committee of Ministers work supervising the execution of the Court's judgments Enquiries by the Secretary General carried out under Article 52 of the Convention Other work of the Council of Europe connected with the European Convention on Human Rights carried out by the Committee of Ministers the Parliamentary Assembly and the Directorate General of Human Rights A summary survey of the implementation in certain member states of the Convention in the form of both legislation and case law Bibliographic information from the library of the European Court of Human Rights The Yearbook is published in an English French bilingual edition

Regional Human Rights Systems Christina M. Cerna, 2016-12-05 Over the past sixty years the regional human rights systems have surpassed the UN human rights bodies in affording protection to the victims of human rights violations Most of these systems have courts that are empowered to issue legally binding judgments and reparations for violations of human rights which states have been unwilling to accord the UN system The essays selected for this volume examine the structure and functioning of the principal regional human rights systems in the world today 1 the Inter American Commission and Court of Human Rights 2 the European Court of Human Rights 3 the African Commission and Court of Human and Peoples Rights and 4 the ASEAN Intergovernmental Human Rights Commission These systems guarantee primarily civil and political rights Central to all four systems is the necessity of a democratic form of government to guarantee these rights although not all governments parties to these regional treaties are democracies These articles trace the history of these systems in particular the expansion of their membership to include almost all independent countries in the region and their evolution towards recognition of a right to democracy

The Concept of the Rule of Law and the European Court of Human Rights Geranne Lautenbach, 2013-11-28 This book analyses the concept of the rule of law in the context of international law through the case law of the European Court of Human Rights It investigates how the court has defined and interpreted the notion of the rule of law in its jurisprudence It places this analysis against a background of more theoretical accounts of the idea of the rule of law drawing in ideas of political philosophy It also provides a comparative assessment demonstrating how the idea of the rule of law has evolved in the UK France and Germany The book argues that at the core of the concept of the rule of law are the notions of legality and judicial safeguards It states that the Court has developed the requirements of legality which the work analyses in detail based on that concept It assesses the independence of the judiciary as an aspect of the rule of law in the context of the European Convention on Human Rights and the relationship between the rule of law and the substantive contents of law The book posits that the rule of law as seen at the Court is not mainly utilised with regard to freedom rights but is more concerned with procedural rights It discusses the relationship between the rule of law and the view of the Convention as a constitutional instrument of the European public order and shows that the rule of law and democracy are inextricably linked in the case law of the Court Ultimately the book demonstrates in its analysis of the Court's jurisprudence that the notion of

the rule of law is a crucial part of the international legal order

Yearbook of the European Convention on Human Rights/Annuaire de la Convention Europeenne Des Droits de L'Homme, Volume 46 (2003) Council of Europe/Conseil de L'Europe,2004-08-07 This volume of the Yearbook of the European Convention on Human Rights prepared by the Directorate of Human Rights of the Council of Europe relates to 2003 Part one contains information on the Convention Part two deals with the control mechanism of the European Convention on Human Rights selected judgments of the European Court of Human Rights and human rights DH resolutions of the Committee of Ministers part three groups together the other work of the Council of Europe in the field of human rights and includes the work of the Committee of Ministers the Parliamentary Assembly and the Directorate General of Human Rights part four is devoted to information on national legislation and extracts from national judicial decisions concerning rights protected by the Convention Appendix A contains a bibliography on the Convention and Appendix B the biographies of the new judges elected to the European Court of Human Rights

Minority Rights Jurisprudence Digest Alcidia Moucheboeuf,European Centre for Minority Issues,Council of Europe,Germany. Auswärtiges Amt,2006-01-01 This publication contains information on the statements and judgements made in minority rights court cases by the following international bodies the European Court of Human Rights Council of Europe the African Commission on Human and People s Rights the European Court of Justice European Union the Inter American Court of Human Rights the International Court of Justice the Permanent Court of International Justice and the United Nations Human Rights Committee The information is organised under the following subject headings assembly association discrimination due process education effective participation existence expression family life group identity international aspects limitations derogations and restrictions linguistic rights minority issues religion and socio economic rights A list of case summaries and the text of selected major international conventions in this field are included as annexes

The Fundamentals of International Human Rights Treaty Law Bertrand G. Ramcharan,2011-02-14 This book has a simple objective to present the fundamentals of international human rights treaty law in a way that can be helpful to the national leader official or legal adviser whose duty it is to help put a human rights treaty regime into the law and practice in his or her country It is a book of international law as provided for in the principal international and regional human rights treaties and draws upon the jurisprudence and practice of their monitoring organs

Activities of European Human Rights Institutes ,2002

The Law of International Human Rights Protection Walter Kälin,Jörg Künzli,2009 Human rights are invoked on many occasions But are they more than lofty values and abstract principles This text shows how human rights create legal entitlements for those protected by them and impose obligations on those bound by them

Remedies in International Human Rights Law Dinah Shelton,2015-10-22 The fully revised and updated Third Edition of Remedies in International Human Rights Law provides a comprehensive analysis of the law governing international and domestic remedies for human rights violations It reviews and examines the texts and the jurisprudence on this key area of human rights law It is an

essential practical and theoretical resource for policymakers scholars and students negotiating and litigating issues of redress for victims The Third Edition incorporates the major developments in remedial human rights jurisprudence Internationally the United Nations and the International Criminal Court have issued reparations guidelines the International Court of Justice has for the first time awarded compensation for human rights violations the International Law Commission has considered the humanitarian responsibility of international organizations and new international petition procedures and policies on redress have entered into force Regionally in Asia and Africa human rights bodies have adopted new human rights accords and legal judgments in Europe the human rights case load unceasingly increases Nationally the jurisprudence of historical reparations has come to the fore as has the juridical consideration of economic and social rights All of these developments are analysed in context and create a comprehensive and accessible portrait of the state of remedial human rights law today

Key case-law extracts - European Court of Human Rights, 2004 The first application to the European Commission of Human Rights was made in 1955 and the European Court of Human Rights delivered its first judgment in 1961 There are now several hundred published volumes of judgments and decisions a huge body of case law whose sheer bulk can make it inconvenient to consult The author a legal specialist has condensed the case law into a single volume For each article of the Convention the book offers key passages from Court judgments and from some of the Commission's decisions together with commentary on each passage The aim is to provide as many quotes from judgments as possible in one clear easy to consult introduction to the Council of Europe's human rights court A detailed table of contents and a comprehensive index are provided to aid the reader making this an essential tool for beginner and Convention specialist alike Gilles Dutertre

Human Rights Information Bulletin, 2003-03 The Right to Reparation in International Law for Victims of Armed Conflict Christine Evans, 2012-06-28 In this evaluation of the international legal standing of the right to reparation and its practical implementation at the national level Christine Evans outlines State responsibility and examines the jurisprudence of the International Court of Justice the Articles on State Responsibility of the International Law Commission and the convergence of norms in different branches of international law notably human rights law humanitarian law and international criminal law Case studies of countries in which the United Nations has played a significant role in peace negotiations and post conflict processes allow her to analyse to what extent transitional justice measures have promoted State responsibility for reparations interacted with human rights mechanisms and prompted subsequent elaboration of domestic legislation and reparations policies In conclusion she argues for an emerging customary right for individuals to receive reparations for serious violations of human rights and a corresponding responsibility of States

The Statute of the International Court of Justice Andreas Zimmermann, Karin Oellers-Frahm, Christian Tomuschat, Christian J. Tams, 2012-10-11 The International Court of Justice is the principal judicial organ of the United Nations and plays a central role in both the peaceful settlement of international disputes and the development of

international law This comprehensive Commentary on the Statute of the International Court of Justice now in its second edition analyses in detail not only the Statute of the Court itself but also the related provisions of the United Nations Charter as well as the relevant provisions of the Court's Rules of Procedure Five years after the first edition was published the second edition of the Commentary embraces current events before the International Court of Justice as well as before other courts and tribunals relevant for the interpretation and application of its Statute The Commentary provides a comprehensive overview and analysis of all legal questions and issues the Court has had to address in the past and will have to address in the future It illuminates the central issues of procedure and substance that the Court and counsel appearing before it face in their day to day work In addition to commentary covering all of the articles of the Statute of the ICJ plus the relevant articles of the Charter of the United Nations the book includes three scene setting chapters Historical Introduction General Principles of Procedural Law and Discontinuation and Withdrawal The second edition of the Commentary adds two important and instructive chapters on Counter Claims and Evidentiary Issues The combination of expert editors and commentators and their assessment of new developments in the important work of the ICJ make this a landmark publication in the field of international law

Activities of European Human Rights Institutes, 2002-2003, 2004 **Nordic Health Law in a European Context** Elisabeth Rynning, Mette Hartlev, 2011-12-21 This anthology aims to provide Nordic perspectives on the young and evolving field of health law or biomedical law by reflecting on issues that have been explored within the activities of the Nordic Network for Research in Biomedical Law In the emergence of this fairly new legal discipline it has become very clear that the Nordic region forms a part of Europe that has been strongly influenced by both hard and soft law initiatives from the European Union and the Council of Europe but also that Nordic identity culture and collaboration clearly remain an important factor in the legal development of this particular region Yearbook of the European Convention on Human Rights/Annuaire de la Convention Europeenne Des Droits de L'Homme, Volume 41 a Council of Europe/Conseil de L'Europe, 1999-10 The first application to the European Commission of Human Rights was received in 1955 In over forty years the Commission has registered more than 40 000 applications Its published decisions run to around 150 volumes 46 in the Collection of decisions 1960 to 1974 and nearly 100 in Decisions and reports 1975 onwards From this mass of case law the authors have distilled the essential elements to produce a one volume guide to the jurisprudence of the Convention and its protocols In an article by article approach focused on the Court's case law they present key passages from the judgments relevant to each article putting them in context with their own commentary The arrangement by article the extensive extracts from the case law the detailed table of contents and the index give the reader different ways of approaching the book making it a useful tool for both the newcomer to Convention law and the more experienced researcher La premi re requ te transmise la Commission europe enne des Droits de l Homme date de 1955 En quelque quarante ans la Commission en a enregistr plus de 40 000 La publication de ses d cisions repr sente environ 150 volumes 46 Recueils des d cisions couvrant

les années 1960-1974 et par la suite près de 100 volumes de Décisions et rapports. Les auteurs du présent ouvrage ont extrait l'essentiel de cette vaste jurisprudence et l'ont rassemblé en un volume unique présentant pour chaque article de la Convention les passages clés de la Cour et de certaines décisions de la Commission assortis de leurs commentaires. La présentation par article de la Convention, les amples extraits de la jurisprudence, la table des matières détaillée et l'index donnent au lecteur différentes voies d'accès à cet ouvrage, outil indispensable tant pour le novophyte que pour le spécialiste plus expérimenté de la Convention.

History of the Council of Europe Birte Wassenberg, 2013-10-15. The Council of Europe, the oldest European organisation, was founded in 1949 with the aim of unifying the continent as a whole. The decision to establish its headquarters in Strasbourg was moreover symbolic of the desire for reconciliation between peoples. From the outset, the Council of Europe adopted an institutional structure comprising a committee of ministers and a parliamentary assembly, the first in Europe. This book retraces the history of the Organisation, consisting initially of Western European states. The Council of Europe was destined to embrace all the continent's countries, but the Cold War delayed its enlargement. It is only since 1989 that the Council of Europe has become a truly pan-European organisation, now comprising 47 member states. Its mission is based on three major goals: protecting human rights, promoting democratic values and guaranteeing the rule of law. The Council of Europe is also very active in fostering co-operation in all areas of life: education, sport, culture, etc. Starting in 1959, the European Court of Human Rights grew to become the Organisation's flagship institution; its judgments are binding on the member states. As an intergovernmental organisation, the Council of Europe has had to contend with the growth of the European Union and has sought constantly to redefine its role in international relations. In these early years of the 21st century, will it succeed in securing a key position in the European institutional architecture?

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