

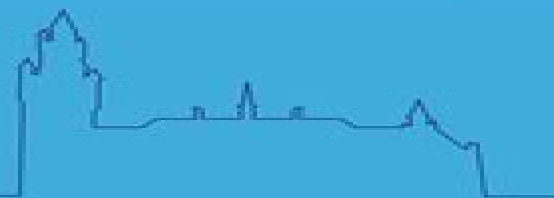
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Reviews European Journal Of International Law

Muhammed Haron



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The Positive Obligations of the State Under the European Convention of Human Rights Dimitris Xenos, 2012 The system of the European Convention of Human Rights imposes positive obligations on the state to guarantee human rights in circumstances where state agents do not directly interfere In addition to the traditional liberal negative obligation of non interference the state must actively protect the human rights of individuals residing within its jurisdiction The liability of the state in terms of positive obligations induces a freestanding imperative of human rights that changes fundamentally the perception of the role of the state and the participatory ability of the individual who can now assert their human rights in all circumstances in which they are relevant In that regard positive obligations herald the most advanced review of the state's business ever attempted in international law The book undertakes a comprehensive study of positive obligations from establishing the legitimacy of positive obligations within the system of the Convention to their practical implementation at the national level Analysing in depth legal principles that pervade the whole system of the Convention a coherent methodological framework of critical stages and parameters is provided to determine the content of positive obligations in a consistent predictable and realistic manner This study of the Convention explains and critically analyses the state's positive obligations as imposed by the European Court of Human Rights and sets out original proposals for their future development The book will be of interest to those who study research or practice public law civil rights and liberties or international European human rights law

Good Neighbourliness in the European Legal Context Dimitry Kochenov, Elena Bashkeska, 2015-07-28 Good Neighbourliness in the European Legal Context provides the first detailed assessment of the essence and application of the principle of good neighbourly relations in the European legal context illustrating its findings by a multi faceted array of studies dedicated to the functioning of good neighbourly relations in a number of key fields of EU law The main claim put forward in this book is that the principle of good neighbourly relations came to occupy a vital place in the European legal context underpinning the very essence of the integration exercise

Buying Social Justice Christopher McCrudden, 2007-09-13 Governments spend huge amounts of money buying goods and services from the private sector How far should their spending power be affected by social policy Arguments against the practice are often made by economists on the grounds of inefficiency and lawyers on the grounds of free competition and international economic law Buying Social Justice analyses how governments in developed and developing countries use their contracting power in order to advance social equality and reduce discrimination and argues that this approach is an entirely legitimate and efficient means of achieving social justice The book looks at the different experiences of a range of countries including the UK the USA and South Africa It also examines the impact of international and regional regulation of the international economy and questions the extent to which the issue of procurement policy should be regulated at the national European or international levels The role of EC and WTO law in mediating the tensions between the economic function of procurement and the social uses of

procurement is discussed and the outcomes of controversies concerning the legitimacy of the integration of social values into procurement are analysed Buying Social Justice argues that European and international legal regulation of procurement has become an important means of accentuating the positive and eliminating the negative in both the social and economic uses of procurement

Human Rights: 21st Century Angela Hegarty, Siobhan Leonard, 2012-11-12 Published in the year 1999 Human Rights 21st Century is a valuable contribution to the field of Law

Select Proceedings of the European Society of International Law, Volume 2, 2008 Hélène Ruiz Fabri, Ruediger Wolfrum, Jana Gogolin, 2010-06-30 This book continues the series Select Proceedings of the European Society of International Law containing the proceedings of the Third Biennial Conference organised by ESIL and the Max Planck Institute for Comparative Public Law and International Law in 2008 The conference was entitled International Law in a Heterogeneous World reflecting an idea which is central to the ESIL philosophy Heterogeneity is considered one of the pillars upon which Europe's contribution to international law is built and the subject was considered in a number of panels including such diverse topics as migration the history of international law the rules on warfare and international environmental law

Jacobs, White, and Ovey Bernadette Rainey, Elizabeth Wicks, Clare Ovey, 2017 The seventh edition of Jacobs White and Ovey The European Convention on Human Rights is a clear and concise companion to this increasingly important and extensive area of the law The authors examine each of the Convention rights in turn explore the pivotal cases in each area and examine the principles that underpin the Court's decisions The focus on the European Convention itself rather than its implementation in any one member state makes this book essential reading for all students looking for a concise yet authoritative overview of the work of the Strasbourg Court

Online Resource Centre The text is accompanied by an Online Resource Centre that features updates on cases and legislation since publication as well as links to useful websites and further reading on the European Convention

Ethnic Cleansing Clotilde Pegorier, 2013-04-12 This book confronts the problem of the legal uncertainty surrounding the definition and classification of ethnic cleansing exploring whether the use of the term ethnic cleansing constitutes a valuable contribution to legal understanding and praxis The premise underlying this book is that acts of ethnic cleansing are first and foremost a criminal issue and must therefore be precisely placed within the context of the international law order In particular it addresses the question of the specificity of the act and its relation to existing categories of international crime exploring the relationship between ethnic cleansing and genocide but also extending to war crimes and crimes against humanity The book goes on to show how the current understanding of ethnic cleansing singularly fails to provide an efficient instrument for identification and argues that the act in having its own distinctive characteristics conditions and exigencies ought to be granted its own classification as a specific independent crime

Ethnic Cleansing A Legal Qualification will be of particular interest to students and scholars of International Law and Political Science

The American Journal of International Law, 1925 Vols for 1970-73 include American Society of International Law Proceedings no 64-67

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Affairs ,2004 *The Human Rights of Companies* Marius Emberland,2006 This book studies the response of the European Court of Human Rights the international court that supervises governmental compliance with the European Convention on Human Rights ECHR to complaints submitted to it by companies and their shareholders The protection of business vis vis governmental regulation is hardly the main concern of international human rights law yet it is not disputed that companies and their owners in principle enjoy protection under the ECHR Such complaints are not unproblematic for the Court in Strasbourg however This book analyses the Court s reasoning in three groups of cases in which they have presented difficult issues of treaty interpretation As the case law is streamlined in a minimalist fashion which obscures the Court s rationale the book construes the structural framework within which the Court operates and explains how the relevant case law is largely coherent when considered against the general structure of ECHR protection This book is the first major study of the protection of business enterprise under the European Convention on Human Rights and thus an invaluable guide to understanding how the Court in Strasbourg responds to corporate complaints More importantly by focusing on a field of European human rights law that is regarded by many as marginal and even objectionable the book reveals the fundamental structures of European human rights protection where the protection of economic activity and corporate life is regarded as inseparable from core values of the ECHR such as an effective political democracy and the rule of law *Present Status of Modern European History in the United States* Chester Penn Higby,1926 *The Italian Yearbook of International Law* ,1999

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