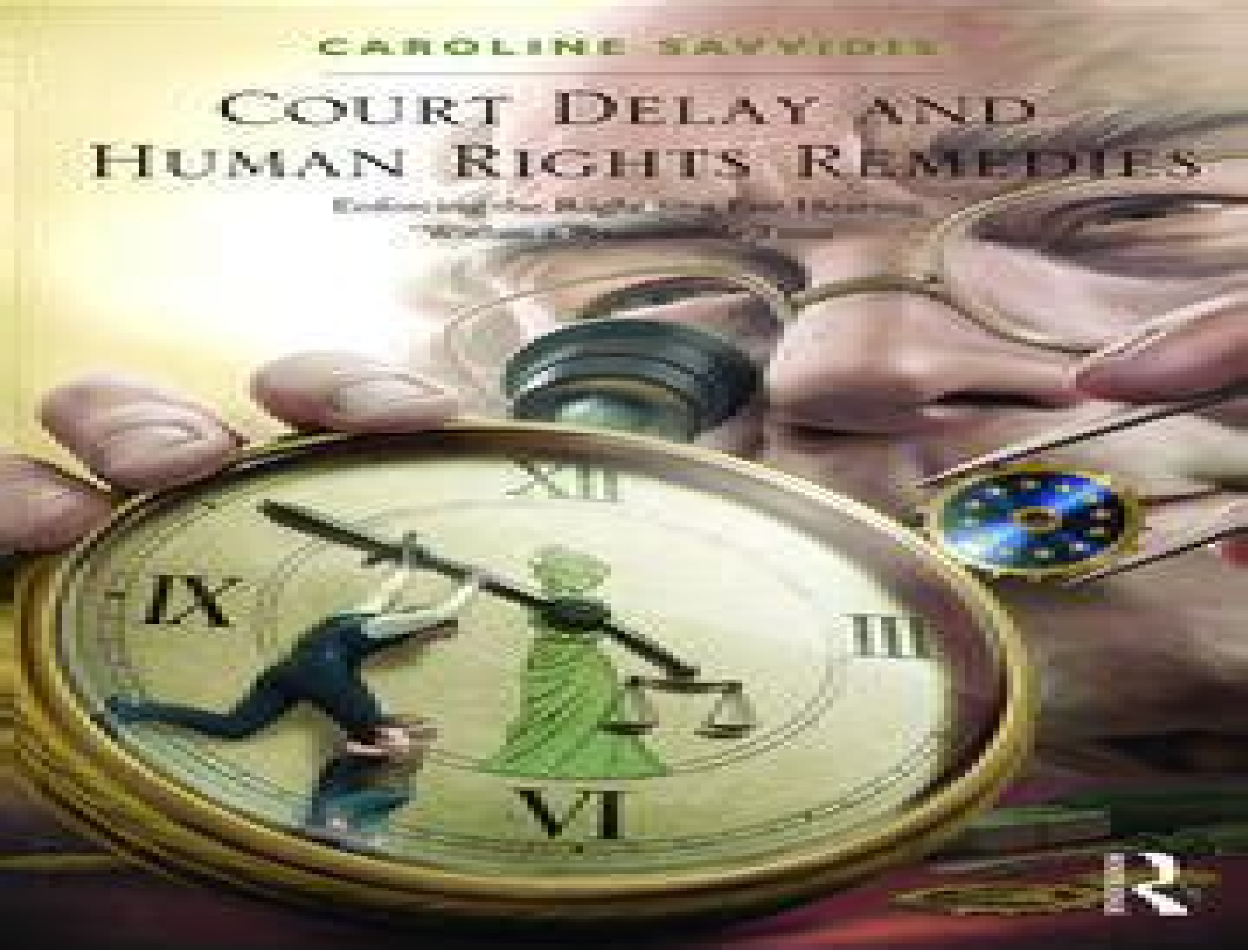


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COURT DELAY AND HUMAN RIGHTS REMEDIES

Enforcing the Right to Fair Trial

NEW YORK UNIVERSITY PRESS



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Judicial Deference in International Adjudication Johannes Hendrik Fahner, 2020-08-06 International courts and tribunals are increasingly asked to pass judgment on matters that are traditionally considered to fall within the domestic jurisdiction of States Especially in the fields of human rights investment and trade law international adjudicators commonly evaluate decisions of national authorities that have been made in the course of democratic procedures and public deliberation A controversial question is whether international adjudicators should review such decisions de novo or show deference to domestic authorities This book investigates how various international courts and tribunals have responded to this question In addition to a comparative analysis the book provides a normative argument discussing whether different forms of deference are justified in international adjudication It proposes a distinction between epistemic deference which is based on the superior capacity of domestic authorities to make factual and technical assessments and constitutional deference which is based on the democratic legitimacy of domestic decision making The book concludes that epistemic deference is a prudent acknowledgement of the limited expertise of international adjudicators whereas the case for constitutional deference depends on the relative power of the reviewing court vis vis the domestic legal order

Advocating for Human Rights

Claudia Martin, Diego Rodríguez-Pinzón, 2008-09-30 Moot Court competitions constitute an alternative model of human rights training giving students the skills to contribute to the development of international human rights law and thus make them qualified advocates for human rights change in their home countries and abroad By focusing on the perfection of oral as well as written skills participants are more likely to be successful not only in cases brought before their home courts but in front of international tribunals and other organs Such competitions have opened the doorway for more human rights classes in law schools more clinical training programs more NGOs dedicated to human rights law and overall more lawyers dedicated to participating in an expanded notion of a human rights community As demonstrated in this volume moot court competitions have revolutionized human rights legal education in Africa Europe and the Americas The yearly Inter American Human Rights Moot Court Competition was established in 1995 The full text of the hypothetical cases bench memoranda and winning memorials from the first ten years of this Competition are included as a resource to be used creatively by scholars NGOs international organizations governments practitioners students etc to further promote human rights legal obligations

Documents Council of Europe: Parliamentary Assembly, 2006-04-06 Judicial Review in Northern Ireland Gordon Anthony, 2024-02-22 The 3rd edition of this leading text provides a detailed account of the purposes of judicial review the nature of the public private divide in Northern Ireland law the judicial review procedure the grounds for review and remedies As with the previous editions the focus is on case law that is unique to Northern Ireland and the book identifies some important differences between principle and practice in Northern Ireland and England and Wales These now include differences resulting from the Ireland Northern Ireland Protocol as amended by the Windsor Framework and this edition

explains how and when EU law continues to apply in Northern Ireland It also considers the leading Human Rights Act decisions of the Northern Ireland courts and the House of Lords and UK Supreme Court The new edition refers to case law from the courts in England and Wales and Scotland the Court of Justice of the European Union and the European Court of Human Rights There is a particular focus on recent rulings of the High Court and Court of Appeal in Northern Ireland and of rulings of the Supreme Court in cases heard on appeal from Northern Ireland It considers the main points of the Judicial Review Practice Direction 03 2018 and surveys the European Union Withdrawal Act 2018 and its implications for Northern Ireland including the incorporation of the Ireland Northern Ireland Protocol as amended by the Windsor Framework The book will be of use to practitioners in Northern Ireland and the rest of the UK and also to those involved in the study of judicial reasoning in different jurisdictions both within the UK and elsewhere

The Changing European Union Tamara Capeta,Iris Goldner Lang,Tamara Perišin,2022-12-29 It is widely recognised that international order is undergoing transformative change and the old norms no longer apply This collection looks at how the EU specifically its judicial wing is responding to these new challenges It looks both externally at those internationally shared problems of unequal societies the rise of populism and the migrant crisis and internally at Brexit the differences between the EU centre and peripheries and the division of competences Taking a multifaceted approach it draws on voices from academia and the judiciary to suggest how the EU might respond effectively to the challenges faced

Land Law Chris Bevan,2018 Academically rigorous yet welcoming and fully attuned to the needs of the student reader Chris Bevan s Land Law represents a new breed of textbook blending traditional and contemporary teaching approaches to guide its readers to a confident understanding of the subject With its lively engaging writing style in which the author s enthusiasm is always apparent and distinctive way of speaking directly to students anticipating their questions and areas of confusion Bevan s book does not simply set out the law but actively teaches it Clear explanations are complemented by frequent carefully crafted visual aids conveying key concepts in ways that all students can understand and topics are broken down into sections that are easy to digest and navigate This book maintains a critical emphasis and encourages students to consider and understand the law in context both within society and their degree not just in the abstract Key case boxes offer concise insights on leading cases that pique students interest spurring them to conduct their own reading of primary material and although the book reflects on historical background in order to make sense of today s law its overriding perspective is forward looking epitomised in the Future directions conclusions for each chapter which consider future implications and likely reforms Balancing brevity with detail and rigour with accessibility Land Law is a truly modern textbook that supports and motivates its readers allowing them to reap the rewards an understanding of this complex but fascinating subject will bring Online resources The published text will be accompanied by extensive online resources containing a test bank of questions animated diagrams Wider debates podcasts from the author Leading lawyers perspectives videos advice on answering essay and problem questions updates on

changes in the law and new cases as well as links to useful websites **Investment Protection Standards and the Rule of Law** August Reinisch, Stephan W. Schill, 2023 This edited volume explores the connection between the rule of law and substantive standards of treatment in international investment agreements It also analyses to what extent these standards of treatment can be understood as positive expressions of the rule of law **The Civil Service Year Book** ,2002 *A Global Handbook on National Human Rights Protection Systems* Bertrand G. Ramcharan, Gianni Magazzeni, Mona M'Bikay, Inès French, 2023-09-29 The human rights movement strives to develop a universal culture of human rights in all societies as well as to confront gross violations This book the first ever of its kind is a veritable State of the World Report on Human Rights It reproduces summaries by UN High Commissioners for Human Rights on the state of the national human rights protection systems of each UN Member State These summaries were sent following each state's passage through the Universal Periodic Review UPR process of the UN Human Rights Council The summaries identify each state's constitutional legal judicial and institutional architecture international conventions not yet ratified areas of progress problem areas and problems affecting different parts of the population The High Commissioners summaries reproduced here are preceded by insightful reflections on the concept of a national human rights protection system and by regional outlines of national human rights protection systems in the Americas and the Caribbean Europe Africa Asia and the Pacific The book also contains some case studies of the national human rights protection systems of sample states such as Australia Bhutan Brazil Canada Democratic Republic of the Congo Guyana Portugal Switzerland Sweden and South Africa **The White Book Service 2012, Volume 1 eBook.** , **International Human Rights Reports** ,1997 Yearbook of the European Convention on Human Rights/Annuaire de la convention europeenne des droits de l'homme, Volume 4 (1961) Council of Europe/Conseil de l'Europe, 1962-12-01

AAI-JE Exam PDF-Airports Authority Of India Junior Executive (Law) Exam PDF eBook Chandresh Agrawal, Nandini Books, 2024-05-06 SGN The AAI JE Exam PDF Airports Authority Of India Junior Executive Law Exam PDF eBook Covers Objective Questions With Answers **The Right to a Fair Trial in International Law** Amal Clooney, Philippa Webb, 2021-02-11 The Right to a Fair Trial in International Law brings together the diverse sources of international law that define the right to a fair trial in the context of criminal as opposed to civil administrative or other proceedings The book provides a comprehensive explanation of what the right to a fair trial means in practice under international law and focuses on factual scenarios that practitioners and judges may face in court Each of the book's fourteen chapters examines a component of the right to a fair trial as defined in Article 14 of the International Covenant on Civil and Political Rights and reviews the case law of regional human rights courts international criminal courts as well as UN human rights bodies Highlighting both consensus and divisions in the international jurisprudence in this area this book provides an invaluable resource to practitioners and scholars dealing with breaches of one of the most fundamental human rights

Fundamental Rights in International and European Law Christophe Paulussen, Tamara Takacs, Vesna Lazić, Ben Van

Rompuy, 2015-11-04 In this book various perspectives on fundamental rights in the fields of public and private international law are innovatively covered. Published on the occasion of the 50th anniversary of the T M C Asser Instituut in The Hague, the collection reflects the breadth and scope of the Institute's research activities in the fields of public international law, EU law, private international law, and international and European sports law. It does so by shedding more light on topical issues such as drone warfare, the fight against terrorism, the international trade environment, nexus, and forced arbitration that can be related to the theme of fundamental rights which runs through all these four areas of research. Points of divergence and areas of common ground are uncovered in contributions from both staff members and distinguished external authors having long-standing academic relations with the Institute. The Editors of this book are all staff members of the T M C Asser Instituut, each of them representing one of the areas of research the Institute covers. *Jackson's Machinery of Justice* Richard Meredith Jackson, 1989-01-27 Jackson's classic text has been revised and updated for the times. **Learning Legal Rules** James Holland, Julian Webb, 2013-07-11 Bringing together the theory, structure, and practice of legal reasoning in an accessible style, this book explains how to uncover and exploit the mysteries of legal materials. It draws the student into the techniques of legal analysis and argument and the operation of precedent and statutory interpretation. **Document Retrieval Index**, 1974 **Conversations on Justice from National, International, and Global Perspectives** Jean-Marc Coicaud, Lynette E. Sieger, 2019-01-03 Authors from a variety of fields including law, political science, international relations, and economics discuss matters of justice at the national, international, and global levels. *New Jersey State Bar Journal*, 1966

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