

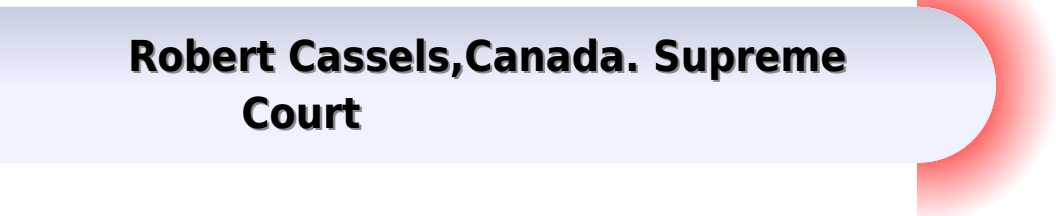
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Richter über internationale Gerichte? Raffaella Kunz, 2020-05-15 Das Open Access Buch untersucht am Beispiel des Europäischen Gerichtshofs für Menschenrechte EGMR und des Interamerikanischen Menschenrechtsgerichtshofs IAGMR welche Rolle innerstaatliche Gerichte bei der Umsetzung internationaler Entscheidungen wahrnehmen Wann sind sie bereit ihre Pendants in Straßburg bzw San José bei der Umsetzung ihrer Entscheidungen zu unterstützen und diese gleichsam unmittelbar anzuwenden und wo ziehen sie Grenzen und rote Linien Was sind die Probleme die ihnen begegnen und befinden sich Gerichte tatsächlich im Wandel hin zu einer defensiveren und weniger völkerrechtsfreundlichen Haltung wie einige jüngere Beispiele vermuten lassen Das Werk widmet sich der Frage welche Wirkungen innerstaatliche Gerichte bereit sind den Entscheidungen der Menschenrechtsgerichte zukommen zu lassen und zwar genau dann wenn sich das innerstaatliche Recht nicht dazu eignet Es zeigt auf dass hinter der vermeintlich technischen Ausgangsfrage fundamentale Fragen verfassungsrechtlicher Natur stehen und sich am Beispiel der Menschenrechtsgerichte einige der zentralen Schwierigkeiten und Probleme zeigen wie sie beim Zusammenspiel von Rechtsordnungen in Zeiten globalen Regierens entstehen

International Protection of Socio-Economic Rights Aristi Volou, 2025-12-29 This book argues that there are weaknesses in the international systems of socio economic rights protection and that these weaknesses can be mitigated or overcome through the practice of interaction between these systems The work examines the international protection of socio economic rights and shows that it is vulnerable in terms of its personal and material scope its content and the extent of permissible limitations Against this background it explores the role of interaction between legal orders as a tool for improving this protection Based on a large scale survey of explicit cross referencing across a substantial number of monitoring bodies courts and systems in cases and other jurisprudential outputs the book assesses the extent to which interaction takes place in the context of the international protection of socio economic rights Drawing on its own conceptual framework of interaction between legal orders it then illustrates the dynamics of how interaction has been used to mitigate or overcome the weaknesses of international protection and to advance this protection While also recognising the shortcomings the work calls for better interactive practices and sets out criteria that should inform interactive practices going forward The book will be a valuable resource for academics researchers judges and policy makers working in the areas of International Human Rights Law Social Justice Political Science and International Relations

Reparations for Victims of Genocide, War Crimes and Crimes against Humanity Carla Ferstman, Mariana Goetz, 2020-02-17 Reparations for Victims of Genocide War Crimes and Crimes Against Humanity Systems in Place and Systems in the Making provides a rich tapestry of practice in the complex and evolving field of reparations which cuts across law politics psychology and victimology among other disciplines Ferstman and Goetz bring their long experiences with international organizations and civil society groups to bear This second edition which comes a decade after the first contains updated information and many

new chapters and reflections from key experts It considers the challenges for victims to pursue reparations looking from multiple angles at the Holocaust restitution movement and more recent cases in Europe Asia Africa and the Americas It also highlights the evolving practice of international courts and tribunals First published in a hardbound edition this second fully revised and updated edition is now available in paperback

The Practice and Procedure of the Inter-American Court of Human Rights Jo M. Pasqualucci, 2003-07-10 Jo M Pasqualucci provides a comprehensive critique of the Inter American Court of Human Rights which is at once scholarly yet practical She analyzes all aspects of the Court s advisory jurisdiction contentious jurisdiction and provisional measures orders When relevant she compares the practice and procedure of the Inter American Court with that of the European Court of Human Rights the International Court of Justice and the United Nations Human Rights Committee She also evaluates the Rules of Procedure of the Inter American Court and the Inter American Commission which entered into force in May and June of 2001 and bring about important procedural changes in the inter relationship of those organs In addition she cites the effectiveness of the Convention and the Court s rulings in the domestic law of the States Parties to the Convention This book will provide an important resource for scholars practitioners and students of international human rights law and practice

The Statute of the International Court of Justice Andreas Zimmermann, Christian J. Tams, Karin Oellers-Frahm, Christian Tomuschat, 2019-03-21 This landmark publication in the field of international law delivers expert assessment of new developments in the important work of the International Court of Justice ICJ from a team of renowned editors and commentators The ICJ 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 third 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 Six years after the publication of the second edition the third 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 looks forward to those it 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 two scene setting chapters Historical Introduction and General Principles of Procedural Law as well as important and instructive chapters on Counter Claims Discontinuation and Withdrawal and Evidentiary Issues

The 3 Regional Human Rights Courts in Context Laurence Burgorgue-Larsen, 2024-02-28 At specific moments in the history of Africa Europe and Latin America each region decided to create supranational jurisdictions to protect human rights These are in chronological order the European Court of Human

Rights the Inter American Court of Human Rights and the African Court on Human and Peoples Rights While each has been the subject of important dedicated monographs no major study has analysed both the institutional and jurisprudential issues of all three regional systems The 3 Regional Human Rights Courts in Context Justice That Cannot Be Taken for Granted is the first book to offer a comprehensive comparison of the three systems Rather than merely juxtaposing analogous features the book considers how the three courts operate as parts of a greater integrated whole Similarities and differences between the courts are illuminated alongside historical political and sociological insights in addition to the book s primary legal focus Close analysis of the processes by which the courts came into being makes it clear that regardless of distinct political cultural or other variances states on each of the three continents have chafed against international supervision The book also debunks the common belief that after the Second World War the thrust of human rights initiatives was so powerful that states no longer need to discuss them Justice cannot be taken for granted a position further supported by the book s analysis of how each court has evolved and how their rulings have been implemented Laurence Burgorgue Larsen s dynamism and multidisciplinary approach makes it possible to truly understand the stakes behind the institutional and jurisprudential developments of the three regional human rights courts This is a book that will interest not only legal practitioners but also specialists in international relations human rights and countless other fields

Yearbook on International Investment Law & Policy 2010-2011 Karl P. Sauvant, 2012-02-16 The Yearbook on International Investment Law Policy 2010 2011 monitors current developments in international investment law and policy focusing in Part One on recent trends and issues in foreign direct investment FDI Part Two then addresses the fundamental developments in European Union policy toward bilateral investment treaties and annexes the key official European Union documents

A Digest of Cases Decided by the Supreme Court of Canada from the Organization of the Court, in 1875, to the 1st Day of May 1886 Robert Cassels, Canada. Supreme Court, 1886

The Ontario Digest, 1891-1895 Law Society of Upper Canada, 1896

Reports of Cases Argued and Determined in the Surrogates' Courts of the State of New York New York (State). Surrogates' courts, Amasa Angell Redfield, 1879

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In the Supreme Court, General Term, Fourth Department. The City of Syracuse, Respondent, Against Richard M. Stacey, Glenside Woolen Mills, Skaneateles Paper Company, Et Al., Apellants Syracuse (N.Y.), 1894

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