Freedom of Religion

UN and European Human Rights Law and Practice

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Freedom of Religion Paul M. Taylor, 2005 Freedom of thought conscience and religion is one of the core freedoms found in international human rights instruments at both UN and European level This timely study is the first to provide a detailed critique of the standards applicable to freedom of religion within both the UN and Europe Religion, Human Rights and International Law Javaid Rehman, Susan Carolyn Breau, 2007 Freedom of religion is a subject which has throughout human history been a source of profound disagreements and conflict In the modern era religious based intolerance continues to provide lacerative and tormenting concern to the possibility of congenial human relationships As the present study examines religions have been relied upon to perpetuate discrimination and inequalities and to victimise minorities to the point of forcible assimilation and genocide The study provides an overview of the complexities inherent in the freedom of religion within international law and an analysis of the cultural religious relativist debate in contemporary human rights law As many of the chapters examine Islamic State practices have been a major source of concern In the backdrop of the events of 11 September 2001 a considerable focus of this volume is upon the Muslim world either through the emergent State practices and existing constitutional structures within Muslim majority States or through Islamic diasporic communities resident in Christianity and Human Rights John Witte, Jr, Frank S. Alexander, 2010-12-23 Combining Europe and North America Jewish Greek and Roman teachings with the radical new teachings of Christ and St Paul Christianity helped to cultivate the cardinal ideas of dignity equality liberty and democracy that ground the modern human rights paradigm Christianity also helped shape the law of public private penal and procedural rights that anchor modern legal systems in the West and beyond This collection of essays explores these Christian contributions to human rights through the perspectives of jurisprudence theology philosophy and history and Christian contributions to the special rights claims of women children nature and the environment The authors also address the church's own problems and failings with maintaining human rights ideals With contributions from leading scholars including a foreword by Archbishop Desmond Tutu this book provides an authoritative treatment of how Christianity shaped human rights in the past and how Christianity and human rights continue to challenge Islamic Law and International Human Rights Law Mark Ellis, Anver M. Emon, Benjamin each other in modern times Glahn, 2012-10-11 Deepening the discussion of the relationship between Islamic law and human rights this volume gathers leading experts in both fields to examine how each system protects and limits fundamental freedoms From gender equality to freedom of religion the book explores the main flashpoints in the debate examining the operation of the law in context

Freedom of Religion, Minority Rights and the Law Aleksandra Gliszczyńska-Grabias, Aviad Hacohen, 2025-08-08 This book provides an in depth scholarly reflection on the challenges that arise in guaranteeing religious freedom and protection of the rights of religious minorities in law and practice Currently the protection of religious minorities constitutes one of the foundations of the international human rights protection systems and is provided for in the constitutions of all democratic

states The volume identifies analyses and assesses the legal status of religious freedom and protection of religious minorities with special focus on Jewish and Muslim minorities in the European and Israeli legal environments It compares the discourses on the scope and boundaries of religious freedom with the actual treatment of religious freedom in legal regulations the case law and in practice by the general society The book employs the resources of comparative law and national and international law as well as legal theory Extensive use is also made of decisions of the international courts including the European Court of Human Rights and the Court of Justice of the European Union The book will be a valuable resource for academics researchers and policymakers working in the areas of law and religion international human rights law comparative constitutional law and religious studies Routledge Handbook of International Human Rights Law Scott Sheeran, Sir Nigel Rodley, 2014-08-07 The Routledge Handbook of International Human Rights Law provides the definitive global survey of the discipline of international human rights law Each chapter is written by a leading expert and provides a contemporary overview of a significant area within the field As well as covering topics integral to the theory and practice of international human rights law the volume offers a broader perspective though examinations of the ways in which human rights law interacts with other legal regimes and other international institutions and by addressing the current and future challenges facing human rights Providing up to date and authoritative articles covering key aspects of international human rights law this book work is an essential work of reference for scholars practitioners and students alike Chapter 35 of this book is freely available as a downloadable Open Access PDF under a Creative Commons Attribution Non Commercial No Derivatives 3 0 license https www routledgehandbooks com doi 10 4324 9780203481417 ch35 Manuals - Human Rights in Culturally Diverse Societies (2 vols.) Malcolm Evans, Anne Weber, 2009-01-31 The origins of these Manuals lie in the increasing interest and importance of questions concerning the manner in which the freedom of religion and belief is to be enjoyed in Europe today and how freedom of expression can be reconciled with other rights in a multi cultural society These volumes written by human rights experts and commissioned by the Council of Europe offer an overview of two contentious topics the wearing of religious symbols in public areas and the issue of hate speech and supply insight into key concepts in the jurisprudence of the Court the role and responsibilities of the state and individuals key definitions and essential questions for policy makers This title is published in two parts one in English and one in French This The Oxford Handbook of Religion and Europe Grace Davie, Lucian Leustean, 2022 publication is only available as a set Features contributions from leading scholars providing crucial insight into the role of religious ideas structures and institutions in the making of Europe Introduces the building blocks of Europe's religious and the part that they played in the formation of the continent Explores the relationship between religious communities and ideologies in the twentieth century connections that play out very differently in East and West Europe Examines the role of religion in the construction of the European Union from the end of the Second World War until the present day Assesses the relationship between the major

world religions and the idea of Europe Book jacket The European Convention on Human Rights William A. Schabas, 2015-09-24 The European Convention on Human Rights A Commentary is the first complete article by article commentary on the ECHR and its Protocols in English This book provides an entry point for every part of the Convention the substance of the rights the workings of the Court and the enforcement of its judgments A separate chapter is devoted to each distinct provision or article of the Convention as well as to Protocols 1 4 6 7 12 13 and 16 which have not been incorporated in the Convention itself and remain applicable to present law Each chapter contains a short introduction placing the provision within the context of international human rights law more generally a review of the drafting history or preparatory work of the provision a discussion of the interpretation of the text and the legal issues with references to the case law of the European Court of Human Rights and the European Commission on Human Rights and a selective bibliography on the provision Through a thorough review of the ECHR this commentary is both exhaustive and concise It is an accessible resource that is ideal for lawyers students journalists and others with an interest in the world's most successful human rights Essays on Religion and Human Rights David Little, 2015-03-26 This collection of essays by David Little addresses human rights in relation to the historical settings in which its language was drafted and adopted Featuring five original essays Little articulates his view that fascist practices before and during World War II vivified the wrongfulness of deliberately inflicting severe pain injury and destruction for self serving purposes and that the human rights corpus developed in response was designed to outlaw all practices of arbitrary force He contends that while there must be an accountable human rights standard it should guarantee latitude for the expression and practice of beliefs consistent with outlawing arbitrary force Little details the theoretical grounds of the relationship between religion and human rights and concludes with essays on US policy and the restraint of force in regard to terrorism With a foreword by John Kelsay this book is a capstone of the work of this influential writer on religion philosophy and law Religious Freedom and COVID-19 Jelle Creemers, Tatiana Kopaleishvili, 2024-08-20 The impact of the COVID 19 pandemic will be a topic for academic research for years to come This collection brings together international scholars from various disciplines to analyse the impact of the pandemic on both religious freedom and on religious community life in Europe Divided into two parts the first focuses on theoretical considerations while the second explores local challenges and includes case studies from countries with different socio political profiles The book includes critical evaluations of public crisis management of religious communities during the pandemic as well as critical reflections on religious freedom appeals in such crisis In sum the volume probes and challenges scholars and students of law religion politics and sociology to go beyond the typical oppositions in considering Freedom of Religious Belief in the current secular European context The work will be a valuable resource for academics researchers and policy makers working in the areas of Law and Religion Human Rights Law Sociology and Political Science The Persistent Objector Rule in International Law James A. Green, 2016-03-03 The persistent objector rule is said to provide states with an

escape hatch from the otherwise universal binding force of customary international law It provides that if a state persistently objects to a newly emerging norm of customary international law during the formation of that norm then the objecting state is exempt from the norm once it crystallises into law The conceptual role of the rule may be interpreted as straightforward to preserve the fundamentalist positivist notion that any norm of international law can only bind a state that has consented to be bound by it In reality however numerous unanswered questions exist about the way that it works in practice Through focused analysis of state practice this monograph provides a detailed understanding of how the rule emerged and operates how it should be conceptualised and what its implications are for the binding nature of customary international law It argues that the persistent objector rule ultimately has an important role to play in the mixture of consent and consensus that underpins international law Religion, Equality and Employment in Europe Katayoun Alidadi, 2017-06-15 The management of religious and ideological diversity remains a key challenge of our time deeply entangled with debates about the nature of liberal democracy equality social cohesion minorities and nationalism security and foreign policy This book explores this challenge at the level of the workplace in Europe People do not surrender their religion of belief at the gates of their workplace nor should they be required to do so But what are the limits of accommodating religious belief in the workplace particularly when it clashes with other fundamental rights and freedoms Using a comparative and socio legal approach that emphasises the practical role of human rights anti discrimination law and employment protection this book argues for an enforceable right to reasonable accommodation on the grounds of religion and belief in the workplace in Europe In so doing it draws on the case law of Europe's two supranational courts three country studies Belgium the Netherlands and the UK as well as developments in the US and Canada By offering the first book length treatment of the issue it will be of significance to academics students policy makers business leaders and anyone interested in a deeper understanding of the potentials and limits of European and Western inclusion freedom and equality in a multicultural context Awarded an honourable mention from the International Academy of Comparative Law for the 2018 Canada Prize Freedom of Religion Renáta Uitz,2007-01-01 The Universal Declaration of Human Rights and the European Convention on Human Rights proclaim that everyone has the right to freedom of thought conscience and religion including freedom to manifest their religion or belief in worship teaching practice and observance Even today in democratic societies too this fundamental right is still sometimes restricted and meets with hostility and intolerance Using concrete examples the author compares and analyzes the protection of the right to freedom of religion in the case law of European constitutional courts and of the European Court of Human Rights of the Council of Europe in order to establish whether there is such a thing as general European law in this sphere Publisher's description Routledge Handbook of Law and Religion Silvio Ferrari, 2015-03-05 The field of law and religion studies has undergone a profound transformation over the last thirty years looking beyond traditional relationships between State and religious communities to include rights of religious liberty and the role of religion in the public space This

handbook features new specially commissioned papers by a range of eminent scholars that offer a comprehensive overview of the field of law and religion The book takes on an interdisciplinary approach drawing from anthropology sociology theology and political science in order to explore how laws and court decisions concerning religion contribute to the shape of the public space Key themes within the book include Religions symbols in the public space Religion and security Freedom of religion and cultural rights Defamation and hate speech Gender religion and law This advanced level reference work is essential reading for students researchers and scholars of law and religion as well as policy makers in the field within and between Religions and Human Rights Johannes A. van der Ven, Hans-Georg Ziebertz, 2012-03-02 This volume contains theoretical and empirical articles on tensions within and between religion and human rights There are conflicts in the past histories of Christianity and Islam in regard to human rights but also in contemporary history There are also tensions in the sphere of human rights like the relation between natural law and human rights morality and law liberty and equality civil rights and socio economic rights and more specific ones like the rights of humans and citizens religious freedom and the separation of church and state religious freedom and freedom of speech and the state and religion on social welfare provisions The volume aims at theoretical clarification and empirical exploration on data from 14 countries Contributors include Jean Pierre Wils Piet Hein van Kempen Mathias Rohe Johannes Hans van der Ven Anders Sj borg Raymond J Webb Jack Curran Marion Reindl Leo W J M van der Tuin Clement D Fumbo and Hans Georg Ziebertz Russian Law Journal Maleshin Dmitry, The Russian Law Journal RLJ magazine is one of the first English language legal academic editions regularly published in Russia It is an All Russian interuniversity platform designed to promote Russian legal researches abroad The magazine is meant for both Russian and foreign readers including major world legal libraries academics and practicing lawyers International editorial board and editorial team are represented by professors from leading world centers of legal education and legal science like Harvard Yale Cambridge and La Sorbonne as well as by scientists from Russian law schools Moscow State University Kutafin Moscow State Law University Saint Petersburg State University Higher School of Law and Religion Russell Sandberg, 2011-03-24 The worlds of law and religion increasingly collide in **Economics** Parliament and the courtroom Religious courts the wearing of religious symbols and faith schools have given rise to increased legislation and litigation This is the first student textbook to set out the fundamental principles and issues of law and religion in England and Wales Offering a succinct exposition and critical analysis of the field it explores how English law regulates the practice of religion The textbook surveys law and religion from various perspectives such as human rights and discrimination law as well as considering the legal status of both religion and religious groups Controversial and provocative questions are explored promoting full engagement with the key debates The book s explanatory approach and detailed references ensure understanding and encourage independent study Students can track key developments on the book s updating website This innovative text is essential reading for all students in the field Transitional Jurisprudence and the

ECHR Antoine Buyse, Michael Hamilton, 2011-08-11 The European Convention on Human Rights has been a standard setting text for transitions to peace and democracy in states throughout Europe This book analyses the content role and effects of the jurisprudence of the European Court relating to societies in transition It features a wide range of transitional challenges from killings by security forces in Northern Ireland to property restitution in East Central Europe and from political upheaval in the Balkans to the position of religious minorities and Roma Has the European Court developed a specific transitional jurisprudence How do politics affect the ways in which the Court's judgments are implemented Does the Court's case law itself become woven into narratives of struggle in transitional societies This book seeks to answer these questions by highlighting the unique role of Europe's main guardian of human rights the Court in Strasbourg It includes a comparison with the Inter American and African human rights systems

The Lautsi Papers: Multidisciplinary Reflections on Religious Symbols in the Public School Classroom Jeroen Temperman, 2012-09-06 Each from their own discipline and perspective these scholars contribute to the question of whether in the present day pluralist state there is room for state symbolism or personal religious signs or attire in the public school classroom

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