

THE EUROPEAN UNION AND **INTERNATIONAL** **HUMAN RIGHTS LAW**



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Eu And Human Rights

RD Boyd



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The European Union and Human Rights Jan Wouters, Manfred Nowak, Anna-Luise Chané, Nicolas Hachez, 2020-12-17 With the adoption of the Lisbon Treaty the profile of human rights issues has greatly risen in relation to EU policies whether internal or external The EU has thereby made the commitment to ensure that all its actions are compliant with human rights and seek to promote them Yet the EU's commitment has come under scrutiny not only for its ground breaking character but also because recent events have put it to the test This volume has been designed to take stock of these developments to comprehensively discuss the conceptualization and operationalization of the EU's commitment to human rights throughout the EU's relationships policies actions and legislative activity and to critically assess its outcome This title is divided into four parts Framework presents the issues related to human rights promotion by the EU Actors delves into the relationships that play a part at home or abroad in regards to human rights policies and judgements Policies takes a case study approach and systematically reviews a range of EU internal and external policies to assess their human rights impact and implementation and finally Strategies provides an integrated assessment of the design and implementation of the EU's commitment to human rights This book brings together essays from around the world each discussing different aspects of EU commitment and evaluating the extent to which the EU is delivering on it Each chapter provides an introduction to the state of affairs discusses opportunities and challenges and provides recommendations As such it is an essential reference book on human rights policies throughout the EU and their impact throughout the world *The European Union and Human Rights* Jan Wouters, Jean Monnet Chair Ad Personam Full Professor of International Law Nad International Organizations Jan Wouters, Associate Fellow Leuven Center for Global Governance Studies Michal Ovádek, 2021-03-02 This title provides analysis of the EU's human rights commitments through legislation case law and policy documents Key developments to the EU's engagement with human rights both internally and externally are examined and it covers the topics of non discrimination and competition law migration trade policy and development cooperation **The Role of the EU in the Promotion of Human Rights and International Labour Standards in Its External Trade Relations** Samantha Velluti, 2020-10-12 This book represents a significant and timely contribution to the copious literature of the EU as a global actor providing new insights and fresh perspectives into the promotion of human rights and international labour standards in the EU's external trade relations building on and stimulating further the already well engaged scientific dialogue on this area of research In particular it provides the basis for developing a new analytical structure for better understanding the role of the EU in promoting human rights and international labour standards in global trade and in particular for assessing the extent to which and how normative considerations have influenced the adoption of EU legal instruments and policy decisions This book will appeal to research scholars post graduate students practitioners and human rights activists **The EU's Human Rights Responsibility Gap** Joyce De Coninck, 2024-11-14 Can the EU be held legally responsible for its

contributions to human rights harms in its Integrated Border Management policy Or do systemic legal design flaws in the EU's human rights responsibility regime give rise to a significant responsibility gap This book delves into these pressing questions offering a transversal analysis of applicable legal frameworks under international and EU law Divided into three parts the book first analyses the international and EU human rights responsibility frameworks revealing both normative incongruency as well as liability incongruency Part two applies these frameworks to specific illustrations within the four tiers of the EU's Integrated Border Management exposing the critical points where responsibility falters Building on these findings and drawing from shared responsibility and relationality theories part three briefly introduces Relational Human Rights Responsibility as an alternative method to ascertaining human rights responsibility of the EU specifically and international organisations more generally

The EU as a 'Global Player' in Human Rights? Jan Wetzel, 2012-02-20 The Treaty of Lisbon has endowed the EU with a normative human rights framework that confirms recognition as a fully fledged regional mechanism for the protection of human rights The aim of this book is to contribute to the growing discussion of the external human rights dimension of the European Union Its theme sits at the crossroads between International and EU law Human Rights and Political Science In moving beyond well covered topics such as the protection of human rights within the EU or their relevance for the accession of new Member States this book asks the broader question of whether EU human rights law has any real relevance on a global scale In total The EU as a Global Player in Human Rights gives an overview of the international relevance of EU human rights law by means of exemplary case studies of the EU's institutional and substantive protection of human rights whilst consideration of non European perspectives from China and Japan underline its global focus This book will be of particular interest to researchers students and practitioners in International and European law Human Rights Law European studies and International Relations

Human Rights Law in Europe Kanstantsin Dzehtsiarou, Theodore Konstadinides, Tobias Lock, Noreen O'Meara, 2014-03-21 This book provides analysis and critique of the dual protection of human rights in Europe by assessing the developing legal relationship between the Court of Justice of the European Union CJEU and the European Court of Human Rights ECtHR The book offers a comprehensive consideration of the institutional framework adjudicatory approaches and the protection of material rights within the law of the European Union and the European Convention on Human Rights ECHR It particularly explores the involvement and participation of stakeholders in the functioning of the EU and the ECtHR and asks how well the new legal model of the EU under the ECtHR compares to current EU law the ECHR and general international law Including contributions from leading scholars in the field each chapter sets out specific case studies that illustrate the tensions and synergies emergent from the EU ECHR relationship In so doing the book highlights the overlap and dialectic between Europe's two primary international courts The book will be of great interest to students and researchers of European Law and Human Rights

Research Handbook on EU Law and Human Rights Sionaidh Douglas-Scott, Nicholas Hatzis, 2017-07-21 The place of human rights in EU law has been a

central issue in contemporary debates about the character of the European Union as a political organisation This comprehensive and timely Handbook explores the principles underlying the development of fundamental rights norms and the way such norms operate in the case law of the Court of Justice Leading scholars in the field discuss both the effect of rights on substantive areas of EU law and the role of EU institutions in protecting them

EU Human Rights and Democratization Policies Felipe Gómez Isa,Cristina Churrua Muguruza,Jan Wouters,2018-05-15 Though the EU has tried to place human rights and democracy at the heart of its external action there are serious concerns about its capacity to have a significant impact on the situation of human rights and human rights defenders as well as on the democratization processes taking place in different regions of the world This edited volume sheds light on the achievements of EU policies and programmes in the field of human rights and democracy also taking into account the challenges ahead Analysing the changing global context s effect on the ability of the EU to have a meaningful impact in the field of human rights and democratization it examines relevant policies and programmes of the EU to see their impact on the ground Combining various methodologies the authors examine primary agreements and other EU documents secondary sources such as evaluations of EU s policies and programmes in the field of human rights and democracy promotion and have interviewed EU officials academics and other key stakeholders From these the book sheds light on specific programmes such as the EIDHR the EOM and the EU Guidelines on Human Rights Defenders illuminating the increasingly hostile environment to work for human rights and democracy in a number of countries This text will be of key interest to scholars and students of EU human rights and law to practitioners in Europe and beyond and more broadly to EU studies democracy studies and international relations

The Evolution of EU Law Paul Craig,Gráinne de Búrca,2021-08-19 This last decade has been particularly turbulent for the EU Beset by crises the financial crisis the rule of law crisis the migration crisis Brexit and the pandemic European Law has had to adapt and change in a way not previously seen First published in 1999 the goal then was to reflect on the important developments that had been made since the creation of the EEC That goal has not changed From EU Administrative Law through to the Regulation of Network Industries each chapter in this seminal work assess the legal and political forces that have shaped the evolution of EU law With new chapters covering the Rule of Law Judicial Reform Brexit Constitutional and Legal Theory Refugee and Asylum law and Data Governance this third edition of The Evolution of EU Law is a must read for any student or academic of EU law

EU Justice and Home Affairs Law Steve Peers,2012-08-30 Steve Peers examines the institutions of justice and home affairs policy formulation and implementation within the EU The author discusses the ways in which these institutions have intervened in cases of crime corruption and immigration

The Emerging Constitutional Law of the European Union Adam Bodnar,Michal Kowalski,Karen Raible,Frank Schorkopf,2003-07-22 Young lawyers from different academic centres in Germany and Poland comment on the ongoing constitutional debate in the EU Each of the more than 20 articles is dedicated to a specific theme i e human rights

institutional design current and future function of the EU homogeneity and identity security and defence policy home policy and common values Similarities as well as differences in the perspectives of an old EU Member State on the one hand and an EU Member State to be on the other hand are revealed

The Evolution of EU Law Paul P. Craig, Gráinne De Búrca, 2011 The European Union has undergone major changes in the last decade including Treaty reform and a significant expansion of activity in foreign and security policy and justice and home affairs In the first edition of this influential textbook a team of leading lawyers and political scientists reflected upon the important developments in their chosen area over the time since the EC was formed This new edition continues this analysis ten years on Taking into account the social and political background and without losing sight of the changes that came before in each chapter the contributors analyze the principle themes and assess the legal and political forces that have shaped its development Each author addresses a specific topic event or theme from the European Court of Justice to Treaty reform the enlargement of the EU to administrative law the effect of EU law on culture to climate change Together the chapters tell the story of the rapid development of EU law its past present and future

The EU and Human Rights Philip Alston, Mara R. Bustelo, James Heenan, 1999 For all its achievements in integrating Europe the EU lacks a human rights policy which is coherent balanced and professionally administered Whether in relation to access to Community justice sex equality race and disability discrimination or policing or in its external policies from Kosovo to China the Union needs new principles procedures and institutions to design and implement an effective set of human rights policies The introduction of a single currency the problems of racism and xenophobia the need for a humane refugee policy the growing powers of the EU in many fields and the Unions imminent eastward expansion all make it urgent to adopt such policies In this volume the leading experts in the field including individuals from every EU country provide an insightful critique of current policies and detailed recommendations for the future The volume includes comprehensive analyses of the competencies of the EU in human rights access to justice the Third Pillar

EU External Relations and the Power of Law Kenneth A Armstrong, Joanne Scott, Anne Thies, 2024-08-22 The breadth and depth of the scholarship of Marise Cremona is honoured in this collection of essays written by her colleagues and friends Taking Cremona's field defining research as a point of reference this collection of research articles examines the power of law in EU external relations Echoing the expansive scope of Cremona's intellectual enquiries across the growing and diversifying field of external relations law this volume offers new insights into the principles and procedures that underlie this area of law the role and responsibilities of the EU as an international actor and the strategies and instruments through which the Union pursues its external agenda Spanning the analysis of foundational concepts and more contemporary interventions in respect of the environment human rights foreign direct investment and even Brexit what emerges from this collection is a richly conceptualised and clear examination of the multiple ways in which the power of law captures or eludes the EU's construction of a domain of external relations a domain in which the EU interacts not only with its Member States

but also other subjects of the international legal order

EU Law Paul Craig, Gráinne De Búrca, 2020 This version of the textbook is only available in the UK If you are studying law outside of the UK please see EU Law Text Cases and Materials ISBN 9780198856641 Building on its unrivalled reputation as the definitive EU law textbook the seventh edition provides clear and comprehensive analysis of all aspects of European Union law Drawing on their wealth of experience Paul Craig and Grainne de Burca succeed in bringing together a unique mix of illuminating commentary and well chosen extracts from a wide range of cases legislation and academic publications Chapters have been carefully structured and designed to enhance student learning at all levels laying the foundations of the subject while building analysis of more complicated areas and cutting edge debates All chapters have been comprehensively updated to reflect the extensive legal developments that have taken place since the publication of the sixth edition including a new chapter on Brexit and other challenges taking place within the EU This UK version also includes sections at the end of relevant chapters covering how the principles apply or don't apply to the UK post Brexit Online resources The book is accompanied by online resources which include the following Updates to the law post publication A timeline of key events in the development of the EU

EU Justice and Home Affairs Law: EU Justice and Home Affairs Law Steve Peers, 2016-05-12 EU Criminal Law Policing and Civil Law examines in detail the EU legislation and case law on the issues of criminal law and procedure policing and security and civil cooperation in these areas discussing the impact and ongoing development of EU law in these complex and controversial fields The new edition particularly covers new EU legislation case law and operational developments since 2010 on fair trials legislation the Schengen Information System the European Arrest Warrant the European Investigation Order the rights of victims of crime and data protection The book includes comprehensive coverage of the institutional framework and related human rights aspects in addition to the connections with other areas of EU law It concludes with a summary of EU civil law rules and is updated to cover new legislation on civil jurisdiction insolvency small claims and cross border family issues Steve Peers seminal text on the justice and home affairs law of the European Union appears in its fourth edition and is now available in two separate volumes covering asylum and immigration law and criminal law policing and civil law and as a two volume set It provides a detailed examination of EU legislation and case law on the issues of immigration asylum visas border controls and police and criminal law cooperation discussing the impact and ongoing development of EU law This edition is the definitive guide to these intricate contentious and fast developing areas of EU law and will be invaluable to scholars practitioners and students in the field

Monitoring Fundamental Rights in the EU Philip Alston, Olivier De Schutter, 2005-02 Coherent laws enforced by a central authority are part of the reason why human rights protection works at the national level in Europe But when it comes to the EU these dimensions are lacking The present system for protecting fundamental rights emerged on an ad hoc basis with measures being improvised to respond to particular problems In the next couple of years however this situation is likely to change very significantly The proposed European Constitution incorporates the EU Charter of

Fundamental Rights and a specialized EU Fundamental Rights Agency is likely to be established As a result the situation of the EU will more closely resemble that of its Member States Fundamental rights will occupy a central role and coherent and systematic arrangements will be in place to protect rights using both judicial and non judicial means The Fundamental Rights Agency in particular has immense potential to ensure effective monitoring of fundamental rights in the EU and to ensure a unified strategy for their promotion in EU law and policy This volume is the first to critically examine the proposals put forward by the European Commission in October 2004 on the creation of the EU Fundamental Rights Agency Leading scholars in the field of European and international human rights law analyse the potential significance of this innovative Agency and seek to locate it in relation to various other human rights mechanisms both in the EU s constitutional structure and within Member States They review the tasks which the Agency could be called upon to perform and make proposals as to how it can function most effectively The relationship of EU law to the international law of human rights emerging from both the United Nations and the Council of Europe is examined The authors also address the challenge of ensuring improved coherence between EU law and the other human rights obligations undertaken by the Member States Taken together these contributions address urgent questions facing the EU at a time when the central unifying function of fundamental rights has been recognized but the way forward remains largely uncharted

Constitutional Principles of EU External Relations Geert De Baere, 2008-09-25 The volume explores the marked differences between the complex and rapidly changing legal organization of EU external relations and the EU s internal constitutional order The European Union is unique as a polity organized along federal lines but with fully fledged States as its component political entities The tension between the self conscious Member States and their constitutional relationship within the EU is especially pronounced in the foreign policy field where they remain determined to assert their status as full subjects of the international order This book explores how foreign policy fits within the constitutional structure of the EU characterized by the division of external relations competences between the EU and the Member States the vertical axis and between the pillars of which the Union is composed in particular the division between the Community competences of the first pillar and the common foreign and security competences of the second pillar the horizontal axis This is a study of the extent to which foreign policy is legally sui generis within the sui generis constitutional order of the EU and of how the common foreign and security policy is in turn sui generis within the foreign policy structure of the Union It provides both an exploration of the constitutional reality of EU foreign policy and theoretical analysis which suggests possibilities for reform

EU Law: Text, Cases, and Materials Paul Craig, Gráinne de Búrca, 2011-08-18 The fifth edition of EU Law Text Cases and Materials provides clear and insightful analysis of European Law accompanied by carefully chosen extracts from a range of materials This edition looks in detail at the way in which the Treaty of Lisbon has radically changed both the institutional and substantive law of the European Union

The Oxford Handbook of International Law in Europe, 2024-12-04 This handbook provides a comprehensive account

of how international law is understood and practiced in Europe which is defined for the purposes of the book as Council of Europe countries in the past and in the present It is separated into parts covering Europe s values intellectual traditions and institutions as well as examinations of European countries and regions A diverse group of leading scholars and practitioners of international law are led by three overarching focus points the success and failures of the pacifying effect of international law the diversity of international legal experiences and traditions within Europe and the impact of European ideas on international law globally By examining these areas the book also analyses Europe s changing role in the world and the impact of global influences on the understanding of international law in European countries The book is a study of regionalism in international law but also a study of the impact of a region which at least historically has had an overwhelming influence on the development and interpretations of international law

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