

Introduction to human rights law

summer term 2019/2020; 20 h (10 classes)

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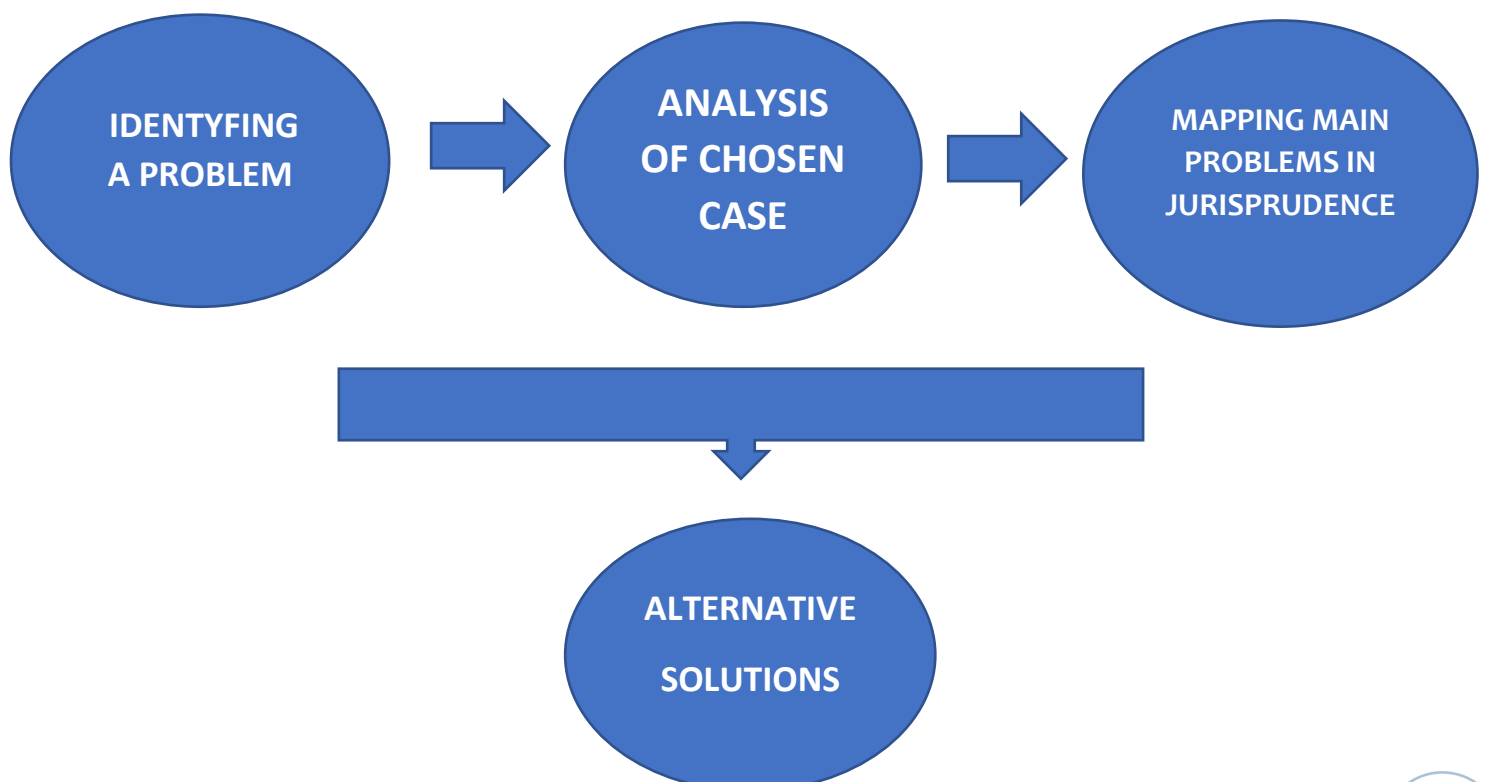
office hours:

when? <https://prawo.uni.wroc.pl/user/15831>

where? building A, 5th floor, room 509

Organizational issues:

1. Each student is entitled to one absence (no justification or sick note required) during whole course (10 classes).
2. A final test is going to take place during our 8th class in the form of *case study*. Time for an eventual retake is the day of our last meeting. On this day the grades will be put into USOS.
3. During each class the topics scheduled below as well as chosen cases and judgements of ECHR (eg. right to life, freedom of expression, right to privacy, right to a fair trial, freedom of religion, freedom of assembly) will be analyzed in a following system:



Schedule:

- I. Human rights notion
- II. Human rights and citizen rights
- III. Human rights vs. human needs
- IV. Features of human rights
- V. Effectiveness of human rights protection
- VI. Human rights classification
- VII. Person vs. the state – difficult relationship or friendly cooperation?
- VIII. Militant democracy and human rights
- IX. Preventive state (*counter-terror state*) and human rights
- X. Preventive democracy and preventive war vs. human rights
- XI. Human rights protection universalism in the UN system
- XII. Protection of human rights in the Council of Europe – in search of model solutions
- XIII. Application to ECHR – admissibility criteria
- XIV. The European Convention of Human Rights as *a living instrument*
- XV. The Margin of Appreciation Doctrine
- XVI. Limits of the margin of appreciation
- XVII. European Implementation Network
- XVIII. Human rights protection in the European Union
- XIX. European Union Charter of Fundamental Rights in European system of human rights protection
- XX. New challenges for human rights law

Suggested literature (in our library [building D, 4th floor] to find in a section „Pad Law&Economics Books”):

- D. Harris, M. O'Boyle, E. Bates, C. Buckley, *Law of the European Convention on Human Rights*, Oxford University Press 2014;
- W. Kälin, J. Künzli, *The law of international human rights protection*, Oxford University Press 2011;
- Ch. Tomuschat, *Human rights between idealism and realism*, Oxford University Press 2014;
- Wrońska, *Fundamental rights protection in the Council Of Europe: the role of the European Court of Human Rights*, Białystok 2011;

and other articles or commentaries that will be analyzed during the classes.