

ROUTLEDGE REVIVALS

# Rewriting Rights in Europe

*Edited by*

Linda Hancock

Carolyn O'Brien



# Rewriting Rights In Europe

**Andrea Birdsall**



## **Rewriting Rights In Europe:**

*Rewriting Rights in Europe* Linda Hancock, Carolyn O'Brien, 2017-11-30 This title was first published in 2000 This text tackles a wide range of issues relating to rights citizenship and sovereignty in a European context Such issues are of concern elsewhere with regards to shifting conceptions and practices in international human rights This book looks at the question of how much European rights and human rights interact and how much they must do so if Europe as a whole is to be an arena of belonging and effective participation for all its residents This book reflects the focus on rights in Europe looking at debates concerning immigration and minority rights concerns about social exclusion social protection war crimes human rights women s rights and other topics

*The Extreme Right in Europe* Paul Hainsworth, 2008-03-17 The Extreme Right in Western Europe is a concise introduction to one of the most persistent facets of late twentieth century history politics and society The legacy of the Nazi era and the increasingly unacceptable face of extremism all militated against the success of far right wing parties after World War Two Nevertheless contemporary problems and the solutions offered to ever more difficult questions such as immigration unemployment and law and order have enabled extremist nationalist and populist movements to emerge Focusing on a range of countries including France Italy Germany the UK Austria Belgium and the Mediterranean region Paul Hainsworth explores the concept of right wing extremism discusses the varying success of extreme right political parties in Western Europe examines the policies and perspectives of these parties analyses the profile of the extreme right s electorate assesses the impact of right wing extremism on aspects of politics in contemporary Western Europe This accessible and up to date analysis of this enduring movement in Western Europe is a must for courses in history politics and European studies

**Rewriting Children's Rights Judgments** Helen Stalford, Kathryn Hollingsworth, Stephen Gilmore, 2017-11-02 This important edited collection is the culmination of research undertaken by the Children s Rights Judgments Project This initiative involved academic experts revisiting existing case law drawn from a range of legal sub disciplines and jurisdictions and redrafting the judgment from a children s rights perspective The rewritten judgments shed light on the conceptual and practical challenges of securing children s rights within judicial decision making and explore how developments in theory and practice can inform and re invigorate the legal protection of children s rights Collectively the judgments point to five key factors that support a children s rights based approach to judgment writing These include using children s rights law and principles drawing on academic insights and evidence endorsing child friendly procedures adopting a children s rights focused narrative and using child friendly language Each judgment is accompanied by a commentary explaining the historical and legal context of the original case and the rationale underpinning the revised judgment including the particular children s rights perspective adopted the extent to which it addresses the children s rights deficiencies evident in the original judgment and the potential impact the alternative version might have had on law policy or practice Presented thematically with contributions from leading scholars in the field this innovative collection offers a truly new and unique

perspective on children's rights

**A Tale of Two Cultures** Mark Walia, 2012-09-09 Mark Walia's *A Tale of Two Cultures* Islam and the West lays out the contrasts between the Western and Islamic worlds with remarkable clarity and documentation and concludes there are nearly irreconcilable differences between these worlds keywords Islam Muslim Religion Christianity War Culture Travel Sharia Hate Mohammed

**Sexuality and Transsexuality Under the European Convention on Human Rights** Damian A Gonzalez Salzberg, 2019-02-07 This book undertakes a critical analysis of international human rights law through the lens of queer theory It pursues two main aims first to make use of queer theory to illustrate that the field of human rights law is underpinned by several assumptions that determine a conception of the subject that is gendered and sexual in specific ways This gives rise to multiple legal and social consequences some of which challenge the very idea of universality of human rights Second the book proposes that human rights law can actually benefit from a better understanding of queer critiques since queer insights can help it to overcome heteronormative beliefs currently held In order to achieve these main aims the book focuses on the case law of the European Court of Human Rights the leading legal authority in the field of international human rights law The use of queer theory as the theoretical approach for these tasks serves to deconstruct several aspects of the Court's jurisprudence dealing with gender sexuality and kinship to later suggest potential paths to reconstruct such features in a queerer and more universal manner

**Supranational citizenship** Lynn Dobson, 2013-01-18 Can we conceptualise a kind of citizenship that need not be of a nation state but might be of a variety of political frameworks Bringing together political theory with debates about European integration international relations and the changing nature of citizenship this book available at last in paperback offers a coherent and innovative theorisation of a citizenship independent of any specific form of political organisation It relates that conception of citizenship to topical issues of the European Union democracy and legitimate authority non national political community and the nature of the supranational constitution The author argues that citizenship should no longer be seen as a status of privileged membership but instead as an institutional role enabling individuals capacities to shape the context of their lives and promote the freedom and well being of others In doing so she draws on and develops ideas found in the work of the philosopher Alan Gewirth

*Building Consensus on European Consensus* Panos Kapotas, Vassilis P. Tzevelekos, 2019-01-17 Presents a critical evaluation of a controversial interpretative tool the ECtHR uses to answer morally politically sensitive human rights questions

*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 *The International Relations of the EU* Steve Marsh, Hans Mackensteen, 2014-09-11 In an incisive and lively discussion International Relations of the EU examines both the economic and security dimensions of European Union external relations The book adopts an innovative approach that combines International Relations with International Political Economy Set against a backdrop of EU enlargement and disarray over military intervention in Iraq International Relations of the EU is a timely contribution to our understanding of the EU's role as an international actor The text is suitable for advanced undergraduate courses in Politics and International Relations European Access, 2001 *Europe* Philomena Murray, Leslie Holmes, 2018-08-20 First published in 1999 Europe Rethinking the Boundaries explores the themes of boundary and identity from cultural political sociological and historical perspectives The volume highlights the multiplicity of approaches and the complexity of the understanding of what is Europe while at the same time presenting a coherent theme of boundary which is both thought provoking and comprehensive It focuses on Europe's changing boundaries and the clash of civilisations thesis the European transformation of the nation state rethinking European peripheries and European Union EU enlargement the Mediterranean boundaries of the EU Balkan boundaries Europe and the Islamic threat German foreign policy and European security and the neutrality of Austria Finland and Sweden in the EU Europe Rethinking the Boundaries will appeal both to informed generalists and to students and scholars of Europe who seek an analysis of the issue of boundaries from a variety of perspectives It is a timely collection of up to date commentary and analysis from a team of experts which provides a fresh approach to the discussion of boundaries in Europe It points to pressing issues facing Europe at a difficult and challenging time **The International Relations of the European Union** Steve Marsh, Hans Mackensteen, 2005 Marsh and Mackensteen fill a gap in the literature on the international relations of the European Union The text presents a contemporary understanding of the EU's international relations through a combined international political economy and international relations approach *International and European Disability Law and Policy* Andrea Broderick, Delia Ferri, 2019-10-31 The first textbook on international and European disability law and policy analysing the interaction between different legal systems and sources *Freedom of Religion or Belief in the European Convention on Human Rights* Caroline K. Roberts, 2023-11-23 The right to freedom of thought conscience and religion in Article 9 of the European Convention on Human Rights ECHR has become increasingly significant and contested Through an examination of ECHR Article 9 its drafting history and the related jurisprudence of the European Court of Human Rights ECtHR Caroline K Roberts challenges the classic approach to this right in the literature Roberts argues that claims that there is or should be a clear binary and

hierarchical distinction between the absolutely protected internal realm and the qualified external realm in this right are not founded textually or jurisprudentially. Rather the primary materials suggest that the internal and external aspects are deeply interrelated and this is reflected in the ECtHR's nuanced and holistic approach to ECHR Article 9 protection. This comprehensive, rigorous and up to date reappraisal of ECHR Article 9 and the related ECtHR jurisprudence will be essential reading for academics and practitioners.

*The International Politics of Judicial Intervention* Andrea Birdsall, 2009-01-13 The author examines the conflict between the states' international law and aspirations for justice by analyzing cases of judicial intervention including Pinochet and the House of Lords, the Congo vs Belgium, the Former Yugoslav war crimes tribunal and the ICC.

**Euroscepticism**, 2016-08-29 The accelerated pace of European integration since the early 1990s has been accompanied by the emergence of increasingly prominent and multiform oppositions to the process. The term Euroscepticism has appeared with growing frequency in a range of political media and academic discourses. Yet the label is applied to a wide range of different and occasionally contradictory phenomena. Although originally associated with an English exceptionalism relative to a Continental project of political and economic integration, the term Euroscepticism is now also identified with a more general questioning of European Union institutions and policies which finds diverse expressions across the entire continent. This volume of European Studies brings together an interdisciplinary team of contributors to provide one of the first major multinational surveys of the growth of these Eurosceptic tendencies. Individual chapters provide detailed examinations of developments in France, Germany, the Netherlands, the United Kingdom, Ireland, Sweden, Austria, the Czech Republic, Poland and Switzerland. Overall the volume draws a distinctive portrait of contemporary Euroscepticism, situating the phenomenon not only relative to the progress of European integration but also in relation to broader questions concerned with the evolution of party politics and the reshaping of national identities.

*The Charter of Fundamental Rights of the European Union and the Employment Relation* Filip Dorssemont, Klaus Lörcher, Stefan Clauwaert, Mélanie Schmitt, 2019-04-04 The Charter of Fundamental Rights of the European Union is the most developed and comprehensive legally binding human rights instrument in the social field of the European Union. It is becoming increasingly important and is the first instrument that includes both civil and political rights on one hand and social rights on the other. Despite this, the Court of Justice of the European Union has only rarely dealt with fundamental social rights. In this context, employment rights need to be examined in this new rights framework. Following on from previous volumes setting out links between European labour law and fundamental social rights as enshrined in relevant UN, ILO and Council of Europe instruments, in this book the ETUI Transnational Trade Union Rights (TTUR) Expert Network examines the justiciability of social rights and critically analyses the effectiveness of those rights embodied in the EU Charter. Thus this book completes the trilogy of ETUI TTUR books on fundamental social rights at European level, following the publication also by Hart Publishing of *The European Convention of Human Rights and the Employment Relation* 2013 and *The European Social Charter and the Employment Relation* 2017.

**Gender and the European Court of Human Rights** Sanna Elfving, 2025-03-07 In applying an intersectional feminist legal analysis of the European Court of Human Rights case law in a variety of human rights issues this book reveals a different and nuanced understanding of the gender issues Case law within the ECtHR which does not explicitly raise gender issues may have gendered consequences Profound developments have occurred in Europe in several related areas including gender equality case law in the context of the prohibition of discrimination under Article 14 of the European Convention on Human Rights non conventional parenting rights discrimination on grounds of sexual orientation and gender identity rights of asylum seekers and family reunification rights in the past few decades The analysis reveals the extent to which the Court considers an applicant's gender intersectional inequalities and the concept of vulnerability in its case law This book contributes to existing literature on gender equality gender and judging in supranational courts Furthermore it highlights the intersectional discrimination experienced by women and diasporic or minoritised groups by uncovering new dimensions of vulnerabilities This book will be of interest to researchers in the field of European human rights law gender and intersectional issues

*International Human Rights Law and Diplomacy* Kriangsak Kittichaisaree, 2020-03-28 This incisive book provides an unparalleled insight into the ways in which international human rights law functions in a real world context across cultural religious and geopolitical divides Written by a professor former ambassador and international judge the book demonstrates how power diplomacy tactics and processes operate within the human rights system from the perspective of a non Western insider with more than three decades experience in the field

*The Christian Right in Europe* Gionathan Lo Mascolo, 2023-11-24 Inspired by the success of the US Christian Right and the rise of the global far right ultraconservative Christians in Europe are joining forces and seek to reshape Europe By assembling in anti gender movements and sharing anti Muslim narratives they actively influence the political landscape and shape government policies The contributors offer new perspectives on the protagonists and the entangled networks that work to abolish liberal democracy in Europe behind the scenes This anthology is the first to bring together case studies on the Christian Right in over 20 European countries providing a transnational perspective and an accessible insight for clergy politicians and academics alike

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