



Recursos De Amparo

Inter-American Commission on Human Rights

Recursos De Amparo:

El Recurso de Amparo , Práctica del recurso de amparo constitucional Flor Generoso Hermoso, María Teresa de Bernardo Bustos, Esmeralda Gómez Sobrino, 1998 *El nuevo trámite de admisión del recurso de amparo constitucional* Mario Hernández Ramos, 2009-01-01 La Ley Orgánica 6/2007 de 24 de mayo de reforma de la Ley Orgánica del Tribunal Constitucional trata de solucionar la crisis saturación y retraso en la resolución de recursos que aqueja al Tribunal Constitucional español. De entre las muchas modificaciones destaca la reforma del trámite de admisión del recurso de amparo vertebado ahora por un tenor positivo y objetivo en la línea de jurisdicciones constitucionales de referencia como el Tribunal Supremo Federal de los Estados Unidos de América y el Tribunal Constitucional Federal alemán. Ambas experiencias jurisdiccionales constituyen un cualificado referente para un desarrollo del nuevo trámite de admisión del recurso de amparo que aspire a contribuir a la descarga del Tribunal Constitucional y a la reordenación de su tiempo y de sus recursos conforme a la importancia de los asuntos planteados. Tomando en cuenta los principales aciertos y advirtiendo de los riesgos y errores de ambas experiencias sin perder de vista las particularidades de nuestro ordenamiento jurídico la presente obra propone un trámite de admisión que permita al Tribunal Constitucional centrarse en los casos con especial trascendencia constitucional con un procedimiento gil y fluido. El presente trabajo sinopsis de la tesis doctoral del autor está dirigido no sólo al ámbito académico en materias de Derecho Constitucional Procesal Constitucional y Derecho Comparado sino también a la práctica forense ya que el desarrollo propuesto tiene una clara aplicación práctica en la elaboración de recursos de amparo. Mario Hernández Ramos doctor con mención Doctor europeus y premio extraordinario de Doctorado es profesor del rea de Derecho Constitucional de la Universidad de Salamanca. Ha realizado estancias de investigación en las Universidades de Bristol Reino Unido Michigan Estados Unidos de América y Speyer Deutsche Hochschule für Verwaltungswissenschaften Alemania y es autor de varias publicaciones y conferencias de ámbito internacional sobre justicia constitucional y protección de derechos fundamentales. NDICE Introducción Abreviaturas PARTE PRIMERA LA SITUACIÓN DEL TRIBUNAL CONSTITUCIONAL PREVIA A LA L O 6/2007 DE 24 DE MAYO Y LA ADMISIÓN A TRÁMITE DEL RECURSO DE AMPARO COMO ELEMENTO CLAVE INTRODUCCIÓN AL TRÁMITE DE ADMISIÓN DEL RECURSO DE AMPARO 1 ESTADO DE LA CUESTIÓN Y DIAGNÓSTICO DE LA SITUACIÓN 1.1 La situación en cifras 1.2 Causas de la avalancha de recursos de amparo y acumulación de asuntos ante el Tribunal Constitucional 1.2 A Causas de origen legislativo 1.2 A 1 Insuficiente protagonismo de la jurisdicción ordinaria en la defensa de los derechos fundamentales mejorable desarrollo del art 53.2 CE 1.2 A 2 La deficiente regulación del recurso de amparo por la LOTC 1.2 B Causas de origen jurisprudencial la interpretación extensiva del Tribunal Constitucional sobre la institución del recurso de amparo constitucional 1.2 B 1 Ampliación del contenido del art 24 CE constitucionalización del Derecho Procesal a través del art 24 CE 1.2 B 2 Ampliación del contenido de otros derechos 1.2 B 3 Ampliación de la legitimación pasiva 1.3 Diagnóstico de la situación y trámite de admisión del recurso de amparo como nudo

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set of two volumes 9789004249134 **Disabled People and the Right to Life** Luke Clements, Janet Read, 2008-01-18 The most basic of human rights the right to life is the focus of this book Human rights has increasingly come to be seen as a significant framework both to aid understanding of the experiences of those who face oppression and to underpin social legal and political measures to counter it Disabled People and the Right to Life uses this framework to explore how disabled people s right to life is understood in different national contexts and the ways in which they are or are not afforded protection under the law emphasizing the social cultural and historical forces and circumstances which have promoted disabled people s right to life or legitimated its violation Written by an international panel of contributors including individuals holding public office academics from the fields of law social policy disability studies and bioethics as well as practitioners and activists attempting to further disabled people s human rights this truly interdisciplinary book will be of interest to students and researchers of disability law social policy and human rights

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