

PUBLG052: International Law and Human Rights

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1.
International Law and Human Rights - PUBLG052.
 2.
Alston P, Goodman R. International human rights: text and materials. Oxford: Oxford University Press; 2012.
 3.
Harris DJ. Cases and materials on international law. 7th ed. London: Sweet & Maxwell; 2010.
 4.
Ghandhi PR. Blackstone's international human rights documents. 7th ed. Vol. Blackstone's statutes series. Oxford: Oxford University Press; 2010.
 5.
Smith RKM. Texts and materials on international human rights. 3rd ed. London: Routledge; 2013.
 6.
Başak Cali. International law for international relations. Oxford: Oxford University Press; 2010.

7.

Armstrong JD, Farrell T, Lambert H. International law and international relations [Internet]. 2nd ed. Vol. Themes in international relations. Cambridge: Cambridge University Press; 2012. Available from: <http://dx.doi.org/10.1017/CBO9780511894565>

8.

R.J. Vincent. Human rights and international relations. Cambridge: Published in association with the Royal Institute of International Affairs by Cambridge University Press; 1986.

9.

Forsythe DP. Human rights in international relations. 3rd ed. Vol. Themes in international relations. Cambridge: Cambridge University Press; 2012.

10.

Beth A. Simmons, Richard H. Steinberg. International law and international relations. Vol. International organization books. Cambridge: Cambridge University Press; 2006.

11.

Rosalyn Higgins. Problems and process: international law and how we use it. Oxford: Clarendon Press; 1994.

12.

White RCA, Ovey C, Jacobs FG, Ovey C. The European Convention on Human Rights. 5th ed. Oxford: Oxford University Press; 2010.

13.

Malcolm N. Shaw. International law. 6th ed. Cambridge: Cambridge University Press; 2008.

14.

Antonio Cassese. International law. 2nd ed. Oxford: Oxford University Press; 2005.

15.

Alan E. Boyle, C.M. Chinkin. The making of international law. Vol. Foundations of public international law. Oxford: Oxford University Press; 2007.

16.

Hilary Charlesworth, C.M. Chinkin. The boundaries of international law: a feminist analysis. Vol. Melland Schill studies in international law. Manchester: Manchester University Press, Juris; 2000.

17.

Alston P, Goodman R. International human rights: text and materials. Oxford: Oxford University Press; 2012.

18.

Crawford JR. The Identification of Customary International Law [Internet]. Spring Conference of the ILA British Branch; 23AD. Available from: http://www.google.co.uk/url?sa=t&rct=j&q=&esrc=s&source=web&cd=1&ved=0CCMQFjAA&url=http%3A%2F%2Fwww.ila-hq.org%2Fdownload.cfm%2Fdocid%2FBC985B09-ACEA-4356-AD31C90620705001&ei=oQokVMPjJJPkAN7IglgG&usg=AFQjCNFUoRnjms2d6l4IAoiq_ucrCBANzQ&bvm=bv.76247554,d.d2s

19.

Human Rights Committee. Human Rights Committee, General Comment No. 24, CCPR/C/21/Rev.1/Add.6 [Internet]. University of Minnesota; 4AD. Available from: <http://www1.umn.edu/humanrts/gencomm/hrcom24.htm>

20.

United Nations. Universal Declaration of Human Rights [Internet]. 1948. Available from: <http://www.un.org/en/documents/udhr/>

21.

Office of the High Commissioner for Human Rights. International Covenant on Civil and Political Rights [Internet]. 1966. Available from:
<http://www.ohchr.org/en/professionalinterest/pages/ccpr.aspx>

22.

Office of the High Commissioner for Human Rights. International Covenant on Economic, Social and Cultural Rights [Internet]. United Nations; 1966. Available from:
<http://www.ohchr.org/EN/ProfessionalInterest/Pages/cescr.aspx>

23.

International Court of Justice. Advisory Opinion on Reservations to the Convention on Prevention and Punishment of the Crime of Genocide [Internet]. 28AD. Available from:
<http://www.icj-cij.org/docket/index.php?p1=3&p2=4&k=90&case=12&code=ppcg&p3=4>

24.

Aust A. Modern treaty law and practice. 3rd ed. Cambridge: Cambridge University Press; 2013.

25.

Ed Bates. Avoiding Legal Obligations Created by Human Rights Treaties. The International and Comparative Law Quarterly [Internet]. 57(4):751-88. Available from:
<http://www.jstor.org/stable/20488253>

26.

Besson S. Theorizing the Sources of International Law. In: The philosophy of international law. Oxford: Oxford University Press; 2010.

27.

Bianchi A. Human Rights and the Magic of Jus Cogens. European Journal of International

Law. 2008;19(3):491–508.

28.

Cannizzaro E, Arsanjani MH. The law of treaties beyond the Vienna Convention [Internet]. Oxford: Oxford University Press; 2011. Available from: <http://dx.doi.org/10.1093/acprof:oso/9780199588916.001.0001>

29.

Corten O, Klein P. The Vienna Conventions on the Law of Treaties: a commentary. Oxford: Oxford University Press; 2011.

30.

Kingsbury B. Legal Positivism as Normative Politics: International Society, Balance of Power and Lassa Oppenheim's Positive International Law. *European Journal of International Law*. 2002;13(2):401–37.

31.

Koskeniemi M. Hierarchy in International Law: A Sketch. *European Journal of International Law* [Internet]. 1997;8(4):566–82. Available from: <http://ejil.oxfordjournals.org/content/8/4/566.abstract>

32.

Kolb R. Selected Problems in the Theory of Customary International Law. *Netherlands International Law Review*. 50(2):119–50.

33.

Meron T. Human rights and humanitarian norms as customary law. Oxford: Clarendon; 1989.

34.

O'Connell ME, Cogens J. International Law's Higher Ethical Norms. In: The role of ethics in

international law [Internet]. Cambridge: Cambridge University Press; 2012. Available from: <http://dx.doi.org/10.1017/CBO9780511978425>

35.

Perreau-Saussine A, Murphy JB. The nature of customary law. Cambridge: Cambridge University Press; 2007.

36.

Akehurst M. The Hierarchy of the Sources of International Law. The British year book of international law. 1975;47(273):281-5.

37.

Alston P, Goodman R. International human rights: text and materials. Oxford: Oxford University Press; 2012.

38.

R (Nicklinson & Another) v. Ministry of Justice, [2014] UKSC 38 (25 June) [Internet]. Available from: https://www.supremecourt.uk/decided-cases/docs/uksc_2013_0235_judgment.pdf

39.

Nicklinson & Lamb v. UK, ECtHR App. Nos. 1787/15 & 2478/15 (2015) .

40.

Schutter O de. International human rights law: cases, materials, commentary. Second edition. Cambridge, United Kingdom: Cambridge University Press; 2014.

41.

Office of the High Commissioner for Human Rights. International Covenant on Civil and Political Rights [Internet]. 1966. Available from: <http://www.ohchr.org/en/professionalinterest/pages/ccpr.aspx>

42.

Office of the High Commissioner for Human Rights. International Covenant on Economic, Social and Cultural Rights [Internet]. United Nations; 1966. Available from: <http://www.ohchr.org/EN/ProfessionalInterest/Pages/cescr.aspx>

43.

European Convention on Human Rights and Fundamental Freedoms [Internet]. European Court of Human Rights; 1950. Available from: http://www.echr.coe.int/Pages/home.aspx?p=basictexts&c=#n1359128122487_pointer

44.

Bassiouni MC, Schabas W, editors. New challenges for the UN human rights machinery: what future for the UN treaty body system and the Human Rights Council procedures? Cambridge: Intersentia; 2011.

45.

Carozza PG. 'My Friend Is a Stranger': The Death Penalty and the Global Jus Commune of Human Rights. Texas Law Review [Internet]. 81(4):1031-89. Available from: <http://search.ebscohost.com/login.aspx?direct=true&db=bth&AN=9240337&site=ehost-live>

46.

Carozza PG. Human Dignity and Judicial Interpretation of Human Rights: A Reply. European Journal of International Law. 2008;19(5):931-44.

47.

Egan S. The United Nations human rights treaty system: law and procedure. Haywards Heath: Bloomsbury Professional; 2011.

48.

Guzman AT, Meyer TL. International Common Law: The Soft law of International Tribunals. Chicago journal of international law [Internet]. 9(2):515–36. Available from: <http://www.heinonline.org/HOL/Index?index=journals%2Fcjil&collection=journals>

49.

R.H. Helmholz. Natural Human Rights: The Perspective of the IUS Commune. Catholic University Law Review [Internet]. 52(2). Available from: <http://www.heinonline.org/HOL/Page?page=301&handle=hein.journals%2Fcathu52&collection=journals#311>

50.

Isiksel T. Global legal pluralism as fact and norm. Global Constitutionalism. 2(2):160–95.

51.

Isiksel T, Thies A. Changing subjects: Rights, remedies and responsibilities of individuals under global legal pluralism. Global Constitutionalism. 2(2):151–9.

52.

McCrudden C. Human Dignity and Judicial Interpretation of Human Rights. European Journal of International Law. 2008;19(4):655–724.

53.

Örücü E, United Kingdom National Committee of Comparative Law. Judicial comparativism in human rights cases. Vol. United Kingdom comparative law series. [London]: United Kingdom National Committee of Comparative Law; 2003.

54.

Shelton D. Regional protection of human rights. New York: Oxford University Press; 2008.

55.

Stone Sweet A. A cosmopolitan legal order: Constitutional pluralism and rights adjudication in Europe. *Global Constitutionalism*. 1(1):53–90.

56.

van Elsuwege P. New challenges for pluralist adjudication after Lisbon: the protection of fundamental rights in a *lus commune Europaeum*. *Netherlands quarterly of human rights* [Internet]. 2012;30(2):195–217. Available from: <http://www.heinonline.org/HOL/Index?index=journals%2Fneethqur&collection=journals>

57.

United Nations. Convention on the Elimination of all Forms of Discrimination against Women (CEDAW) [Internet]. UN Women; 1979. Available from: <http://www.un.org/womenwatch/daw/cedaw/>

58.

European Convention on Human Rights & Fundamental Freedoms [Internet]. European Court of Human Rights; 1950. Available from: <http://conventions.coe.int/Treaty/en/Treaties/Html/005.htm>

59.

United Nations. Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment [Internet]. Office of the High Commissioner for Human Rights; 1984. Available from: <http://www.ohchr.org/EN/ProfessionalInterest/Pages/CAT.aspx>

60.

Alston P, Goodman R. *International human rights: text and materials*. Oxford: Oxford University Press; 2012.

61.

Chinkin C. A critique of the public/private dimension. *European Journal of International Law*. 1999;10(2):387–95.

62.

X & Y v. Netherlands, ECtHR, App No. 8978/80 [Internet]. European Court of Human Rights; 1985. Available from: [http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-57603#{%22itemid%22:\[%22001-57603%22\]}](http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-57603#{%22itemid%22:[%22001-57603%22]})

63.

Osman v. UK, ECtHR, App No. 87/1997/871/1083 [Internet]. European Court of Human Rights; 1998. Available from: [http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-58257#{%22itemid%22:\[%22001-58257%22\]}](http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-58257#{%22itemid%22:[%22001-58257%22]})

64.

Committee Against Torture, General Comment No. 2, Implementation of article 2 by States Parties [Internet]. University of Minnesota; Human Rights Library; 2007. Available from: http://www1.umn.edu/humanrts/cat/general_comments/cat-gencom2.html

65.

Human Rights Committee, General Comment No. 31, Nature of the General Legal Obligation Imposed on States Parties to the Covenant, CCPR/C/21/Rev.1/Add.13 [Internet]. University of Minnesota; Human Rights Library; 2004. Available from: <http://www1.umn.edu/humanrts/gencomm/hrcom31.html>

66.

M.M. v. Netherlands, ECtHR, App. No 39339/98 [Internet]. European Court of Human Rights; 2003. Available from: [http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-61002#{%22itemid%22:\[%22001-61002%22\]}](http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-61002#{%22itemid%22:[%22001-61002%22]})

67.

International Convention on the Elimination of All Forms of Racial Discrimination [Internet]. 1965. Available from: <http://www.ohchr.org/EN/ProfessionalInterest/Pages/CERD.aspx>

68.

Human Rights Committee,. General Comment No. 24: Issues relating to reservations made upon ratification or accession to the Covenant or the Optional Protocols thereto, or in relation to declarations under article 41 of the Covenant, U.N. Doc. CCPR/C/21/Rev.1/Add.6 [Internet]. 1994. Available from: <https://www1.umn.edu/humanrts/gencomm/hrcom24.htm>

69.

UNGA 'Report of the Committee for the Elimination of All Forms of Discrimination Against Women' (1998) [Internet]. Available from: <http://www.un.org/womenwatch/daw/cedaw/reports/18report.pdf>

70.

Belilos v. Switzerland, ECtHR App. No 10328/83 (1988) [Internet]. Available from: [http://hudoc.echr.coe.int/eng#{\"appno\":\"10328/83\",\"itemid\":\"001-57434\"}](http://hudoc.echr.coe.int/eng#{\)

71.

Askin KD, Koenig DM. Women and international human rights law. 3rd ed. Ardsley, N. Y.: Transnational; 1999.

72.

Charlesworth H, Chinkin C, Wright S. Feminist Approaches to International Law. The American Journal of International Law [Internet]. 85(4):613–45. Available from: <http://www.jstor.org/stable/10.2307/2203269?origin=crossref>

73.

Charlesworth H, Chinkin CM. The boundaries of international law: a feminist analysis. Vol. Melland Schill studies in international law. Manchester: Manchester University Press; 2000.

74.

Clapham A. Human rights obligations of non-state actors [Internet]. Vol. The collected courses of the Academy of European Law. Oxford: Oxford University Press; 2006. Available from: <http://dx.doi.org/10.1093/acprof:oso/9780199288465.001.0001>

75.

Krook ML. Quotas for women in politics: gender and candidate selection reform worldwide [Internet]. Oxford: Oxford University Press; 2009. Available from: <http://dx.doi.org/10.1093/acprof:oso/9780195375671.001.0001>

76.

New perspectives on the public-private divide. Vol. Legal dimensions series. Vancouver: UBC Press; 2003.

77.

Manjoo R. Violence Against Women in the United States and the State's Obligation to Protect [Internet]. University of Virginia School of Law; 2011. Available from: <http://www.reproductiverights.org/sites/crr.civicactions.net/files/documents/vaw.pdf>

78.

Meyersfeld B. Domestic violence and international law. Oxford: Hart; 2010.

79.

Mullally S. Domestic Violence Asylum Claims and Recent Developments in International Human Rights Law: A Progress Narrative? *International and Comparative Law Quarterly*. 60(2):459-84.

80.

Opuz v. Turkey, ECtHR, App. No. 33401/02 [Internet]. European Court of Human Rights; 2009. Available from: [http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-92945#{%22itemid%22:\[%22001-92945%22\]}](http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-92945#{%22itemid%22:[%22001-92945%22]})

81.

Shue H. Basic rights: subsistence, affluence, and U.S. foreign policy. 2nd ed. Princeton, N.J.: Princeton University Press; 1996.

82.

Alston P, Goodman R. International human rights: text and materials. Oxford: Oxford University Press; 2012.

83.

United Nations. Universal Declaration of Human Rights [Internet]. United Nations; 1948. Available from: <http://www.un.org/en/universal-declaration-human-rights/>

84.

Office of the High Commissioner for Human Rights. International Covenant on Economic, Social and Cultural Rights [Internet]. United Nations; 1966. Available from: <http://www.ohchr.org/EN/ProfessionalInterest/Pages/cescr.aspx>

85.

Office of the High Commissioner for Human Rights. International Covenant on Civil and Political Rights [Internet]. 1966. Available from: <http://www.ohchr.org/en/professionalinterest/pages/ccpr.aspx>

86.

European Convention on Human Rights and Fundamental Freedoms [Internet]. European Court of Human Rights; 1950. Available from: http://www.echr.coe.int/Pages/home.aspx?p=basictexts&c=#n1359128122487_pointer

87.

International Convention on the Elimination of All Forms of Racial Discrimination [Internet]. Office of the High Commissioner for Human Rights; 1966. Available from: <http://www.ohchr.org/EN/ProfessionalInterest/Pages/CERD.aspx>

88.

Öllinger v. Austria, ECtHR App. No. 76900/01 [Internet]. European Court of Human Rights;

29AD. Available from:
[http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-76098#{%22itemid%22:\[%22001-76098%22\]}](http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-76098#{%22itemid%22:[%22001-76098%22]})

89.

TBB v. Germany, Committee on the Elimination of Racial Discrimination Communication No. 48/2010, CERD/C/82/D/48/2010 [Internet]. Office of the High Commissioner for Human Rights; 4AD. Available from:
<http://www2.ohchr.org/English/bodies/cerd/docs/CERD-C-82-D-48-2010-English.pdf>

90.

Goekce v. Austria, Annex, U.N. Doc. CEDAW/C/39/D/5/2005 [Internet]. CEDAW; 6AD. Available from: http://www.iwraw-ap.org/protocol/doc/Sahide_Goekce_v_Austria.pdf

91.

Alston P, Goodman R. International human rights: text and materials. Oxford: Oxford University Press; 2012.

92.

Eweida & others v. UK, ECtHR, App. Nos. 48420/10, 59842/10, 51671/10 and 36516/10 [Internet]. European Court of Human Rights; 2013. Available from:
[http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-115881#{%22itemid%22:\[%22001-115881%22\]}](http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-115881#{%22itemid%22:[%22001-115881%22]})

93.

Human Rights Committee. General Comment 34, U.N. Doc CCPR/C/GC/34 [Internet]. 2011. Available from: <http://www.refworld.org/docid/4ed34b562.html>

94.

Koskenniemi M. Human Rights Mainstreaming as a Strategy for Institutional Power. *Humanity: An International Journal of Human Rights, Humanitarianism, and Development*. 1(1):47–58.

95.

Sweet AS, Matthews J. Proportionality Balancing and Global Constitutionalism. *Columbia Journal of Transnational Law* [Internet]. 2008;47. Available from: <http://www.heinonline.org/HOL/Page?page=72&handle=hein.journals%2Fcjtl47&collection=journals#74>

96.

SAS v. France, ECtHR, App. No. 43835/11 [Internet]. European Court of Human Rights; 2014. Available from: [http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-145466#{%22itemid%22:\[%22001-145466%22\]}](http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-145466#{%22itemid%22:[%22001-145466%22]})

97.

□□Council of Europe Parliamentary Assembly, Committee on Legal Affairs and Human Rights. The Future of the European Court of Human Rights and the Brighton Declaration, AS/Jur [Internet]. 3AD. Available from: http://assembly.coe.int/CommitteeDocs/2012/ajdoc42_2012.pdf

98.

Protocol No. 15 Amending the Convention on the Protection of Human Rights and Fundamental Freedoms [Internet]. 24AD. Available from: <http://conventions.coe.int/Treaty/EN/Treaties/Html/213.htm>

99.

R (Nicklinson & Another) v. Ministry of Justice, [2014] UKSC 38 (25 June) [Internet]. Available from: https://www.supremecourt.uk/decided-cases/docs/uksc_2013_0235_judgment.pdf

100.

Arosemena G. Conflicts of rights in international human rights: A meta-rule analysis. *Global Constitutionalism*. 2(1):6–36.

101.

Foster L, Jacobs LA, Azmi S. Balancing competing human rights claims in a diverse society: institutions, policy, principles. Toronto: Irwin Law; 2012.

102.

Benvenisti E. Margin of Appreciation, Consensus and Universal Standards. New York University journal of international law & politics [Internet]. 31(4):843–54. Available from: <http://www.heinonline.org/HOL/Index?index=journals%2Fnyuip&collection=journals>

103.

Brady ADP. Proportionality and deference under the UK Human Rights Act: an institutionally sensitive approach. Cambridge, UK: Cambridge University Press; 2012.

104.

Brems E, International Conference on Conflicts Between Fundamental Rights. Conflicts between fundamental rights. Antwerp: Intersentia; 2008.

105.

Başak Cali. Balancing Human Rights? Methodological Problems with Weights, Scales and Proportions. Human Rights Quarterly [Internet]. 29(1):251–70. Available from: <http://www.jstor.org/stable/20072795>

106.

Virgílio Afonso da Silva. Comparing the Incommensurable: Constitutional Principles, Balancing and Rational Decision. Oxford Journal of Legal Studies [Internet]. 31(2):273–301. Available from: <http://search.ebscohost.com/login.aspx?direct=true&db=bth&AN=61047869&site=ehost-live>

107.

Handyside v. UK, ECtHR, App. No. 5493/72 [Internet]. European Court of Human Rights; 1976. Available from: [http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-57499#{%22itemid%22:\[%22001-57499%22\]}](http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-57499#{%22itemid%22:[%22001-57499%22]})

108.

Kennedy D. The dark sides of virtue: reassessing international humanitarianism [Internet]. Princeton, N.J.: Princeton University Press; 2004. Available from: <https://www.jstor.org/stable/j.ctt7rsjc>

109.

Kennedy D. A critique of adjudication: fin de siècle. Cambridge, Mass: Harvard University Press; 1997.

110.

Klare K. Legal Theory and Democratic Reconstruction. University of British Columbia law review [Internet]. 1991;25(1):69–103. Available from: <http://www.heinonline.org/HOL/Index?index=journals%2Fubclr&collection=journals>

111.

Klatt M, Meister M. The constitutional structure of proportionality [Internet]. Oxford: Oxford University Press; 2012. Available from: <http://dx.doi.org/10.1093/acprof:oso/9780199662463.001.0001>

112.

Onora O'Neill. The Dark Side of Human Rights. International Affairs (Royal Institute of International Affairs 1944-) [Internet]. 81(2):427–39. Available from: <http://www.jstor.org/stable/3568897>

113.

Samuels H. Feminizing Human Rights Adjudication: Feminist Method and the Proportionality Principle. Feminist Legal Studies. 21(1):39–60.

114.

Cass R. Sunstein. Rights and Their Critics. Notre Dame Law Review [Internet]. 1995;70(4):727–68. Available from:

<http://www.heinonline.org/HOL/Page?page=727&handle=hein.journals%2FtndI70&collection=journals#735>

115.

Stavros Tsakyrakis. Proportionality: An Assault on Human Rights? *International Journal of Constitutional Law* [Internet]. 2009;7(3):468–93. Available from: <http://www.heinonline.org/HOL/Page?page=468&handle=hein.journals%2Finjcl7&collection=journals#474>

116.

Madhav Khosla. Proportionality: An Assault on Human Rights: A Reply. *International Journal of Constitutional Law* [Internet]. 2010;8(2):293–306. Available from: <http://www.heinonline.org/HOL/Page?page=298&handle=hein.journals%2Finjcl8&collection=journals#302>

117.

Stavros Tsakyrakis. Proportionality: An Assault on Human Rights: A Rejoinder to Madhav Khosla. *International Journal of Constitutional Law* [Internet]. 2010;8(2):307–10. Available from: <http://www.heinonline.org/HOL/Page?page=307&handle=hein.journals%2Finjcl8&collection=journals#311>

118.

Klatt M, Meister M. Proportionality--a benefit to human rights? Remarks on the I.CON controversy. *International Journal of Constitutional Law*. 2012;10(3):687–708.

119.

Office of the High Commissioner for Human Rights. *International Covenant on Civil and Political Rights* [Internet]. 1966. Available from: <http://www.ohchr.org/en/professionalinterest/pages/ccpr.aspx>

120.

European Convention on Human Rights and Fundamental Freedoms [Internet]. European Court of Human Rights; 1950. Available from:

http://www.echr.coe.int/Pages/home.aspx?p=basictexts&c=#n1359128122487_pointer

121.

Organization of American States. American Declaration of the Rights and Duties of Man [Internet]. 1948. Available from: http://www.hrcr.org/docs/OAS_Declaration/oasrights.html

122.

Geneva Convention (III) relative to the Treatment of Prisoners of War [Internet]. International Committee of the Red Cross; 1949. Available from: <http://www.icrc.org/ihl/INTRO/375?OpenDocument>

123.

Protocol (I) Additional to the Geneva Conventions of 12 August 1949, and relating to the Protection of Victims of International Armed Conflicts [Internet]. International Committee of the Red Cross; 1977. Available from: <http://www.icrc.org/ihl/INTRO/470>

124.

Geneva Convention (IV) relative to the Protection of Civilian Persons in Time of War [Internet]. International Committee of the Red Cross; 1949. Available from: <http://www.icrc.org/ihl/385ec082b509e76c41256739003e636d/6756482d86146898c125641e004aa3c5>

125.

Alston P, Goodman R. International human rights: text and materials. Oxford: Oxford University Press; 2012.

126.

OLC Memo for Alberto R. Gonzales & William J. Haynes II [Internet]. Office of Legal Counsel; 22AD. Available from: <http://www.justice.gov/sites/default/files/olc/legacy/2009/08/24/memo-laws-taliban-detainees.pdf>

127.

OLC Memo for Alberto R. Gonzales [Internet]. International Law of War Association; 7AD. Available from: http://lawofwar.org/Bush_torture_memo.htm

128.

Memo from the President to national security advisors [Internet]. National Security Archive; 7AD. Available from: <http://www2.gwu.edu/~nsarchiv/NSAEBB/NSAEBB127/02.02.07.pdf>

129.

Al-Jedda v. UK, ECtHR, [GC] App. no. 27021/08 (2011) [Internet]. Available from: [http://hudoc.echr.coe.int/eng#{\"dmdocnumber\":\"887954\",\"itemid\":\"001-105612\"}}](http://hudoc.echr.coe.int/eng#{\)

130.

Hassan v. UK, ECtHR [GC], no. 29750/09 (2014) [Internet]. 2014. Available from: [http://hudoc.echr.coe.int/eng#{\"documentcollectionid2\":\"GRANDCHAMBER\",\"CHAMBER\"},\"itemid\":\"001-146501\"}}](http://hudoc.echr.coe.int/eng#{\)

131.

Alston P, Goodman R. International human rights: text and materials. Oxford: Oxford University Press; 2012.

132.

Statement of Attorney General Eric Holder on Closure of Investigation into the Interrogation of Certain Detainees, Department of Justice Office of Public Affairs (August 30, 2012) [Internet]. Available from: <http://www.justice.gov/opa/pr/statement-attorney-general-eric-holder-closure-investigation-interrogation-certain-detainees>

133.

OLC Memo for Alberto R. Gonzales, Counsel to the President, Re: Standards of Conduct for

Interrogation Under 18 USC §§ 2340-2340A, August 1, 2002 [Internet]. Available from: <http://www.justice.gov/sites/default/files/olc/legacy/2010/08/05/memo-gonzales-aug2002.pdf>

134.

CIA Office of General Counsel, Draft: Legal Appendix: Paragraph 5-Hostile Interrogations: Legal Considerations for CIA Officers, November 26, 2002.

135.

Abella v. Argentina, Case 11.137, Inter-American Commission on Human Rights, Report No. 55/97 [Internet]. University of Minnesota Human Rights Library; 1997. Available from: <http://www1.umn.edu/humanrts/cases/1997/argentina55-97a.html>

136.

Armed Activities on the Territory of the Congo (DRC v. Uganda), ICJ Rep. 168 [Internet]. International Court of Justice; 2005. Available from: <http://www.icj-cij.org/docket/index.php?p1=3&p2=3&code=co&case=116&k=51/>

137.

Abresch W. A Human Rights Law of Internal Armed Conflict: The European Court of Human Rights in Chechnya. *European Journal of International Law*. 16(4):741-67.

138.

Arnold R, Quénivet NNR. *International humanitarian law and human rights law: towards a new merger in international law*. Leiden: Martinus Nijhoff; 2008.

139.

Inter-American Court of Human Rights. *Bámaca Velásquez v. Guatemala*, Case No. 11/129 (Merits), Inter-Am. Ct. H.R., (Ser. C) No. 70 [Internet]. University of Minnesota Human Rights Library; 2000. Available from: <http://www1.umn.edu/humanrts/iachr/C/70-ing.html>

140.

Bullard A. Human rights in crisis. Aldershot: Ashgate; 2008.

141.

Coard v. the United States of America, Inter-American Commission on Human Rights, Case 10.951 [Internet]. Organization of American States; 1999. Available from: <https://www.cidh.oas.org/annualrep/99eng/Merits/UnitedStates10.951.htm>

142.

Doswald-Beck L, Vité S. International Humanitarian Law and Human Rights Law. International Review of the Red Cross. 33(293):94–119.

143.

Cordula Droege. The Interplay between International Humanitarian Law and International Human Rights Law in Situations of Armed Conflict. Israel Law Review [Internet]. 40(2):310–55. Available from: <http://journals.cambridge.org/action/displayAbstract?fromPage=online&aid=8630270&fullTextType=RA&fileId=S0021223700013376>

144.

Goldsmith JL. Power and constraint: the accountable presidency after 9/11. New York: W. W. Norton & Co; 2012.

145.

Greenberg KJ. The least worst place: Guantanamo's first 100 days. New York: Oxford University Press; 2009.

146.

Hampson F. The Relationship between International Human Rights Law and International Humanitarian Law, E/CN.4/Sub.2/2005/14 [Internet]. Office of the High Commissioner for Human Rights; 2005. Available from: <http://www2.ohchr.org/english/bodies/subcom/57/aevdoc.htm>

147.

Heintze HJ. On the relationship between human rights law protection and international humanitarian law. *Revue Internationale de la Croix-Rouge/International Review of the Red Cross*. 86(856):789–814.

148.

Kolb R. The relationship between international humanitarian law and human rights law: A brief history of the 1948 Universal Declaration of Human Rights and the 1949 Geneva Conventions. *International Review of the Red Cross*. 38(324):409–19.

149.

Las Palmeras v. Colombia (Preliminary Objections, February 4, 2000), Inter-Am. Ct. H.R., (Ser. C) No. 67 [Internet]. University of Minnesota Human Rights Library; 2000. Available from: <http://www1.umn.edu/humanrts/iachr/C/67-ing.html>

150.

International Court of Justice. Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory, Advisory Opinion, ICJ Rep. 136 [Internet]. 2004. Available from: <http://www.icj-cij.org/docket/index.php?p1=3&p2=4&case=131&p3=4>

151.

Levinson S. *Torture: a collection*. Oxford: Oxford University Press; 2004.

152.

Meron T. Convergence of International Humanitarian Law and Human Rights Law. In: *Human rights and humanitarian law: the quest for universality*. The Hague: M. Nijhoff; 1997.

153.

Theodor Meron. The Humanization of Humanitarian Law. *The American Journal of International Law* [Internet]. 94(2):239–78. Available from:

<http://www.jstor.org/stable/2555292>

154.

Orakhelashvili A. The Interaction between Human Rights and Humanitarian Law: Fragmentation, Conflict, Parallelism, or Convergence? *European Journal of International Law*. 2008;19(1):161-82.

155.

Roth K, Worden M, Bernstein AD. Torture: does it make us safer? Is it ever OK? : a human rights perspective. New York, N.Y.: New Press in conjunction with Human Rights Watch; 2005.

156.

Sands P. Torture team: Rumsfeld's memo and the betrayal of American values. New York: Palgrave Macmillan; 2008.

157.

Johan Steyn. Guantanamo Bay: The Legal Black Hole. *The International and Comparative Law Quarterly* [Internet]. 53(1):1-15. Available from: <http://www.jstor.org/stable/3663134>

158.

United Nations. International legal protection of human rights in armed conflict. New York: United Nations; 2011.

159.

Alston P, Goodman R. International human rights: text and materials. Oxford: Oxford University Press; 2012.

160.

Dinstein Y. The conduct of hostilities under the law of international armed conflict. 2nd ed.

Cambridge: Cambridge University Press; 2010.

161.

Supreme Court of Israel. Public Committee Against Torture in Israel v. Israel, Supreme Court of Israel, HCJ 769/02 [Internet]. Hague Justice Portal; 2006. Available from: http://www.haguejusticeportal.net/Docs/NLP/Israel/Targetted_Killings_Supreme_Court_13-12-2006.pdf

162.

Office of the Assistant Attorney General, Memorandum for the Attorney General, July 16, 2010 [Internet]. Available from: <http://www.washingtonpost.com/r/2010-2019/WashingtonPost/2014/06/23/National-Security/Graphics/memodrones.pdf>

163.

The White House. U.S. Policy Standards and Procedures for the Use of Force in Counterterrorism Operations Outside the United States and Areas of Active Hostilities [Internet]. The White House; Available from: <http://www.whitehouse.gov/the-press-office/2013/05/23/fact-sheet-us-policy-standards-and-procedures-use-force-counterterrorism>

164.

Alston P, Goodman R. International human rights: text and materials. Oxford: Oxford University Press; 2012.

165.

Human Rights Committee. HRC, General Comment No. 31: Nature of the General Legal Obligation Imposed on States Parties to the International Covenant on Civil and Political Rights [Internet]. University of Minnesota Human Rights Library; 2004. Available from: <http://www1.umn.edu/humanrts/gencomm/hrcom31.html>

166.

International Court of Justice. Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory, Advisory Opinion, ICJ Rep. 136 [Internet]. 2004. Available

from: <http://www.icj-cij.org/docket/index.php?p1=3&p2=4&case=131&p3=4>

167.

U.S. Department of State. Fourth Periodic Report of the United States of America to the United Nations Committee on Human Rights Concerning the International Covenant on Civil and Political Rights [Internet]. U.S. Department of State; Available from: <http://www.state.gov/j/drl/rls/179781.htm>

168.

Supreme Court. Smith (No. 2) v. Ministry of Defence [2013] UKSC 41 [Internet]. 19AD. Available from: <http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I86722C10D8D111E2B4EC91F9DB95B3F4&entityID=https://shib-idp.ucl.ac.uk/shibboleth>

169.

U.N. General Assembly. General Assembly Third Committee, The Right to Privacy in a Digital Age, UN Doc. A/C.3/68/L.45 [Internet]. United Nations; 20AD. Available from: <http://daccess-dds-ny.un.org/doc/UNDOC/LTD/N13/576/77/PDF/N1357677.pdf?OpenElement>

170.

MacAskill E, Ball J. UN surveillance resolution goes ahead despite attempts to dilute language [Internet]. The Guardian. 21AD. Available from: <http://www.theguardian.com/world/2013/nov/21/un-surveillance-resolution-us-uk-dilute-language>

171.

Milanovic M. Foreign Surveillance and Human Rights: Introduction [Internet]. EJIL:Talk!; 25AD. Available from: <http://www.ejiltalk.org/foreign-surveillance-and-human-rights-introduction/>

172.

Milanovic M. CRC Concluding Observations on the Holy See [Internet]. EJIL:Talk!; 5AD.

Available from: <http://www.ejiltalk.org/crc-concluding-observations-on-the-holy-see/>

173.

The Right to Privacy in the Digital Age, Report of the Office of the United Nations High Commissioner for Human Rights, A/HRC/27/37 (June 30, 2014) [Internet]. Available from: https://www.google.co.uk/url?sa=t&rct=j&q=&esrc=s&source=web&cd=1&ved=0CCEQFjAAahUKEwias4aYjf_HAhXFfhoKHXC5BFM&url=http%3A%2F%2Fwww.ohchr.org%2FEN%2FHRBodies%2FHRC%2FRegularSessions%2FSession27%2FDocuments%2FA-HRC-27-37_en.doc&usq=AFQjCNEV939mQ6D32744AZQmPV2V0ucLuA&sig2=s-h3KVwWowHyQFrxcxGadA

174.

Alston P. Study on Targeted Killings – Addendum to the Report of the Special Rapporteur on Extrajudicial, Summary or Arbitrary Executions [Internet]. Office of the High Commissioner for Human Rights; Available from: <http://www2.ohchr.org/english/bodies/hrcouncil/docs/14session/A.HRC.14.24.Add6.pdf>

175.

Alston P, Hunt P, Kälin W, Kothari M. Report of UN Special Rapporteurs on Mission To Lebanon And Israel, UN Doc A/HRC/2/7 [Internet]. Office of the High Commissioner for Human Rights; Available from: <http://daccess-dds-ny.un.org/doc/UNDOC/GEN/G06/141/95/PDF/G0614195.pdf?OpenElement>

176.

Bothe M. The Protection of the Civilian Population and NATO Bombing on Yugoslavia: Comments on a Report to the Prosecutor of the ICTY. *European Journal of International Law*. 2001;12(3):531–6.

177.

International Criminal Tribunal for the Former Yugoslavia. Final Report to the Prosecutor by the Committee Established to Review the NATO Bombing Campaign Against the Federal Republic of Yugoslavia [Internet]. 2000. Available from: <http://www.icty.org/sid/10052>

178.

Israeli Ministry of Foreign Affairs. Responding to Hizbullah attacks from Lebanon: Issues of proportionality [Internet]. 25AD. Available from: <http://www.mfa.gov.il/mfa/aboutisrael/state/law/pages/responding%20to%20hizbullah%20attacks%20from%20lebanon-%20issues%20of%20proportionality%20july%202006.aspx>

179.

Kretzmer D. Targeted Killing of Suspected Terrorists: Extra-Judicial Executions or Legitimate Means of Defence? *European Journal of International Law*. 16(2):171–212.

180.

McCorquodale R, Simons P. Responsibility beyond Borders: State Responsibility for Extraterritorial Violations by Corporations of International Human Rights Law. *The Modern Law Review* [Internet]. 70(4):598–625. Available from: <http://www.jstor.org/stable/4543156>

181.

Melzer N. Interpretive guidance on the notion of direct participation in hostilities under international humanitarian law [Internet]. International Committee of the Red Cross; 2009. Available from: <http://www.icrc.org/eng/resources/documents/publication/p0990.htm>

182.

International Criminal Tribunal for the former Yugoslavia. Prosecutor v. Blas

kic

, Appeal Judgement, Case No. IT-95-14-A [Internet]. Available from: <http://www.icty.org/case/blaskic/4>

183.

International Criminal Tribunal for the former Yugoslavia. Prosecutor v. Gotovina, Appeals Judgment, Case No. IT-06-90-A [Internet]. Available from: http://www.icty.org/x/cases/gotovina/acjug/en/121116_judgement.pdf

184.

International Criminal Tribunal for the former Yugoslavia. Prosecutor v. Galic

, Trial Judgment, Case No. IT-98-29-T [Internet]. 2003. Available from: <http://www.icty.org/x/cases/galic/acjug/en/gal-acjud061130.pdf>

185.

Marco Roscini. Targeting and Contemporary Aerial Bombardment. The International and Comparative Law Quarterly [Internet]. 54(2):411–43. Available from: <http://www.jstor.org/stable/3663255>

186.

Ruggie JG. Business and Human Rights: The Evolving International Agenda. The American Journal of International Law [Internet]. 101(4):819–40. Available from: <http://www.jstor.org/stable/40006320>

187.

Watkin K. Controlling the Use of Force: A Role for Human Rights Norms in Contemporary Armed Conflict. The American Journal of International Law [Internet]. 98(1):1–34. Available from: <http://www.jstor.org/stable/10.2307/3139252?origin=crossref>

188.

Business & Human Rights Resource Centre. Extraterritorial jurisdiction [Internet]. Business & Human Rights Resource Centre; Available from: <http://business-humanrights.org/en/special-representative/un-secretary-generals-special-representative-on-business-human-rights/materials-by-topic/extraterritorial-jurisdiction>

189.

Office of the High Commissioner for Human Rights. International Covenant on Economic, Social and Cultural Rights [Internet]. United Nations; 1966. Available from: <http://www.ohchr.org/EN/ProfessionalInterest/Pages/cescr.aspx>

190.

Alston P, Goodman R. International human rights: text and materials. Oxford: Oxford University Press; 2012.

191.

Optional Protocol to the International Covenant on Economic, Social and Cultural Rights, G.A. res. 63/117 (2008) [Internet]. Available from: <http://www2.ohchr.org/english/bodies/cescr/docs/A-RES-63-117.pdf>

192.

African Charter on Human and Peoples' Rights (Banjul Charter / ACHPR) (1981) [Internet]. Available from: http://www.achpr.org/files/instruments/achpr/banjul_charter.pdf

193.

American Convention on Human Rights (Pact of San Jose / ACHR) (1969) [Internet]. Available from: http://www.oas.org/dil/treaties_B-32_American_Convention_on_Human_Rights.pdf

194.

Additional Protocol to the American Convention on Human Rights in the Area of Economic, Social, and Cultural Rights (Protocol of San Salvador) (1988) [Internet]. Available from: [http://www.oas.org/dil/1988%20Additional%20Protocol%20to%20the%20American%20Convention%20on%20Human%20Rights%20in%20the%20Area%20of%20Economic,%20Social%20and%20Cultural%20Rights%20\(Protocol%20of%20San%20Salvador\).pdf](http://www.oas.org/dil/1988%20Additional%20Protocol%20to%20the%20American%20Convention%20on%20Human%20Rights%20in%20the%20Area%20of%20Economic,%20Social%20and%20Cultural%20Rights%20(Protocol%20of%20San%20Salvador).pdf)

195.

African Commission on Human and Peoples' Rights, Principles and Guidelines on the Implementation of Economic, Social and Cultural Rights in the African Charter on Human and Peoples' Rights (November 2010) [Internet]. Available from: http://www.achpr.org/files/instruments/economic-social-cultural/achpr_instr_guide_draft_esc_rights_eng.pdf

196.

□□ Monim Elgak, Osman Hummeida and Amir Suliman (represented by FIDH and OMCT) v Sudan, African Commission on Human and Peoples' Rights, Communication 379/09 (10

March, 2015) [Internet]. Available from:

http://www.achpr.org/files/sessions/15th-eo/comunications/379.09/achpr15eos_decision_379_09_eng.pdf

197.

Acevedo Buendía v. Perú, IACtHR (1 July, 2009) [Internet]. Available from:

http://www.corteidh.or.cr/docs/casos/articulos/seriec_198_ing.pdf

198.

Committee on Economic, Social, and Cultural Rights, General Comment No. 15 (2002) [Internet]. Available from: <http://www.refworld.org/docid/4538838d11.html>

199.

Roth K. Defending Economic, Social and Cultural Rights: Practical Issues Faced by an International Human Rights Organization. 26(1).

200.

Roth K. Response to Leonard S. Rubenstein. Human Rights Quarterly. 2004;26(4):873–8.

201.

Rubenstein LS. How International Human Rights Organizations Can Advance Economic, Social and Cultural Rights: A Response to Kenneth Roth. Human Rights Quarterly. 2004;26(4):845–65.

202.

de Albuquerque C. Chronicle of an Announced Birth: The Coming into Life of the Optional Protocol to the International Covenant on Economic, Social and Cultural Rights—The Missing Piece of the International Bill of Human Rights. Human Rights Quarterly. 32(1):144–78.

203.

Philip Alston. Ships Passing in the Night: The Current State of the Human Rights and Development Debate Seen through the Lens of the Millennium Development Goals. Human Rights Quarterly [Internet]. 27(3):755–829. Available from: <http://www.jstor.org/stable/20069811>

204.

Alston P. A Human Rights Perspective on the Millennium Development Goals [Internet]. Available from: <http://www.appg-popdevrh.org.uk/Publications/Population%20Hearings/Evidence/UNHCHR%20report%202.pdf>

205.

De Schutter O, et al. Commentary to the Maastricht Principles on Extraterritorial Obligations of States in the Area of Economic, Social and Cultural Rights. Human Rights Quarterly. 34(4):1084–169.

206.

Easterly W. How the Millennium Development Goals are Unfair to Africa. World Development. 37(1):26–35.

207.

Gauri V, Brinks DM. Courting social justice: judicial enforcement of social and economic rights in the developing world. Cambridge: Cambridge University Press; 2008.

208.

Langford M. Social rights jurisprudence: emerging trends in international and comparative law [Internet]. Cambridge: Cambridge University Press; 2008. Available from: <https://www.cambridge.org/core/books/social-rights-jurisprudence/E2DFA5FC0E55678CAF3BFF0B7D6B68AD>

209.

Nelson PJ. Human Rights, the Millennium Development Goals, and the Future of Development Cooperation. World Development. 35(12):2041–55.

210.

Rosenberg GN. The hollow hope: can courts bring about social change? Vol. American politics and political economy series. Chicago: University of Chicago; 1991.

211.

Sachs JD, McArthur JW. The Millennium Project: a plan for meeting the Millennium Development Goals. Lancet [Internet]. 22AD;365(9456):347–53. Available from: <http://search.ebscohost.com/login.aspx?direct=true&db=bth&AN=15780027&site=ehost-live>

212.

Saith A. From Universal Values to Millennium Development Goals: Lost in Translation. Development and Change. 37(6):1167–99.

213.

Travis P, et al. Overcoming health-systems constraints to achieve the Millennium Development Goals. The Lancet. 364(9437):900–6.

214.

Tushnet MV. Weak courts, strong rights: judicial review and social welfare rights in comparative constitutional law [Internet]. Princeton, N.J.: Princeton University Press; 2008. Available from: <https://www.jstor.org/stable/j.ctt7s5kr>

215.

White L, Perelman J. Stones of hope: how African activists reclaim human rights to challenge global poverty. Vol. Stanford studies in human rights. Stanford, Calif: Stanford University Press; 2011.

216.

Yamin AE, Gloppen S. Litigating health rights: can courts bring more justice to health? Vol. Human Rights Program series. [Cambridge, MA]: Harvard University Press; 2011.

217.

Young KG. Constituting economic and social rights [Internet]. Vol. Oxford constitutional theory. Oxford: Oxford University Press; 2012. Available from: <http://dx.doi.org/10.1093/acprof:oso/9780199641932.001.0001>

218.

Craven MCR. The International Covenant on Economic, Social and Cultural Rights: a perspective on its development. [Paperback ed.]. Vol. Oxford monographs in international law. Oxford: Clarendon Press; 2002.

219.

Sepúlveda MM. The nature of the obligations under the International Covenant on Economic, Social and Cultural Rights. Vol. School of Human Rights Research series. Antwerpen: Intersentia; 2003.

220.

Tara Melish. Protecting economic, social and cultural rights in the Inter-American human rights system [Internet]. Centro de Derechos Económicos y Sociales; 2002. Available from: https://law.yale.edu/system/files/documents/pdf/Intellectual_Life/MANUAL_OAS_INGLES.pdf

221.

United Nations. Committee on Economic, Social and Cultural Rights, General Comment No. 20, Non-Discrimination in Economic, Social and Cultural Rights (art. 2, para. 2) U.N. Doc. E/C.12/GC/20 [Internet]. University of Minnesota Human Rights Library; 2009. Available from: <http://www1.umn.edu/humanrts/gencomm/escgencom20.html>

222.

Young KG, Lemaitre J. The Comparative Fortunes of the Right to Health: Two Tales of Justiciability in Colombia and South Africa. Harvard Human Rights Journal [Internet]. 2013;26(1):179–216. Available from: <http://harvardhrj.com/archive/>

223.

Yamin AE, Parra-Vera O. Judicial protection of the right to health in Colombia: From social demands to individual claims to public debates. *Hastings International and Comparative Law Review* [Internet]. 33(2):431–59. Available from: https://heinonline.org/HOL/Page?lname=&public=false&collection=journals&handle=hein.journals/hasint33&men_hide=false&men_tab=toc&kind=&page=431

224.

ICCPR [Internet]. Available from: <http://www.ohchr.org/en/professionalinterest/pages/ccpr.aspx>

225.

ACHPR [Internet]. Available from: http://www.achpr.org/files/instruments/achpr/banjul_charter.pdf

226.

Convention on the Prevention and Punishment of the Crime of Genocide (1948) [Internet]. Available from: <https://treaties.un.org/doc/Publication/UNTS/Volume%2078/volume-78-I-1021-English.pdf>

227.

Declaration on the Rights of Indigenous Peoples, GA Res 61/295 (2007) [Internet]. Available from: http://www.un.org/esa/socdev/unpfii/documents/DRIPS_en.pdf

228.

Kitok v. Sweden, HRC Comm. No. 197/1985, UN Doc. A/43/40 (1988) [Internet]. Available from: http://www.worldcourts.com/hrc/eng/decisions/1988.07.27_Kitok_v_Sweden.htm

229.

Human Rights Committee, General Comment 23, UN Doc CCPR/C/21/Rev.1/Add.5 (1994) [Internet]. Available from: <http://www.refworld.org/docid/453883fc0.html>

230.

Human Rights Committee, General Comment 12 (1984), in , U.N. Doc. HRI/GEN/1/Rev.1 at 12 [Internet]. Available from: <http://www.refworld.org/docid/453883f822.html>

231.

Advisory Opinion of the African Commission on Human and Peoples ' Rights on the United Nations Declaration on the Rights of Indigenous Peoples (2007) [Internet]. Available from: http://www.achpr.org/files/special-mechanisms/indigenous-populations/un_advisory_opinion_idp_eng.pdf

232.

Apirana Mahuika v. New Zealand, Human Rights Committee, Comm. No. 547/1993, UN Doc. CCPR/C/70/D/547/1993 (2000) [Internet]. Available from: <http://hrlibrary.umn.edu/undocs/547-1993.html>

233.

The Human Rights Situation of Indigenous People in the Americas, IACmHR, OEA/Ser.L/V/II/108, Doc. 62 (2000) [Internet]. Available from: <http://www.cidh.org/Indigenas/TOC.htm>

234.

Xákmok Kásek Indigenous Community v. Paraguay, IACtHR Ser. C No. 214 (24 August 2010) [Internet]. Available from: http://www.corteidh.or.cr/docs/casos/articulos/seriec_214_ing.pdf

235.

Saramaka People v. Suriname, IACtHR Ser. C No. 172 (28 November, 2007) [Internet]. Available from: http://www.corteidh.or.cr/docs/casos/articulos/seriec_172_ing.pdf

236.

Centre for Minority Rights Development (Kenya) and Minority Rights Group International on

behalf of Endorois Welfare Council v. Kenya, Afr Comm'n HPR Case 276/03 (2010) [Internet]. Available from: http://www.achpr.org/files/sessions/46th/comunications/276.03/achpr46_276_03_eng.pdf

237.

African Commission on Human and Peoples' Rights, Principles and Guidelines on the Implementation of Economic, Social and Cultural Rights in the African Charter on Human and Peoples' Rights (November 2010) [Internet]. Available from: http://www.achpr.org/files/instruments/economic-social-cultural/achpr_instr_guide_draft_esc_rights_eng.pdf

238.

□□Adeno Addis, Individualism, Communitarianism, and the Rights of Ethnic Minorities, 66 Notre Dame L. Rev. 1219 (1991). Available from: <https://heinonline.org/HOL/P?h=hein.journals/tndl67&i=625>

239.

Alston P, Goodman R. International human rights: text and materials. Oxford: Oxford University Press; 2012.

240.

Katangese Peoples' Congress v. Zaire, ACmHPR Comm. 75/92 (1995) [Internet]. Available from: <http://www1.umn.edu/humanrts/africa/comcases/75-92.html>

241.

Reference by the Governor in Council concerning Certain Questions relating to the Secession of Quebec from Canada ([1998] 2 Supreme Court Reporter (SCR) 217 [Internet]. Available from: <http://scc-csc.lexum.com/scc-csc/scc-csc/en/item/1643/index.do>

242.

Report of the Special Envoy of the Secretary-General on Kosovo's future status, U.N. Doc. S/2007/168 (26 March, 2007) [Internet]. Available from: <https://www.osce.org/kosovo/24787?download=true>

243.

Accordance with international law of the unilateral declaration of independence in respect of Kosovo (Request for Advisory Opinion), 2010 ICJ Rep 403 (22 July) [Internet]. Available from: <https://www.icj-cij.org/files/case-related/141/141-20100722-ADV-01-00-EN.pdf>

244.

Alston P, Goodman R. International human rights: text and materials. Oxford: Oxford University Press; 2012.

245.

Protocol No. 13 to European Convention on Human Rights and Fundamental Freedoms [Internet]. Council of Europe; 2002. Available from: <http://conventions.coe.int/Treaty/Commun/QueVoulezVous.asp?NT=187&CL=ENG>

246.

Convention on the Prevention and Punishment of the Crime of Genocide (1948) [Internet]. Available from: <https://treaties.un.org/doc/Publication/UNTS/Volume%2078/volume-78-I-1021-English.pdf>

247.

European Court of Human Rights. Al-Saadoon & Mufdhi v UK, ECtHR (61498/08) [Internet]. 2AD. Available from: <http://opil.ouplaw.com/view/10.1093/law:ihrl/3719echr10.case.1/law-ihrl-3719echr10>

248.

United Nations. Draft Articles on the Responsibility of States for Internationally Wrongful Acts [Internet]. International Law Commission; 2001. Available from: http://legal.un.org/ilc/texts/instruments/english/draft%20articles/9_6_2001.pdf

249.

European Court of Human Rights (Grand Chamber). *El Masri v. Former Yugoslav Republic of Macedonia*, ECtHR, App No. 39630/09 [Internet]. 13AD. Available from: <http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I61847660F64A11E2879CAA2426866A35&entityID=https://shib-idp.ucl.ac.uk/shibboleth>

250.

European Court of Human Rights (Grand Chamber). *Ilașcu v. Moldova and Russia*, ECtHR, App no. 48787/99 [Internet]. 8AD. Available from: <http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=IC5FF47B1E42711DA8FC2A0F0355337E9&entityID=https://shib-idp.ucl.ac.uk/shibboleth>

251.

European Court of Human Rights. *Hussein v. Albania & Others*, ECtHR, Admissibility Decision, App no. 23276/04 [Internet]. 14AD. Available from: <http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=IA622AAF0FA9211DA9D7CC210083E0BB2&entityID=https://shib-idp.ucl.ac.uk/shibboleth>

252.

Human Rights Watch. *The EU's Dirty Hands* [Internet]. Available from: <http://www.hrw.org/reports/2011/09/21/eu-s-dirty-hands-0>

253.

Al-Nashiri v. Poland, ECtHR, App no. 28761/11 (24 July, 2014) [Internet]. Available from: [http://hudoc.echr.coe.int/eng?i=001-146044#{\"itemid\":\[\"001-146044\"\]}](http://hudoc.echr.coe.int/eng?i=001-146044#{\)

254.

Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Bosnia and Herzegovina v. Serbia and Montenegro), Judgment, 2007 ICJ Rep 43 (2007) [Internet]. Available from: <https://www.icj-cij.org/files/case-related/91/091-20070226-JUD-01-00-EN.pdf>

255.

Aust HP. Complicity and the law of state responsibility [Internet]. Vol. Cambridge studies in international and comparative law. Cambridge: Cambridge University Press; 2011.

Available from:

https://ucl-new-primo.hosted.exlibrisgroup.com/primo-explore/fulldisplay?docid=UCL_LMS_DS51248335350004761&context=L&vid=UCL_VU2&lang=en_US&search_scope=CSCOP_UCL&adaptor=Local%20Search%20Engine&isFrbr=true&tab=local&query=any,contains,990021844240204761&sortby=rank&facet=frbrgroupid,include,811018354&offset=0

256.

Avbelj M, Fontanelli F, Martinico G, editors. Kadi on trial: a multifaceted analysis of the Kadi trial [Internet]. London: Routledge; 2014. Available from:

<http://dx.doi.org/10.4324/9780203796191>

257.

Bird A. Third State Responsibility for Human Rights Violations. *European Journal of International Law*. 2010;21(4):883–900.

258.

Burns WCG, Osofsky HM. *Adjudicating climate change: state, national, and international approaches*. Cambridge: Cambridge University Press; 2009.

259.

d'Aspremont J, Dopagne F. Kadi: The ECJ's Reminder of the Elementary Divide between Legal Orders. *International Organizations Law Review*. 2008;5(2):371–9.

260.

de Burca G. The European Court of Justice and the International Legal Order after Kadi. *Harvard International Law Journal* [Internet]. 51:1–49. Available from:

<http://www.heinonline.org/HOL/Page?page=1&handle=hein.journals%2Fhilj51&collection=journals#3>

261.

de Wet E, Vidmar J. Conflicts between international paradigms: Hierarchy versus systemic integration. *Global Constitutionalism*. 2(2):196–217.

262.

Duffy A. Expulsion to Face Torture? Non-refoulement in International Law. *International Journal of Refugee Law*. 2008;20(3):373–90.

263.

Humphreys S. Human rights and climate change [Internet]. Cambridge: Cambridge University Press; 2010. Available from: <https://www.dawsonera.com/guard/protected/dawson.jsp?name=https://shib-idp.ucl.ac.uk/shibboleth&dest=http://www.dawsonera.com/depp/reader/protected/external/AbstractView/S9780511765520>

264.

International Council on Human Rights Policy. Beyond Technology Transfer: Protecting Human Rights in a Climate-Constrained World [Internet]. 2011. Available from: <http://www.ichrp.org/>

265.

Isiksel NT. Fundamental rights in the EU after Kadi and Al Barakaat. *European Law Journal*. 16(5):551–77.

266.

Kokott J, Sobotta C. The Kadi Case - Constitutional Core Values and International Law - Finding the Balance? *European Journal of International Law*. 2012;23(4):1015–24.

267.

Thomas Nagel. The Problem of Global Justice. *Philosophy & Public Affairs* [Internet]. 33(2):113–47. Available from: <http://www.jstor.org/stable/3558011>

268.

Nollkaemper A, Jacobs D. Shared Responsibility in International Law. *Michigan journal of international law* [Internet]. 34(2):359–438. Available from:

<https://heinonline.org/HOL/P?h=hein.journals/mjil34&i=371>

269.

Noyes JE, Smith BD. State Responsibility and the Principle of Joint and Several Liability. *The Yale journal of international law* [Internet]. 13(2):225–67. Available from: <https://heinonline.org/HOL/P?h=hein.journals/yjil13&i=231>

270.

Pogge TWM. *World poverty and human rights: cosmopolitan responsibilities and reforms*. 2nd ed. Cambridge: Polity; 2008.

271.

Office of the High Commissioner for Human Rights. Report of the UN Office of the High Commissioner for Human Rights on the Relationship Between Climate Change and Human Rights, UN Doc. A/HRC/10/61 [Internet]. 15AD. Available from: <http://www.ohchr.org/Documents/Press/AnalyticalStudy.pdf>

272.

Ryngaert C. The European Court of Human Rights' approach to the responsibility of member states in connection with acts of international organizations. *International and Comparative Law Quarterly*. 60(04):997–1016.

273.

Aurel Sari. *The Relationship Between Community Law and International Law after Kadi*. In: *International law in a multipolar world*. London: Routledge; 2013.

274.

Symposium: International Human Rights and Climate Change. *Georgia journal of international and comparative law* [Internet]. 2010;38(3):511–797. Available from: <https://heinonline.org/HOL/P?h=hein.journals/gjicl38&i=521>

275.

Uvin P. Human rights and development. Bloomfield, Conn: Kumarian Press; 2004.

276.

Venice Commission. Opinion on the International Legal Obligations of Council of Europe member states in respect of secret detention facilities and inter-state transport of prisoners, Opinion No. 363/2005, Doc. CDL-AD(2006)009 [Internet]. 17AD. Available from: [http://www.venice.coe.int/webforms/documents/default.aspx?pdffile=CDL-AD\(2006\)009-e](http://www.venice.coe.int/webforms/documents/default.aspx?pdffile=CDL-AD(2006)009-e)

277.

Vizard P. Poverty and human rights: Sen's 'capability perspective' explored [Internet]. Oxford: Oxford University Press; 2006. Available from: <http://dx.doi.org/10.1093/acprof:oso/9780199273874.001.0001>

278.

Ziegler KS. Strengthening the Rule of Law, but Fragmenting International Law: The Kadi Decision of the ECJ from the Perspective of Human Rights. Human Rights Law Review. 2009;9(2):288–305.

279.

United Nations. UN Charter [Internet]. United Nations; 1945. Available from: <https://treaties.un.org/doc/publication/ctc/uncharter.pdf>

280.

Bosphorus Hava Yollari Turizm Ve Ticaret Anonim Sirketi v Ireland (Application 45036/98) 42 EHRR 1, 19 BHRC 299 [Internet]. Bosphorus v. Ireland, ECtHR, App no. 45036/98. European Court of Human Rights; 2005. Available from: <http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4J0Y-FKR0-TWW4-21GX&csi=279841&oc=00240&perma=true&elb=t>

281.

European Court of Human Rights (Grand Chamber). Al-Jedda v. UK, ECtHR, App. no. 27021/08 [Internet]. 7AD. Available from: <http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid>

=IBB549B50AE9111E0A66DDBD3FF9A602D&entityID=https://shib-idp.ucl.ac.uk/shibboleth

282.

European Court of Justice (Grand Chamber). *Kadi & Al Barakaat International Foundation v. Council of the EU & Commission of the EU*, ECJ C-402/05 P & C-415/05 P [Internet]. 3AD. Available from:
<http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=IA427E020B5F311DDA170AC525BD9F690&entityID=https://shib-idp.ucl.ac.uk/shibboleth>

283.

European Court of Justice (Grand Chamber). *European Commission v. Kadi*, ECJ C-584/10 P & C-595/10 P [Internet]. 18AD. Available from:
<http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I48A8EB6045D411E3B8A7AA586897ACCE&entityID=https://shib-idp.ucl.ac.uk/shibboleth>

284.

Alston P, Goodman R. *International human rights: text and materials*. Oxford: Oxford University Press; 2012.

285.

International Commission on Intervention and State Sovereignty. *The Responsibility to Protect* [Internet]. Available from: <http://responsibilitytoprotect.org/ICISS%20Report.pdf>

286.

Gráinne de Búrca, *The European Court of Justice and the International Legal Order after Kadi*, 51 *Harv. J. Int'l L.* 1 (2010). Available from:
<http://www.eui.eu/Documents/MWP/ProgramActivities/MRW2014-2015/DeBurcaMasterClass.pdf>

287.

DE WET E, VIDMAR J. Conflicts between international paradigms: Hierarchy versus systemic integration. *Global Constitutionalism*. 2013 Jul;2(02):196–217.

288.

The Independent International Commission on Kosovo, The Kosovo Report (2000)

[Internet]. Available from:

<http://reliefweb.int/sites/reliefweb.int/files/resources/6D26FF88119644CFC1256989005CD392-thekosovoreport.pdf>

289.

Alston P, Macdonald E. Human rights, intervention and the use of force [Internet]. Vol. The collected courses of the Academy of European Law. Oxford: Oxford University Press; 2008. Available from: <http://dx.doi.org/10.1093/acprof:oso/9780199552719.001.0001>

290.

Nada v. Switzerland, ECtHR App no 10593/08 (12 September 2012) [Internet]. Available from: [http://hudoc.echr.coe.int/eng?i=001-113118#{\"itemid\":\"001-113118\"}](http://hudoc.echr.coe.int/eng?i=001-113118#{\)