

Bibliography

- van Aaken, Anne and Motoc, Iulia (eds.), *The European Convention on Human Rights and General International Law*, Oxford: OUP, 2018.
- Abebe, Adem Kassie, “Taming regressive constitutional amendments: The African Court as a continental (super) constitutional court”, *International Journal of Constitutional Law* 17(1), 2019, pp. 89-117.
- Abrusci, Elena, “Judicial Fragmentation on Indigenous Property Rights: Causes, Consequences and Solutions”, *International Journal of Human Rights* 21(5), 2017, pp. 550-564.
- Acosta, Diego and Freier, Luisa, “Regional Migration Management in South America”, in Anna Triandafyllidou (ed.), *Handbook of Migration and Globalisation*, Cheltenham: Edward Elgar, 2018, pp. 69-85.
- Adeola, Aderomola (ed.), *Compliance with International Human Rights Law in Africa: Essays in Honour of Frans Viljoen*, Oxford: OUP, 2022.
- Adjolohoun, Sègnonna Horace, “A crisis of design and judicial practice? Curbing state disengagement from the African Court on Human and Peoples’ Rights”, *African Human Rights Law Journal* 20, 2020, pp. 1-40.
- Albertson Fineman, Martha, “The Vulnerable Subject: Anchoring Equality in the Human Condition”, *Yale Journal of Law and Feminism* 20(1), 2008, pp. 1-23.
- Allen, Tom, “Liberalism, Social Democracy and the Value of Property under the European Convention on Human Rights”, *International and Comparative Law Quarterly* 59 (4), 2010, pp. 1055-1078.
- Allen Tom and Douglas, Benedict, “Closing the Door on Restitution”, in Antoine Buyse and Michael Hamilton (eds.), *Transitional Jurisprudence and the ECHR: Justice, Politics and Rights*, Cambridge: CUP, 2011, pp. 208-238.
- Alston, Philip, “Article 32: The Right to Protection from Economic Exploitation”, in John Tobin (ed.), *The UN Convention on the Rights of the Child: A Commentary*, Oxford: OUP, 2019, pp. 1225-1272.
- Alston, Philip and Quinn, Gerard, “The Nature and Scope of States Parties’ Obligations under the International Covenant on Economic, Social and Cultural Rights”, *Human Rights Quarterly* 9(2), 1987, pp. 156-229.
- Alter, Karen J., *The New Terrain of International Law: Courts, Politics, Rights*, Princeton, NJ: Princeton University Press, 2014.
- Alter, Karen J. and Hooghe, Lisbeth, “Regional Dispute Settlement”, in Tanja Börzel and Thomas Risse (eds.), *The Oxford Handbook of Comparative Regionalism*, Oxford: OUP, 2016, pp. 538-558.
- Amerasinghe, Chittharanjan Felix, *Jurisdiction of International Tribunals*, The Hague: Kluwer, 2003.

Bibliography

- Amerasinghe, Chittharanjan Felix, *Jurisdiction of Specific International Tribunals*, Leiden: Brill Nijhoff, 2009.
- Anagnostou, Dia and Mungiu-Pippidi, Alina, “Domestic Implementation of Human Rights Judgments in Europe: Legal Infrastructure and Government Effectiveness Matter”, *European Journal of International Law* 35(1), 2014, pp. 205-227.
- Anaya, James and Grossman, Claudio, “The Case of *Awas Tingni v. Nicaragua*: A New Step in the International Law of Indigenous Peoples”, *Arizona Journal of International and Comparative Law* 19(1), 2002, pp. 1-16.
- Anaya, James, *International Human Rights and Indigenous Peoples*, Austin: Kluwer, 2009.
- Antkowiak, Tom, “Remedial Approaches to Human Rights Violations: The Inter-American Court of Human Rights and Beyond”, *Columbia Journal of Transnational Law* 46(2), 2008, pp. 351-419.
- Antkowiak, Tom, “A Dark Side of Virtue: The Inter-American Court and Reparations for Indigenous Peoples”, *Duke Journal of International Law* 25, 2015, pp. 1-80.
- Anzilotti, Dionisio, “La responsabilité internationale des Etats à raison des dommages soufferts par des étrangers”, *Revue Générale de Droit International Public* 13, 1906.
- Applebaum, Anne, *Twilight of Democracy: The Seductive Lure of Authoritarianism*, New York: Doubleday, 2020.
- Attanasio, David, “Extraordinary Reparations, Legitimacy, and the Inter-American Court”, *University of Pennsylvania Journal of International Law* 37(3), 2016, pp. 813-871.
- Arai-Takahashi, Yutaka, *The Margin of Appreciation Doctrine and the Principle of Proportionality in the Jurisprudence of the ECHR*, Cambridge: Intersentia, 2002.
- Arendt, Hannah, *The Origins of Totalitarianism*, Oregon: Harvest Book, 1976.
- Arnardóttir, Oddný Mjöll, “The ‘procedural turn’ under the European Convention on Human Rights and presumptions of Convention compliance”, *International Journal of Constitutional Law* 15(1), 2017, pp. 9–35.
- Arnardóttir, Oddný Mjöll, “The Brighton Aftermath and the Changing Role of the European Court of Human Rights”, *Journal of International Dispute Settlement* 9, 2018, pp. 223–239.
- Aust, Helmut Philipp, “Introduction: The European Court of Human Rights – the past in the present”, in Helmut Philipp Aust and Esra Demir-Gürsel (eds.), *The European Court of Human Rights - Current Challenges in Historical Perspective*, Cheltenham: Edward Elgar, 2021, pp. 1-19.
- Ayeni, Victor Oluwasina, “Beyond Compliance: Do Decisions of Regional Human Rights Tribunals in Africa Make a Difference?”, in Aderomola Adeola (ed.), *Compliance with International Human Rights Law in Africa: Essays in Honour of Frans Viljoen*, Oxford: OUP, 2022, pp. 35-71.
- Ayeni, Victor Oluwasina, “Implementation of the Decisions and Judgments of African Regional Human Rights Tribunals: Reflections on the Barriers to State Compliance and the Lessons Learnt”, *African Journal of International and Comparative Law* 30(4), 2022, pp. 560-581.

- Baldini, Paula and da Cruz, Miranda, “Trackers and Trailblazers: Dynamic Interactions and Institutional Design in the Inter-American Court of Human Rights”, *Journal of International Dispute Settlement* 11, 2020, pp. 69-90.
- Bailliet, Cecilia, “Measuring Compliance with the Inter-American Court of Human Rights: The Ongoing Challenge of Judicial Independence in Latin America”, *Nordic Journal of Human Rights* 31, 2013, pp. 477-495.
- Basch, Fernando *et al.*, “The Effectiveness of the Inter-American System of Human Rights Protection: A Quantitative Approach to its Functioning and Compliance with its Decisions”, *Sur: International Journal on Human Rights* 7(12), 2010, pp. 8-35.
- Bates, Ed, *The Evolution of the European Convention on Human Rights: From Its Inception to the Creation of a Permanent Court of Human Rights*, Oxford: OUP, 2010.
- Bates, Ed, “Analysing the Prisoner Voting Saga and the British Challenge to Strasbourg”, *Human Rights Law Review* 14(3), 2014, pp. 503-540.
- Bates, Ed, “Strasbourg’s Integrationist Role, or the Need for Self-restraint?”, *European Convention of Human Rights Law Review* 1, 2020, pp. 14-21.
- Bächtiger, Andre *et al.*, “Deliberative Democracy: An Introduction”, in Andre Bächtiger *et al.* (eds.), *The Oxford Handbook of Deliberative Democracy*, Oxford: OUP, 2018, pp. 1-32.
- Bellamy, Richard, “The Democratic Legitimacy of International Human Rights Conventions: Political Constitutionalism and the European Convention on Human Rights”, *European Journal of International Law* 25(4), 2015, pp. 1019-1042.
- Bellamy, Richard, “Ronald Dworkin, *Taking Rights Seriously*”, in Jacob T. Levy (ed.), *The Oxford Handbook of Classics in Contemporary Political Theory*, Oxford: OUP, 2017.
- Benvenisti, Eyal, “The Margin of Appreciation, Subsidiarity and Global Challenges to Democracy”, *Journal of International Dispute Settlement* 9, 2018, pp. 240-253.
- Berlia, Georges, “Jurisprudence des Tribunaux Internationaux en ce qui Concerne leur Compétence”, *The Hague Academy of International Law: Recueil des Cours* 88, 1955, pp. 112-160.
- Bernhardt, Rudolf, “Commentary: The European System”, *Connecticut Journal of International Law* 2, 1987, pp. 299-301.
- Bertoni, Eduardo Andrés, “The Inter American Court of Human Rights and the European Court of Human Rights: A Dialogue on Freedom of Expression Standards”, *European Human Rights Law Review* 3, 2009, pp. 332-352.
- Besson, Samantha, “Subsidiarity in International Human Rights Law — What is Subsidiary about Human Rights?”, *American Journal of Jurisprudence* 61(1), 2016, pp. 69-107.
- Bickel, Alexander, *The Least Dangerous Branch: The Supreme Court at the Bar of Politics*, New Haven: Yale University Press, 2nd ed., 1986.
- Biegon, Japhet, “Compliance Studies and the African Human Rights System”, in Aderomola Adeola (ed.), *Compliance with International Human Rights Law in Africa: Essays in Honour of Frans Viljoen*, Oxford: OUP, 2022, pp. 10-34.
- Binder, Christina, “The Prohibition of Amnesties by the Inter American Court of Human Rights”, *German Law Journal* 12(5), 2011, pp. 1203-1230.

Bibliography

- Birdsall, Andrea and Lang, Anthony F., "The International Criminal Court and Global Constitutionalism", in Anthony F. Lang and Antje Wiener (eds.), *Handbook on Global Constitutionalism*, Cheltenham: Edward Elgar, 2017, pp. 383-394.
- von Bogdandy, Armin, "Ius Constitutionale Commune en America Latina: Observations on Transformative Constitutionalism", in Armin von Bogdandy et al. (eds.), *Transformative Constitutionalism in Latin America: Emergence of a New Ius Commune*, Oxford: OUP, 2017, pp. 27-48.
- von Bogdandy, Armin and Urueña, René, "International Transformative Constitutionalism in Latin America", *American Journal of International Law* 114(3), 2020, pp. 403-442.
- Boisson de Chazournes, Laurence and Rudall, Jason, "Judicial Deference: Why Does It Matter?", *The Law and Practice of International Courts and Tribunals* 21, 2022, pp. 419-424.
- Bonilla Maldonado, Daniel (ed.), *Constitutionalism of the Global South*, Cambridge: CUP, 2013.
- Börzel, Tanja and Risse, Thomas (eds.), *The Oxford Handbook of Comparative Regionalism*, Oxford: OUP, 2016.
- van Boven, Theo, "Victims' Rights to a Remedy and Reparation: The New United Nations Principles and Guidelines", in Carla Ferstman and Mariana Goetz (eds.), *Reparations for Victims of Genocide, War Crimes and Crimes against Humanity*, Leiden: Brill Nijhoff, 2009, pp. 15-37.
- Braga Navarro, Gabriela Cristina, "The Struggle after the Victory: Non-compliance in the Inter-American Court of Human Rights' Jurisprudence on Indigenous Territorial Rights", *Journal of International Dispute Settlement* 12, 2021, pp. 223-249.
- Brems, Eva, "Positive subsidiarity and its implications for the margin of appreciation doctrine", *Netherlands Quarterly of Human Rights* 37(3), 2019, pp. 210-227.
- Breuer, Marten (ed.), *Principled Resistance to ECtHR Judgments – A New Paradigm?*, Berlin: Springer, 2019.
- Brewer-Carias, Allan Randolph, *Constitutional Courts as Positive Legislators: A Comparative Law Study*, Cambridge: CUP, 2011.
- Briant, Sophie, "Dialogue, Diplomacy and Defiance: Prisoners' Voting Rights at Home and in Strasbourg", *European Human Rights Law Review* 16(3), 2011, pp. 243-252.
- Brochard, Edwin, *Declaratory Judgments*, Cleveland: Banks-Baldwin, 1934.
- Broderick, Andrea, "Article 4: General Obligations", in Ilias Bantekas et al. (eds.), *The UN Convention of the rights of Persons with Disabilities: A Commentary*, Oxford: OUP, 2018, pp. 106-139.
- Brown, Chester, *A Common Law of International Adjudication*, Oxford: OUP, 2007.
- Brown, Chester, "Factory at Chorzów (Germany v Poland) (1927-1928)", in Eirik Bjorge and Cameron Miles (eds.), *Landmark Cases in Public International Law*, Oxford: Hart, 2017, pp. 61-88.
- Brownlie, Ian, "Remedies in the International Court of Justice", in Vaughan Lowe and Malgosia (eds.), *Fifty Years of the International Court of Justice*, Cambridge: CUP, 1996, pp. 557-566.

- Burgogue-Larsen, Laurence, “La Corte Interamericana de Derechos Humanos como Tribunal Constitucional”, in Armin von Bogdandy, Héctor Fix Fierro and Mariela Morales Antoniazzi (coords.), *Ius Constitutionale Commune en América Latina: Rasgos, Potencialidades y Desafíos*, Mexico: UNAM, 2014, pp. 421-457.
- Burgogue-Larsen, Laurence, *Les 3 cours régionales des droits de l’homme in context: La justice qui n’allait pas de soi*, Paris: Éditions Pedone, 2020.
- Burnham, Margaret A., “Caribbean Constitutions and the Death Penalty”, in Richard Albert *et al.* (eds.), *The Oxford Handbook of Caribbean Constitutions*, Oxford: OUP, 2020, pp. 421-454.
- Buyse, Antoine, *Post-conflict Housing Restitution: The European Human Rights Perspective with a Case Study on Bosnia and Herzegovina*, Cambridge: Intersentia, 2008.
- Buyse, Antoine, “Lost and Regained? Restitution as a Remedy for Human Rights Violations in the Context of International Law”, *Zeitschrift für ausländisches öffentliches Recht und Völkerrecht* 68, 2008, pp. 129-153.
- Byrnes, Andrew, “Article 2”, in Marsha A. Freeman *et al.* (eds.), *The UN Convention on the Elimination of All Forms of Discrimination Against Women: A Commentary*, Oxford: OUP, 2012, pp. 71-99.
- Caflich, Lucius and Cañado Trinidad, Antônio Augusto, “Les conventions américaine et européenne des droits de l’homme et le droit international general”, *Revue générale de droit international public* 108, 2004, pp. 5-63.
- Cameron, Iain, “The Court and the member states: procedural aspects”, in Andreas Føllesdal, Birgit Peters and Geir Ulfstein (eds.), *Constituting Europe: The European Court of Human Rights in a National, European and Global Context*, Cambridge: CUP, 2013, pp. 25-61.
- Cañado Trinidad, Antonio Augusto, “International Law for Humankind: Towards a New Jus Gentium”, *The Hague Academy of International Law: Recueil des Cours* 316, 2005.
- Carozza, Paolo, “Subsidiarity as a Structural Principle of International Human Rights Law”, *American Journal of International Law* 97(1), 2003, pp. 38-79.
- Carvalho, Sandra and Baker, Eduardo “Experiencias de Litigio Estratégico en el Sistema Interamericano de Protección de los Derechos Humanos”, *Sur: Revista Internacional de Derechos Humanos* 20, pp. 469-479.
- Cassel, Douglass, “Peru Withdraws from the Court: Will the Inter-American Human Rights System Meet the Challenge?”, *Human Rights Law Journal* 20, 1999, pp. 167-175.
- Cassel, Douglass, “The Expanding Scope and Impact of Reparations Awarded by the Inter-American Court of Human Rights”, in Koen de Feyter *et al.* (eds.), *Out of The Ashes: Reparations for Gross Violations of Human Rights*, Cambridge: Intersentia, 2005, pp. 191-223.
- Cassese, Antonio, “Towards a Moderate Monism: Could International Rules Eventually Acquire the Force to Invalidate Inconsistent National Laws?”, in Antonio Cassese (ed.), *Realizing Utopia: The Future of International Law*, Oxford: OUP, 2012, pp. 187-199.

Bibliography

- Castañeda García, Ivette, “Military justice in Latin America: a comparative analysis”, in Alison Duxbury and Matthew Groves (eds.), *Military Justice in the Modern Age*, Cambridge: CUP, 2016, pp. 196-217.
- Cavallaro, James and Brewer, Stephanie Erin, “Re-evaluating Regional Human Rights Litigation in the Twenty-First Century: The Case of the Inter-American Court”, *American Journal of International Law* 102(4), 2008, pp. 768–827.
- Celiksoy, Ergul, “Execution of the Judgments of the European Court of Human Rights in Prisoners’ Right to Vote Cases”, *Human Rights Law Review* 20, 2020, pp. 555-581.
- Cepeda, Manuel Jose and Landau, David, *Colombian Constitutional Law*, Oxford: OUP, 2017.
- Cerna, Christina M., “The Inter-American System and Military Justice”, in Alison Duxbury and Matthew Groves (eds.), *Military Justice in the Modern Age*, Cambridge: CUP, 2016, pp. 325-346.
- Chinkin, Christine, “Article 3”, in Marsha A. Freeman *et al.* (eds.), *The UN Convention on the Elimination of All Forms of Discrimination Against Women: A Commentary*, Oxford: OUP, 2012, pp. 101-122.
- Christoffersen, Jonas, “Individual and Constitutional Justice: Can the Power Balance of Adjudication be Reversed?”, in Jonas Christoffersen and Mikael Rask Madsen (eds.), *The European Court of Human Rights between Law and Politics*, Oxford: OUP, 2011, pp. 181–203.
- Cichowski, Rachel A., “Civil Society and the European Court of Human Rights”, in Jonas Christoffersen and Mikael Rask Madsen (eds.), *The European Court of Human Rights between Law and Politics*, Oxford: OUP, 2011, pp. 77-97.
- Citroni, Gabriella “The Contribution of the Inter-American Court of Human Rights and Other International Human Rights Bodies to the Struggle Against Enforced Disappearance”, in Yves Haeck *et al.* (eds.), *The Inter-American Court of Human Rights*, Cambridge: Intersentia, 2015, pp. 379-402.
- Clooney, Amal and Webb, Philippa, *The Right to a Fair Trial in International Law*, Oxford: OUP, 2020.
- Cohen, Joshua, “Deliberation and Democratic Legitimacy”, in Alan Hamlin and Philippe Pettit (eds.), *The Good Polity: Normative Analysis of the State*, Oxford: Blackwell, 1989, pp. 17–34.
- Contesse, Jorge, “Contestation and Deference in the Inter-American Human Rights System”, *Law and Contemporary Problems* 79(2), 2016, pp. 123-145.
- Contesse, Jorge, “The final word? Constitutional dialogue and the Inter-American Court of Human Rights”, *International Journal of Constitutional Law* 15(2), 2017, pp. 414-435.
- Contesse, Jorge, “Resisting the Inter-American Court”, *Yale Journal of International Law* 44(2), 2019, pp. 179-237.
- Cornejo Chavez, Leiry, “New remedial responses in the practice of regional human rights courts: Purposes beyond compensation”, *International Journal of Constitutional Law* 15(2), 2017, pp. 372–392.

- Correa, Cristián, Furuya, Siuchi and Sandoval, Clara, “Reparation for Victims of Armed Conflict”, *Max Planck Trialogues on the Law of Peace and War (vol. II)*, Cambridge: CUP, 2020.
- Costa, Jean-Paul, “The relationship between the European Court of Human Rights and the National Courts”, *European Human Rights Law Review* 3, 2013, pp. 264-274.
- Couvreur, Philippe, *The International Court of Justice and the Effectiveness of International Law*, Leiden: Brill Nijhoff, 2017.
- Cram, Ian, “Protocol 15 and Articles 10 and 11 ECHR—The Partial Triumph of Political Incumbency Post-Brighton?”, *International and Comparative Law Quarterly* 67, 2018, pp. 477-503.
- Crawford, James, *The ILC Articles on State Responsibility: Introduction, Text and Commentaries*, Cambridge: CUP, 2002.
- Crawford, James, “The International Court of Justice and the Law of State Responsibility”, in Christian Tams and James Sloan (eds.), *The Development of International Law by the International Court of Justice*, Oxford: OUP, 2013, pp. 70-86.
- Crawford, James, *State Responsibility: The General Part*, Cambridge: CUP, 2013.
- Crawford, James and Keene, Amelia, “The Structure of State Responsibility under the European Convention on Human Rights”, in Anne van Aaken and Iulia Motoc (eds.), *The European Convention on Human Rights and General International Law*, Oxford: OUP, 2018, pp. 178-198.
- Czepek, Jakub, “The Application of the Pilot Judgment Procedure and Other Forms of Handling Large-Scale Dysfunctions in the Case Law of the European Court of Human Rights”, *International Community Law Review* 20, 2018, pp. 347-373.
- Çalı, Başak, “The Purposes of the European Human Rights System: One or Many?”, *European Human Rights Law Review* 3, 2008, pp. 299-306.
- Çalı, Başak and Koch, Anne, “Foxes Guarding the Foxes? Peer Review of Human Rights Judgments by the Committee of Ministers of the Council of Europe”, *Human Rights Law Review* 14(2), 2014, pp. 301-325.
- Çalı, Başak, “International Judicial Review”, in Anthony F. Lang and Antje Wiener (eds.), *Handbook on Global Constitutionalism*, Cheltenham: Edward Elgar, 2017, pp. 291-303.
- Çalı, Başak, Madsen, Mikael Rask and Viljoen, Frans, “Comparative regional human rights regimes: Defining a research agenda”, *International Journal of Constitutional Law* 16(1), 2018, pp. 128-135.
- Çalı, Başak, “Explaining variation in the intrusiveness of regional human rights remedies in domestic orders”, *International Journal of Constitutional Law* 16(1), 2018, pp. 214-234.
- Çalı, Başak, “Coping with Crisis: Whither the Variable Geometry in the Jurisprudence of the European Court of Human Rights”, *Wisconsin International Law Journal* 35(2), 2018, pp. 237-276.
- Çalı, Başak, Bianku, Ledi and Motoc, Iulia (eds.), *Migration and the European Convention on Human Rights*, Oxford: OUP, 2021.

Bibliography

- Daly, Tom and Wiebusch, Micha, "The African Court on Human and Peoples' Rights: mapping resistance against a young court", *International Journal of Law in Context* 14, 2018, pp. 294–313.
- Dann, Philipp, Riegner, Michael and Bönnemann, Maxim (eds.), *The Global South and Comparative Constitutional Law*, Oxford: OUP, 2023.
- De Londras, Fiona and Dzehtsiarou, Kanstantin, "Mission Impossible? Addressing non-execution Through Infringement Proceedings in the European Court of Human Rights", *International and Comparative Law Quarterly* 66(2), 2017, pp. 467–490.
- Demir-Gürsel, Esra, "For the sake of unity: the drafting history of the European Convention on Human Rights and its current relevance", in Helmut Philipp Aust and Esra Demir-Gürsel (eds.), *The European Court of Human Rights - Current Challenges in Historical Perspective*, Cheltenham: Edward Elgar, 2021, pp. 109–132.
- Demir-Gürsel, Esra, "The limits of the European Court of Human Rights vis-a-vis contestation and authoritarianism: concluding observations", in Helmut Philipp Aust and Esra Demir-Gürsel (eds.), *The European Court of Human Rights - Current Challenges in Historical Perspective*, Cheltenham: Edward Elgar, 2021, pp. 244–263.
- Dersso, Ayele, "The Future of Human Rights and the African Human Rights System", *Nordic Journal of Human Rights* 40(1), 2022, pp. 28–43.
- Dixon, Rosalind, "The Forms, Functions, and Varieties of Weak(ened) Judicial Review", *International Journal of Constitutional Law* 17(3), 2019, pp. 904–930.
- Donald, Alice, "Parliaments as Compliance Partners in the European Convention on Human Rights System", in Matthew Saul, Andreas Follesdal and Geir Ulfstein (eds.), *The International Human Rights Judiciary and National Parliaments*, Oxford: OUP, 2017, pp. 75–109.
- Donald, Alice and Speck, Anne-Katrin, "The European Court of Human Rights' Remedial Practice and its Impact on the Execution of Judgments", *Human Rights Law Review* 19, 2019, pp. 1–35.
- Dothan, Shai, *International Judicial Review: When Should International Courts Intervene?*, Cambridge: CUP, 2020.
- Dragić, Sanja, *Post-Backlash Human Rights Law*, Leiden: Brill Nijhoff, 2022.
- Duhaime, Bernard, "Subsidiarity in the Americas: What Room is there for Deference in the Inter-American System?", in Lukasz Gruszczynski and Wouter Werner (eds.), *Deference in International Courts and Tribunals*, Oxford: OUP, 2014, pp. 289–315.
- Dulitzky, Ariel E., "An Inter-American Constitutional Court? The Invention of the Conventionality Control by the Inter-American Court of Human Rights", *Texas Law Review* 50, 2015, pp. 45–93.
- Dupuy, Pierre-Marie and Viñuales, Jorge, *International Environmental Law*, Cambridge: CUP, 2nd ed., 2018.
- Duranti, Marco, *The Conservative Human Rights Revolution: European Identity, Transnational Politics, and the Origins of the European Convention*, Oxford: OUP, 2017.
- Dworkin, Ronald, *Taking Rights Seriously*, Cambridge, MA: Harvard University Press, 1977.

- Dworkin, Ronald, "Rights as Trumps", in Jeremy Waldron (ed.), *Theories of Rights*, Oxford: OUP, 1984.
- Edwards, Alice, "The meaning of nationality in international law in an era of human rights", in Alice Edwards and Laura van Waas (eds.), *Nationality and Statelessness under International Law*, Cambridge: CUP, 2014, pp. 11-43.
- Ely, John Hart, *Democracy and Distrust: A Theory of Judicial Review*, Cambridge, MA: Harvard University Press, 1980.
- Enabulele, Amos, "Incompatibility of national law with the African Charter on Human and Peoples' Rights: Does the African Court on Human and Peoples' Rights have the final say?", *African Human Rights Law Journal* 16, 2016, pp. 1-28.
- Engstrom, Par (ed.), *The Inter-American System: Impact Beyond Compliance*, Cham: Palgrave Macmillan, 2019.
- Evans, Christine, *The Right to Reparation in International Law for Victims of Armed Conflict*, Cambridge: CUP, 2012.
- Evans, Malcolm, "State Responsibility and the European Convention on Human Rights", in Malgosia Fitzmaurice and Dan Sarooshi (eds.), *Issues of State Responsibility before International Judicial Institutions*, Oxford: Hart, 2004, pp. 139-160.
- Fahner, Johannes Hendrik, *Judicial Deference in International Adjudication. A Comparative Analysis*, Oxford: Hart, 2020.
- Fahner, Johannes Hendrik, "The Limited Utility of Deference in International Dispute Settlement", *The Law and Practice of International Courts and Tribunals* 21, 2022, pp. 467-479.
- Fallon, Richard, "The Core of an Uneasy Case for Judicial Review", *Harvard Law Review* 121(7), 2008, pp. 1693-1736.
- Fassbender, Bardo, "The United Nations Charter as the Constitution of the International Community", *Columbia Journal of Transnational Law* 36, 1998, pp. 529-619.
- Faix, Martin and Jamali, Ayyoub, "Is the African Court on Human and Peoples' Rights in an Existential Crisis?", *Netherlands Quarterly of Human Rights* 40(1), 2022, pp. 56-74.
- Favuzza, Federica, "Torreggiani and Prison Overcrowding in Italy", *Human Rights Law Review* 17, 2017, pp. 153-173.
- Feihle, Prisca, "Asylum and immigration under the European Convention on Human Rights - an exclusive universality?", in Helmut Philipp Aust and Esra Demir-Gürsel (eds.), *The European Court of Human Rights - Current Challenges in Historical Perspective*, Cheltenham: Edward Elgar, 2021, pp. 133-157.
- Fenton-Glynn, Claire, *Children and the European Court of Human Rights*, Oxford: OUP, 2020.
- Feria Tina, Mónica, *The Landmark Rulings of the Inter-American Court of Human Rights on the Rights of the Child*, Leiden: Martinus Nijhoff, 2008, pp. 13-32.
- Ferrer Mac-Gregor, Eduardo, "The Right to the Truth as an Autonomous Right under the Inter-American Human Rights System", *Mexican Law Review* 9(1), pp. 121-139.

Bibliography

- Ferrer MacGregor, Eduardo and Silva, Fernando, *Jurisdicción Militar y Derechos Humanos: El caso Radilla ante la Corte Interamericana de Derechos Humanos*, Mexico: Editorial Porrúa, 2011.
- Ferrer MacGregor, Eduardo and Pelayo Möller, Carlos, *Las Obligaciones Generales de la Convención Americana sobre Derechos Humanos*, Mexico: UNAM, 2017.
- Fink, Melanie, “The European Court of Human Rights and State Responsibility”, in Christina Binder and Konrad Lachmayer (eds.), *The European Court of Human Rights and Public International Law: Fragmentation or Unity?*, Baden-Baden: Nomos, 2014, pp. 93-118.
- Follesdal, Andreas, “International Human Rights Courts and the (International) Rule of Law: Part of the solution, part of the problem, or both?”, *Global Constitutionalism* 10(1), 2021, pp. 118-138.
- Foot, Rosemary, “The Cold War and Human Rights”, in Melvyn P. Leffler and Odd Arne Westad (eds.), *The Cambridge History of the Cold War*, Cambridge: CUP, 2010, pp. 445-465.
- Foster Michelle and Lambert, Hélène, “Statelessness as a Human Rights Issue: A Concept Whose Time Has Come”, *International Journal of Refugee Law* 28(4), 2016, pp. 564-584.
- Foster, Steve, “Reluctantly Restoring Rights: Responding to the Prisoner’s Right to Vote”, *Human Rights Law Review* 9(3), 2009, pp. 489-507.
- Frisso, Giovanna Maria, “The Duty to Investigate Violations of the Right to Life in Armed Conflicts in the Jurisprudence of the Inter-American Court of Human Rights”, 51 *Israel Law Review*, 2018, pp. 169-191.
- Freire, Germán *et al.*, *Indigenous Latin America in the Twenty-First Century*, Washington D.C.: World Bank, 2015.
- Frowein, Jochen, “Der europäische Menschenrechtsschutz als Beginn einer europäischen Verfassungsrechtsprechung”, *Juristische Schulung*, 1986, pp. 845-851.
- Fuentes, Alejandro, “Protection of Indigenous Peoples’ Traditional Lands and Exploitation of Natural Resources: The Inter-American Court of Human Rights’ Safeguards”, *International Journal on Minority and Group Rights* 24(3), 2017, pp. 229-253.
- Futhazar, Guillaume, Maljean-Dubois, Sandrine and Razzaque, Jona (eds.), *Biodiversity Litigation*, Oxford: OUP, 2022.
- Fyrnys, Markus, “Expanding Competences by Judicial Lawmaking: The Pilot Judgment Procedure of the European Court of Human Rights”, *German Law Journal* 12(5), 2011, pp. 1231-1260.
- García Ramírez, Sergio, “Los sujetos vulnerables en la jurisprudencia ‘transformadora’ de la Corte Interamericana de Derechos Humanos”, *Revista Mexicana de Derecho Constitucional* 41, 2019, pp. 4-34.
- García-Sayán, Diego, “The Inter-American Court and Constitutionalism in Latin America”, *Texas Law Review* 89(7), 2011, pp. 1835-1862.
- Gardbaum, Stephen, “Human Rights as International Constitutional Rights”, *European Journal of International Law* 19(4), 2008, pp. 749-768.
- Gargarella, Roberto, “Democracy and Rights in *Gelman v. Uruguay*”, *AJIL Unbound* 109, 2015, pp. 115-119.

- Gargarella, Roberto, *Law as a Conversation Among Equals*, Cambridge: CUP, 2022.
- Garlicki, Lech, “Broniowski and After: On the Dual Nature of ‘Pilot Judgments’”, in Lucius Cafilisch *et al.* (eds.), *Human Rights – Strasbourg Views. Liber Amicorum Luzius Wildhaber*, Kehl am Rhein: Engel Verlag, 2007, pp. 177-192.
- Gathii, James Thuo and Mwangi, Jacqueline Wangui, “The African Court on Human and Peoples’ Rights as an Opportunity Structure”, in James Thuo Gathii (ed.), *The Performance of Africa’s International Courts: Using Litigation for Political, Legal, and Social Change*, Oxford: OUP, 2020, pp. 211-253.
- Gerards, Janneke, “The Netherlands: Political Dynamics, Institutional Robustness”, in Patricia Popelier *et al.* (eds.), *Criticism of the European Court of Human Rights*, Cambridge: Intersentia, 2016, pp. 327-360.
- Gerards, Janneke, “Abstract and Concrete Reasonableness Review by the European Court of Human Rights”, *European Convention on Human Rights Law Review* 1, 2020, pp. 218-247.
- Gilbert, Jérémie, “Indigenous Peoples and Litigation: Strategies for Legal Empowerment”, *Journal of Human Rights Practice* 12, 2020, pp. 301-320.
- Ginsburg, Tom and Moustafa, Tamir, *Rule by Law: The Politics of Courts in Authoritarian Regimes*, Cambridge: CUP, 2008.
- Glas, Lize, “The Functioning of the Pilot-Judgment Procedure of the European Court of Human Rights in Practice”, *Netherlands Quarterly of Human Rights* 34(1), 2016, pp. 41-70.
- Glas, Lize, “From Interlaken to Copenhagen: What Has Become of the Proposals Aiming to Reform the Functioning of the European Court of Human Rights?”, *Human Rights Law Review* 20, 2020, pp. 121-151.
- González Domínguez, Pablo, *The Doctrine of Conventionality Control*, Cambridge: Intersentia, 2018.
- González Domínguez, Pablo and Pérez, Edward J., “Desafíos de la Jurisprudencia de la Corte Interamericana de Derechos Humanos sobre Leyes de Amnistía en Contextos de Justicia Transicional”, *Persona y Derecho* 80, 2019, pp. 81-106.
- González Salzberg, Damián, “Do States comply with the compulsory judgments of the Inter-American Court of Human Rights?”, *Revista do Instituto Brasileiro de Direitos Humanos* 13, 2013, pp. 93-114.
- Goodin, Robert E., *Innovating Democracy: Democratic Theory and Practice After the Deliberative Turn*, Oxford: OUP, 2008.
- Gray, Christine, *Judicial Remedies in International Law*, Oxford: OUP, 1990.
- Greer, Steven, “Constitutionalizing Adjudication under the European Convention on Human Rights”, *Oxford Journal of Legal Studies* 23(3), 2003, pp. 405-433.
- Greer, Steven, *The European Convention on Human Rights: Achievements, Problems and Prospects*, Cambridge: CUP, 2006.
- Grote, Rainer, Paris, Davide and Morales, Mariela, “Conclusion: moving beyond compliance without neglecting compliance in international human rights law”, in Rainer Grote, Davide Paris and Mariela Morales (eds.), *Research Handbook on Compliance in International Human Rights Law*, Cheltenham: Edward Elgar, 2021, pp. 510-522.

Bibliography

- Guarnizo-Peralta, Diana, "Disability rights in the Inter-American System of Human Rights: An expansive and evolving protection", *Netherlands Quarterly of Human Rights* 36(1), 2018, pp. 43-63.
- Habermas, Jürgen, *Structural Transformation of the Public Sphere*, Cambridge, MA: MIT Press, 1989.
- Habermas, Jürgen, *Between Facts and Norms*, Cambridge, MA: MIT Press, 1996.
- Haasdijk, Suzan L., "The Lack of Uniformity in the Terminology of the International Law of Remedies", *Leiden Journal of International Law* 5, 1992, pp. 245-263.
- Hafner-Burton, Emilie, Mansfield, Edward D. and Pevehouse, Jon C.W., "Human Rights Institutions, Sovereignty Costs and Democratization", *British Journal of Political Science* 45, 2013, pp. 1-27.
- Haglund, Jillienne, "Domestic Politics and the Effectiveness of Regional Human Rights Courts", *International Interactions* 46(4), 2020, pp. 551-578.
- Happold, Matthew and Eden, Paul (eds.), *Economic Sanctions and International Law*, Oxford: Hart, 2016.
- Hathaway, Oona, "The Cost of Commitment", *Stanford Law Review* 55(5), 2003, pp. 1821-1862.
- Hawkins, Darren and Jacoby, Wade, "Partial Compliance. A Comparison of the European and the Inter-American Court of Human Rights", *Journal of International Law and International Relations* 6(1), 2010, pp. 35-85.
- Heikkilä, Mikaela and Mustaniemi-Laakso, Maija, "Vulnerability as a human rights variable: African and European developments", *African Human Rights Law Journal* 20, 2020, p. 777-798.
- Helfer, Laurence, "Overlegalizing Human Rights: International Relations Theory and the Commonwealth Caribbean Backlash Against Human Rights Regimes", *Columbia Law Review* 102, 2002, pp. 1832-1911.
- Helfer, Laurence, "Redesigning the European Court of Human Rights: Embeddedness as a Deep Structural Principle of the European Human Rights Regime", *European Journal of International Law* 19(1), 2008, pp. 125-159.
- Helfer, Laurence and Voeten, Erik, "International Courts as Agents of Legal Change: Evidence from LGBT Rights in Europe", *International Organization* 68(1), 2014, pp. 77-110.
- Helfer, Laurence and Voeten, Erik, "Walking Back Human Rights in Europe?", *European Journal of International Law* 31(3), 2020, pp. 797-827.
- Heri, Corina, *Responsive Human Rights: Vulnerability, Ill-treatment and the ECtHR*, Oxford: Hart, 2021.
- Henn, Elisabeth Veronika, *International Human Rights Law and Structural Discrimination*, Berlin: Springer, 2021.
- Hennebel, Ludovic and Tigroudja, Hélène, *The American Convention on Human Rights: A Commentary*, Oxford: OUP, 2022.
- Higgins, Rosalyn, "The International Court of Justice: Selected Issues of State Responsibility", in Maurizio Ragazzi (ed.), *International Responsibility Today*, Leiden: Martinus Nijhoff, 2005, pp. 271-286.

- Higgins, Rosalyn, *Themes and Theories: selected essays, speeches and writings in international law*, Oxford: OUP, 2009.
- Hillebrecht, Courtney, *Domestic Politics and International Human Rights Tribunals: The Problem of Compliance*, Cambridge: CUP, 2014.
- Hillebrecht, Courtney, *Saving the International Justice Regime: Beyond Backlash against International Courts*, Cambridge: CUP, 2021.
- Hodson, Loveday, *NGOs and the Struggle for Human Rights in Europe*, Oxford: Hart, 2011.
- Huneus, “Courts Resisting Courts: Lessons from the Inter-American Court’s Struggle to Enforce Human Rights”, *Cornell International Law Journal* 44(3), 2011, pp. 493-533.
- Huneus, Alexandra, “Reforming the State from Afar: Structural Reform Litigation at the Human Rights Courts”, *Yale Journal of International Law* 40(1), 2015, pp. 1-40.
- Huneus, Alexandra and Uruña, René, “Treaty Exit and Latin America’s Constitutional Courts”, *AJIL Unbound* 111, 2017, pp. 456-460.
- Huneus, Alexandra and Madsen, Mikael Rask “Between universalism and regional law and politics: A comparative history of the American, European, and African human rights systems”, *International Journal of Constitutional Law* 16(1), 2018, pp. 136-160
- Hunt, Murray, “Enhancing Parliaments’ Role in the Protection and Realisation of Human Rights”, in Murray Hunt, Hayley Hooper and Paul Yowell (eds.), *Parliaments and Human Rights: Redressing the Democratic Deficit*, London: Bloomsbury, 2015, pp. 469-484.
- Ichim, *Just Satisfaction under the European Convention on Human Rights*, Cambridge: CUP, 2014.
- Iglesias, Marisa, “Subsidiarity, margin of appreciation and international adjudication within a cooperative conception of human rights”, *International Journal of Constitutional Law* 15(2), 2017, pp. 393-413.
- Jackson, Miles, “Amnesties in Strasbourg”, *Oxford Journal of Legal Studies* 38(3), 2018, pp. 451-474.
- Jahn, Jannika, “Ruling (In)directly through Individual Measures? Effect and Legitimacy of the ECtHR’s New Remedial Power”, *Zeitschrift für ausländisches öffentliches Recht und Völkerrecht* 74, 2014, pp. 1-40.
- Jennings, Robert, “The LaGrand Case”, *Law and Practice of International Courts and Tribunals* 1(1), 2002, pp. 13-54.
- Jones, Anthony, “Form over Substance: The African Court’s restrictive approach to NGO standing in the SERAP Advisory Opinion”, *African Human Rights Law Journal* 17(1), 2017, pp. 320-328.
- Kaaba, O’Brien, “The Challenges of Adjudicating Presidential Election Disputes in Domestic Courts in Africa”, *African Human Rights Law Journal* 15(2), 2015, pp. 329-354.
- Kamminga, Menno T., “Impact on State Succession in Respect of Treaties”, in Menno T. Kamminga and Martin Scheinin (eds.), *The Impact of Human Rights Law on General International Law*, Oxford: OUP, 2009, pp. 99-109.

Bibliography

- Katona, Nóra, "Article 4. Obligation to Criminalize Torture", in Manfred Nowak *et al.* (eds.), *The United Nations Convention Against Torture and its Optional Protocol. A Commentary*, 2nd ed., Oxford: OUP, 2019, pp. 176-193.
- Keller, Helen and Stone Sweet, Alec (eds.), *A Europe of Rights: The Impact of the ECHR on National Legal Systems*, Oxford: OUP, 2008.
- Keller, Helen and Marti, Cedric, "Reconceptualizing Implementation: The Judicialization of the Execution of the European Court of Human Rights Judgments", *European Journal of International Law* 26(4), 2016, pp. 829-850.
- Keller, Helen and Kühne, Daniela, "Zur Verfassungsgerichtsbarkeit des Europäischen Gerichtshofs für Menschenrechte", *Zeitschrift für ausländisches öffentliches Recht und Völkerrecht* 76, 2016, pp. 245-307.
- Kelsen, Hans, "La garantie juridictionnelle de la Constitution (la Justice constitutionnelle)", *Revue du Droit Public et de la Science Politique en France et à l'étranger* 45, 1928, pp. 197-257.
- Kjeldgaard-Pedersen, Astrid, "Global Constitutionalism and the International Legal Personality of the Individual", *Netherlands International Law Review* 66, 2019, pp. 271-286.
- Kioko, Ben, "Perspective from the African Court on Human and Peoples' Rights", *Journal of Human Rights Practice* 12, 2020, pp. 163-170.
- Klabbers, Jan, Peters, Anne and Ulfstein, Geir (eds.), *The Constitutionalization of International Law*, Oxford: OUP, 2009.
- Klare, Karl E., "Legal Culture and Transformative Constitutionalism", *South African Journal of Human Rights* 14, 1998, pp. 146-188.
- Kleinlein, Thomas, "The Procedural Approach of the European Court of Human Rights: Between Subsidiarity and Dynamic Evolution", *International and Comparative Law Quarterly* 68(1), 2019, pp. 91-110.
- Koivurova, Timo, "Jurisprudence of the European Court of Human Rights Regarding Indigenous Peoples: Retrospect and Prospects", *International Journal on Minority and Group Rights* 18, 2011, pp. 1-37.
- Kolb, Robert, *The International Court of Justice*, Oxford: Hart, 2013.
- Kolb, Robert, *The International Law of State Responsibility*, Cheltenham: Edward Elgar, 2017.
- Koskenniemi, Martti and Leino, Päivi, "Fragmentation of International Law? Postmodern Anxieties", *Leiden Journal of International Law* 15(3), 2002, pp. 553-579.
- Kovacs, Peter, "Indigenous Issues under the European Convention of Human Rights, Reflected in an Inter-American Mirror", *George Washington International Law Review* 48, 2016, pp. 781-806.
- Kunz, Raffaella, "Judging International Judgments Anew? The Human Rights Courts before Domestic Courts", *European Journal of International Law* 30(4), 2019, pp. 1129-1163.
- Kunz, Raffaella, *Richter über internationale Gerichte? Die Rolle innerstaatlicher Gerichte bei der Umsetzung der Entscheidungen von EGMR und IAGMR*, Heidelberg: Springer, 2020.

- Kunz, Raffaella, “Securing the survival of the system: the legal and institutional architecture to supervise compliance with the ECtHR’s judgments”, in Rainer Grote, Mariela Morales and Davide Paris (eds.), *Research Handbook on Compliance in International Human Rights Law*, Cheltenham: Edward Elgar, 2021, pp. 12-41.
- Laakso, Liisa, “Electoral Violence and Political Competition in Africa”, in Nic Cheeseman (ed.), *The Oxford Encyclopedia of African Politics*, Oxford: OUP, 2019, pp. 552-563.
- Lambert, Edouard, *Le Gouvernement des juges et la lutte contre la législation sociale aux États-Unis*, Paris: Giard et Cie, 1921.
- Lambert Abdelgawad, Elisabeth and Martin-Chenut, Kathia (eds.), *Réparer les Violations Graves et Massives des Droits de l’Homme: La Cour Interaméricaine, Pionnière et Modèle?*, Paris: Société de Législation Comparée, 2010.
- Lambrecht, Sarah, “Reforms to Lessen the Influence of the European Court of Human Rights: A Successful Strategy?”, *European Public Law* 21(2), 2015, pp. 257-284.
- Lambrecht, Sarah, “Assessing the Existence of Criticism of the European Court of Human Rights”, in Patricia Popelier et al. (eds.), *Criticism of the European Court of Human Rights*, Cambridge: Intersentia, 2016, pp. 505-555.
- Land, Molly K., “Justice as Legitimacy in the European Court of Human Rights”, in Nienke Grossman et al. (eds.), *Legitimacy and International Courts*, Cambridge: CUP, 2018, pp. 83-113.
- Laplante, Lisa, “Bringing effective remedies home: the inter-American human rights system, reparations, and the duty of prevention”, *Netherlands Quarterly of Human Rights* 22(3), 2004, pp. 347-388.
- Lauterpacht, Hersch, *The Development of International Law by the International Court*, London: Stevens and Sons Limited, 1958.
- Lavrysen, Laurens, “Protection by the Law: The Positive Obligation to Develop a Legal Framework to Adequately Protect ECHR Rights”, in Yves Haeck and Eva Brems (eds.), *Human Rights and Civil Liberties in the 21st Century*, Dordrecht: Springer, 2014, pp. 69-130.
- Lavrysen, Laurens and Mavronicola, Natasa (eds.), *Coercive Human Rights: Positive Duties to Mobilise the Criminal Law under the ECHR*, London: Bloomsbury, 2020.
- Leach, Philip, “No longer offering fine mantras to a parched child? The European Court’s developing approach to remedies”, in Andreas Føllesdal, Birgit Peters and Geir Ulfstein (eds.), *Constituting Europe: The European Court of Human Rights in a National, European and Global Context*, Cambridge: CUP, 2013, pp. 142-180.
- Leach, Philip, Hardman, Helen and Stephenson, Svetlana, “Can the European Court’s Pilot Judgment Procedure Help Resolve Systemic Human Rights Violations? Burdov and the Failure to Implement Domestic Court Decisions in Russia”, *Human Rights Law Review* 10(2), 2010, pp. 346-359.
- Leach, Philip et al., *Responding to Systemic Human Rights Violations: An Analysis of ‘Pilot Judgments’ of the European Court of Human Rights and their Impact at National Level*, Cambridge: Intersentia, 2010.
- Leckey, Robert, “The Harms of Remedial Discretion”, *International Journal of Constitutional Law* 14(3), 2016, pp. 584-607.

Bibliography

- Legg, Andrew, *The Margin of Appreciation in International Human Rights Law: Deference and Proportionality*, Oxford: OUP, 2012.
- Lemmens, Koen, “Critiquing the European Court of Human Rights or Misunderstanding the Dynamics of Human Rights Protection?”, in Patricia Popelier *et al.* (eds.), *Criticism of the European Court of Human Rights*, Cambridge: Intersentia, 2016, pp. 13-40.
- Lindquist, Stefanie A. and Cross, Frank B., *Measuring Judicial Activism*, Oxford: OUP, 2009.
- Lovat, Henry and Shany, Yuval, “The European Court of Human Rights”, in Yuval Shany (ed.), *Assessing the Effectiveness of International Courts*, Oxford: OUP, 2014, pp. 253–276.
- Madsen, Mikael Rask, “The Challenging Authority of the European Court of Human Rights: From Cold War Legal Diplomacy to The Brighton Declaration and Backlash”, *Law and Contemporary Problems* 79, 2016, pp. 141-178.
- Madsen, Mikael Rask, “Rebalancing European Human Rights: Has the Brighton Declaration Engendered a New Deal on Human Rights in Europe?”, *Journal of International Dispute Settlement* 9, 2018, pp. 199-222.
- Madsen, Mikael Rask, Cebulak, Pola and Wiebusch, Micha, “Backlash Against International Courts: Explaining the Forms and Patterns of Resistance to International Courts”, *International Journal of Law in Context* 14(2), 2018, pp. 197-220.
- Madsen, Mikael Rask, “Two-level politics and the backlash against international courts: Evidence from the politicisation of the European court of human rights”, *British Journal of Politics and International Relations* 22(4), 2020, pp. 728–738.
- Madsen, Mikael Rask, “From boom to backlash? The European Court of Human Rights and the transformation of Europe”, in Helmut Philipp Aust and Esra Demir-Gürsel (eds.), *The European Court of Human Rights: Current Challenges in Historical Perspective*, Cheltenham: Edward Elgar, 2021, pp. 21-42.
- Malarino, Ezequiel, “Judicial Activism, Punitivism and Supranationalisation: Illiberal and Antidemocratic Tendencies of the Inter-American Court of Human Rights”, *International Criminal Law Review* 12, 2012, pp. 665-695.
- Mallinder, Louise, “Can Amnesties and International Justice be Reconciled?”, *International Journal of Transitional Justice* 1, 2007, pp. 208–230.
- Mallinder, Louise, “The end of amnesty or regional overreach? Interpreting the erosion of South America’s amnesty laws”, *International and Comparative Law Quarterly* 65(3), 2016, pp. 645-680.
- Matibag, Eugenio and Downing-Matibag, Teresa, “Sovereignty and Social Justice: The ‘Haitian Problem’ in the Dominican Republic”, *Caribbean Quarterly* 57(2), 2011, pp. 92-117.
- Matta, Aaron and Mazmanyan, Armen, “Russia: In Quest for a European Identity”, in Patricia Popelier *et al.* (eds.), *Criticism of the European Court of Human Rights*, Cambridge: Intersentia, 2016, pp. 481-504.
- Martin, Lisa L., “Against Compliance”, in Jeffrey Dunoff and Mark Pollack (eds.), *Interdisciplinary Perspectives on International Law and International Relations*, Cambridge: CUP, 2013, pp. 591-612.

- Mbori, Harrison, “Ingabire Victoire Umuhoza vs. Rwanda”, *American Journal of International Law* 112(4), 2018, pp. 713-719.
- Maučec, Gregor and Dothan, Shai, “The effects of international judges’ personal characteristics on their judging”, *Leiden Journal of International Law* 35(4), 2022, pp. 887-895.
- May, James R. and Daly, Erin, “Human rights developments in global environmental constitutionalism”, in James R. May and Erin Daly (eds.), *Human rights and the environment: legality, indivisibility, dignity and geography*, Cheltenham: Edward Elgar, 2019, pp. 93–109.
- Mälksoo, Lauri and Benedek, Wolfgang (eds.), *Russia and the European Court of Human Rights: The Strasbourg Effect*, Cambridge: CUP, 2017.
- McCarthy, Conor, “Reparation for Gross Violations of Human Rights Law and International Humanitarian Law at the International Court of Justice”, in Carla Ferstman and Mariana Goetz (eds.), *Reparations for Victims of Genocide, Crimes against Humanity and War Crimes: Systems in Place and Systems in the Making*, Leiden: Brill Nijhoff, 2009, pp. 350–378.
- McCorquodale, Robert, “Impact on State Responsibility”, in Menno T. Kamminga and Martin Scheinin (eds.), *The Impact of Human Rights Law on General International Law*, Oxford: OUP, 2009, pp. 235-254.
- McGinnis, John O. and Movsesian, Mark L., “The World Trade Constitution”, *Harvard Law Review* 114, 2000, pp. 511–605.
- McIntyre, Juliette, “The Declaratory Judgment in Recent Jurisprudence of the ICJ: Conflicting Approaches to State Responsibility?”, *Leiden Journal of International Law* 29(1), 2016, pp. 177–195.
- van der Mei, Anne Pieter, “The Advisory Jurisdiction of the African Court on Human and Peoples’ Rights”, *African Human Rights Law Journal* 5(1), 2005, pp. 27-46.
- Micus, Annelen, *The Inter-American human rights system as a safeguard for justice in national transitions: from amnesty laws to accountability in Argentina, Chile and Peru*, Leiden: Brill Nijhoff, 2015.
- Milano, Enrico, “Diplomatic Protection and Human Rights before the International Court of Justice: Re-Fashioning Tradition?”, *Netherlands Yearbook of International Law* 35, 2004, pp. 85-142.
- Molbæk-Steensig, Helga, “Subsidiarity does not win cases: A mixed methods study of the relationship between margin of appreciation language and deference at the European Court of Human Rights”, *Leiden Journal of International Law* 36(1), 2023, pp. 83-107.
- Morawa, Alexander H. E., “Vulnerability as a Concept of International Human Rights Law”, *Journal of International Relations and Development* 6, 2003, pp. 139-155.
- Motoc, Iulia and Ziemele, Ineta (eds.), *The Impact of the ECHR on Democratic Change in Central and Eastern Europe: Judicial Perspectives*, Cambridge: CUP, 2016.
- Mowbray, Alstair, *The Development of Positive Obligations under the European Convention on Human Rights by the European Court of Human Rights*, Oxford: Hart, 2004.

Bibliography

- Mowbray, Alastair, “The Interlaken Declaration - The Beginning of a New Era for the European Court of Human Rights?”, *Human Rights Law Review* 10(3), 2010, pp. 519-528.
- Mowbray, Alastair, “An Examination of the European Court of Human Rights’ Indication of Remedial Measures”, *Human Rights Law Review* 17, 2017, pp. 451-478.
- Moya, David and Milios, Georgios (eds.), *Aliens before the European Court of Human Rights*, Leiden: Brill Nijhoff, 2021.
- Muhindo Makunya, Trésor, “Decisions of the African Court on Human and Peoples’ Rights during 2020: Trends and Lessons”, *African Human Rights Law Journal* 21(2), 2021, pp. 1230-1264.
- Mujezinovic Larsen, Kjetil “Compliance with Judgments from the European Court of Human Rights: The Court’s Call for Legislative Reforms”, *Nordic Journal of Human Rights* 31(4), 2013, pp. 496-512.
- Mujuzi, Jamil Ddamulira, “The African Court on Human and Peoples’ Rights and its Protection of the Right to a Fair Trial”, *The Law and Practice of International Courts and Tribunals* 16, 2017, pp. 187–223.
- Murray, Rachel, *The African Charter on Human and Peoples’ Rights: A Commentary*, Oxford: OUP, 2019.
- Murray, Rachel and Sandoval, Clara, “Balancing Specificity of Reparation Measures and States’ Discretion”, *Journal of Human Rights Practice* 12(1), 2020, pp. 101-124.
- Mutangi, Tarisai “Enforcing Compliance with the Judgments of the African Court on Human and Peoples’ Rights: Prospects and Challenges”, in Aderomola Adeola (ed.), *Compliance with International Human Rights Law in Africa: Essays in Honour of Frans Viljoen*, Oxford: OUP, 2022, pp. 183-231.
- Müller, Amrei, “Domestic authorities’ obligations to co-develop the rights under the European Convention on Human Rights”, *International Journal of Human Rights* 20(8), 2016, pp. 1058-1076.
- Nash, Kate, “Human Rights, Global Justice, and the Limits of Law”, in Bardo Fassbender and Knut Traisbach (eds.), *The Limits of Human Rights*, Oxford, OUP, 2019, pp. 69-80.
- Negishi, Yota, “The *Pro Homine* Principle’s Role in Regulating the Relationship between Conventionality Control and Constitutionality Control”, *European Journal of International Law* 28(2), 2017, pp. 457–481.
- Negishi, Yota, *Conventionality Control of Domestic Law*, Baden-Baden: Nomos, 2022.
- Neuman, Gerald L., “Import, Export and Regional Consent in the Inter-American Court of Human Rights”, *European Journal of International Law* 19(1), 2008, pp. 101–123.
- Neuman, Gerald L., “Bi-Level Remedies for Human Rights Violations”, *Harvard International Law Journal* 55(2), 2014, pp. 323-360.
- Nifosi-Sutton, Ingrid, *The Protection of Vulnerable Groups under International Human Rights Law*, Abingdon: Routledge, 2017.
- Nolan, Aoife and Kilkelly, Ursula, “Children’s Rights under Regional Human Rights Law - A Tale of Harmonisation?”, in Carla M. Buckley *et al.* (eds.), *Towards Convergence in International Human Rights Law*, Leiden: Brill Nijhoff, 2016, pp. 296-322.

- Nollkaemper, André, “Constitutionalization and the Unity of the Law of International Responsibility”, *Indiana Journal of Global Legal Studies* 16(2), 2009, pp. 535–563.
- Nonnenmacher, Sophie and Cholewinski, Ryszard, “The nexus between statelessness and migration”, in Alice Edwards and Laura van Waas (eds.), *Nationality and Statelessness under International Law*, Cambridge: CUP, 2014, pp. 247-263.
- Novak, Andrew, “The ‘Judicial Dialogue’ in Transnational Human Rights Litigation: *Muruatetu & Anor v. Republic and the Abolition of the Mandatory Death Penalty in Kenya*”, *Human Rights Law Review* 18, 2018, pp. 771–790.
- Novak, Fabian, “The System of Reparations in the jurisprudence of the Inter-American Court of Human Rights”, *The Hague Academy of International Law: Recueil des Cours* 392, 2017, pp. 9-203.
- Nowak, Manfred, *UN Covenant on Civil and Political Rights – CCPR Commentary*, 2nd ed., Kehl am Rhein: N.P. Engel Publishers, 2005.
- Nußberger, Angelika, “From High Hopes to Scepticism? Human Rights Protection and Rule of Law in Europe in an Ever More Hostile Environment”, in Heike Krieger, Georg Nolte and Andreas Zimmermann (eds.), *The International Rule of Law: Rise or Decline?*, Oxford: OUP, 2019, pp. 150-171.
- O’Mahony, Conor, “Child Protection and the ECHR: Making Sense of Positive and Procedural Obligations”, *International Journal of Children’s Rights* 27, 2019, pp. 660-693.
- Olinga, Alain Didier, “La première décision au fond de la Cour africaine des droits de l’homme et des peuples”, *Revue des droits de l’homme* 6, 2014, pp. 1-23.
- Oosterlink, Kim, “Reparations”, in Steven N. Durlauf and Lawrence E. Blume (eds.), *The New Palgrave Dictionary of Economics*, 2nd ed., London: Palgrave Macmillan, 2008.
- Owen, David, “On the Right to Have Nationality Rights: Statelessness, Citizenship and Human Rights”, *Netherlands International Law Review* 65, 2018, pp. 299–317.
- Özersay, Kudret and Gürel, Ayla, “Property and Human Rights in Cyprus: The European Court of Human Rights as a Platform of Political Struggle”, *Middle Eastern Studies* 44(2), 2008, pp. 291-321.
- Paraskeva, Costas, “Returning the Protection of Human Rights to Where They Belong, At Home”, *International Journal of Human Rights* 12(3), 2008, p. 415-448.
- Paraskeva, Costas, “European Court of Human Rights: From declaratory judgments to indications of specific measures”, *European Human Rights Law Review* 1, 2018, pp. 46-56.
- Paris, Davide, “Allies and Counterbalances – Constitutional Courts and the European Court of Human Rights: A Comparative Perspective”, *Zeitschrift für ausländisches öffentliches Recht und Völkerrecht* 77, 2017, pp. 623-649.
- Parra-Vera, Oscar, “Institutional Empowerment and Progressive Policy Reforms: The Impact of the Inter-American Human Rights System on Intra-State Conflicts”, in Par Engstrom (ed.), *The Inter-American System: Impact Beyond Compliance*, Cham: Palgrave Macmillan, 2019, pp. 143-166.
- Pasqualucci, Jo M, *The Practice and Procedure of the Inter-American Court of Human Rights*, Cambridge: CUP, 2003.

Bibliography

- Pasqualucci, Jo M., "Criminal Defamation and the Evolution of the Doctrine of Freedom of Expression in International Law: Comparative Jurisprudence of the Inter-American Court of Human Rights", *Vanderbilt Journal of Transnational Law* 39, 2006, pp. 379-433.
- Pasqualucci, Jo M., *The Practice and Procedure of the Inter-American Court of Human Rights*, 2nd ed., Oxford: OUP, 2012.
- Paulson, Robert, "Compliance with Final Judgments of the International Court of Justice Since 1987", *American Journal of International Law* 98(3), 2004, pp. 434-461.
- Paulus, Andreas, "From Neglect to Defiance? The United States and International Adjudication", *European Journal of International Law* 15, 2004, pp. 783-812.
- Peel, Jacqueline and Osofsky, Hari M., *Climate Change Litigation: Regulatory Pathways to Cleaner Energy*, Cambridge: CUP, 2015.
- Pegram, Tom and Herrera Rodriguez, Nataly, "Bridging the Gap: National Human Rights Institutions and the Inter-American Human Rights System", in Par Engstrom (ed.), *The Inter-American System: Impact Beyond Compliance*, Cham: Palgrave Macmillan, 2019, pp. 167-198.
- Pellet, Alain, "Some Remarks on the Recent Case Law of the International Court of Justice on Responsibility Issues", in Péter Kovács (ed.), *International Law: A Quiet Strength*, Budapest: Pázmány Press, 2011, pp. 111-134.
- Perez-Leon-Acevedo, Juan Pablo, "The control of the Inter-American Court of Human Rights over amnesty laws and other exemption measures: Legitimacy assessment", *Leiden Journal of International Law* 33, 2020, pp. 667-687.
- Peters, Anne, "Compensatory Constitutionalism: The Function and Potential of Fundamental International Norms and Structures", *Leiden Journal of International Law* 19(3), 2006, pp. 579-610.
- Peters, Anne, "Humanity as the A and Ω of Sovereignty", *European Journal of International Law* 20(3), 2009, pp. 513-544.
- Peters, Anne, "Are we Moving towards Constitutionalization of the World Community?", in Antonio Cassese (ed.), *Realizing Utopia: The Future of International Law*, Oxford: OUP, 2012, pp. 118-135.
- Peters, Anne, *Beyond Human Rights - The Legal Status of the Individual in International Law*, Cambridge: CUP, 2016.
- Peters, Anne, "Fragmentation and Constitutionalization", in Anne Orford and Florian Hoffmann (eds.), *The Oxford Handbook of the Theory of International Law*, Oxford: OUP, 2016, pp. 1011-1032.
- Peters, Anne, "Proportionality as a Global Constitutional Principle", in Anthony F. Lang and Antje Wiener (eds.), *Handbook on Global Constitutionalism*, Cheltenham: Edward Elgar, 2017, pp. 248-264.
- Peters, Anne, "Constitutionalisation", in Jean d'Aspermont and Sahib Singh (eds.), *Concepts for International Law - Contributions to Disciplinary Thought*, Cheltenham: Edward Elgar, 2019, pp. 141-153.
- Peters, Anne, "The Importance of Having Rights", *Zeitschrift für ausländisches öffentliches Recht und Völkerrecht* 81(1), 2021, pp. 7-22.

- Petrov, Jan, "The populist challenge to the European Court of Human Rights", *International Journal of Constitutional Law* 18(2), 2020, pp. 476–508.
- Piacentini, Isabela, *La Réparation dans la Jurisprudence de la Cour Interaméricaine des Droits de l'Homme*, Paris: Université Panthéon-Assas, 2013.
- Pirker, Benedikt, "Democracy and Distrust in International Law: The Procedural Democracy Doctrine and the Standard of Review Used by International Courts and Tribunals", in Lukasz Gruszczynski and Wouter Werner (eds.) *Deference in International Courts and Tribunals*, Oxford: OUP, 2014, pp. 58–73.
- Plagis, Misha Ariana, "The Makings of Remedies: The (R)Evolution of the African Court on Human and Peoples' Rights' Remedies Regime in Fair Trial Cases", *African Journal of International and Comparative Law* 28, 2020, pp. 45–71.
- Possi, Ally, "It is better that ten guilty persons escape than that one innocent suffer: the African Court on Human and Peoples' Rights and fair trial rights in Tanzania", *African Human Rights Yearbook* 1, 2017, pp. 311–336.
- Popelier, Patricia, Lambrecht, Sarah and Lemmens, Koen, (eds.), *Criticism of the European Court of Human Rights*, Cambridge: Intersentia, 2016.
- Popelier, Patricia, Lambrecht, Sarah and Lemmens, Koen, "Introduction", in Patricia Popelier et al. (eds.), *Criticism of the European Court of Human Rights*, Cambridge: Intersentia, 2016, pp. 3–22.
- Powderly, Joseph, "International criminal justice in an age of perpetual crisis", *Leiden Journal of International Law* 32(1), 2019, pp. 1–11.
- Praduroux, Sabrina, "Property and Expropriation: Two Concepts Revisited in the Light of the Case Law of the European Court of Human Rights and the European Court of Justice", *European Property Law Journal* 8(2), 2019, pp. 172–191.
- Pulkowski, Dirk, "Testing Compliance Theories: Towards the United States Obedience of International Law in the Avena Case", *Leiden Journal of International Law* 19(2), 2006, pp. 511–554.
- Quintana, Juan José, *Litigation at the International Court of Justice*, Leiden: Brill Nijhoff, 2015.
- Rachovitsa, Adamantia, "On New 'Judicial Animals': The Curious Case of an African Court with Material Jurisdiction of a Global Scope", *Human Rights Law Review* 19(2), 2019, pp. 255–289.
- Radacic, Ivana, "Gender Equality Jurisprudence of the European Court of Human Rights", *European Journal of International Law* 19(4), 2008, pp. 841–857.
- Raday, Frances, "Article 11", in Marsha A. Freeman et al. (eds.), *The UN Convention on the Elimination of All Forms of Discrimination Against Women: A Commentary*, Oxford: OUP, 2012, pp. 279–310.
- Raustiala Kal and Slaughter, Anne-Marie, "International Law, International Relations and Compliance", in Walter Carlsnaes, Thomas Risse and Beth A. Simmons (eds.), *Handbook of International Relations*, London: SAGE Publications, 2009, pp. 538–558.
- Rawls, John, *A Theory of Justice - Revised Edition*, Oxford: OUP, 1999.
- Reiertsen, Michael, "Norway: New Constitutionalism, New Counter-Dynamics?", in Patricia Popelier et al. (eds.), *Criticism of the European Court of Human Rights*, Cambridge: Intersentia, 2016, pp. 361–384.

Bibliography

- Reiertsen, Michael, *Effective Domestic Remedies and the European Court of Human Rights: Applications of the European Convention on Human Rights Article 13*, Cambridge: CUP, 2022.
- Roach, Kent, “Dialogic Remedies”, *International Journal of Constitutional Law* 17(3), 2019, pp. 860–883.
- Roberts, Anthea *et al.*, “Comparative International Law: Framing the Field”, *American Journal of International Law* 109, 2015, pp. 467–474.
- Rodríguez-Garavito, César, “Beyond Enforcement: Assessing and Enhancing Judicial Impact”, in Malcolm Langford, César Rodríguez-Garavito and Julieta Rossi (eds.), *Social Rights Judgments and the Politics of Compliance: Making It Stick*, Cambridge: CUP, 2017, pp. 79–108.
- Rodríguez-Garavito, César and Baquero-Díaz, Carlos Andrés, “Reframing Indigenous Rights: The Right to Consultation and the Rights of Nature and Future Generations in the Sarayaku Legal Mobilization”, in Gráinne de Búrca (ed.), *Legal Mobilization for Human Rights*, Oxford: OUP, 2022, pp. 73–88.
- Rodríguez Garavito, César (ed.), *Litigating the Climate Emergency: How Human Rights, Courts, and Legal Mobilization Can Bolster Climate Action*, Cambridge: CUP, 2022.
- Rösch, Ricarda, “Indigeness and peoples’ rights in the African human rights system: situating the Ogiek judgement of the African Court on Human and Peoples’ Rights”, *Verfassung und Recht in Übersee* 50(3), 2017, pp. 242–258.
- Rui, Jon Petter, “The Interlaken, Izmir and Brighton Declarations: Towards a Paradigm Shift in the Strasbourg Court’s Interpretation of the European Convention of Human Rights?”, *Nordic Journal of Human Rights* 31(1), 2013, pp. 28–54.
- Sadurski, Wojciech, “Partnering with Strasbourg: Constitutionalisation of the European Court of Human Rights, the Accession of Central and East European States to the Council of Europe, and the Idea of Pilot Judgments”, *Human Rights Law Review* 9(3), 2009, pp. 397–453.
- Sadurski, Wojciech, *Constitutionalism and the Enlargement of Europe*, Oxford: OUP, 2012.
- Sadurski Wojciech, “Quasi-constitutional Court of Human Rights for Europe?”, *Global Constitutionalism* 10(1), 2021, pp. 175–185.
- Sánchez de Miquel, Lucas, “Supervisión de la Ejecución de Sentencias: Un Análisis Comparado de los Sistemas Europeo e Interamericano de Derechos Humanos”, *Anuario de Derecho Constitucional Latinoamericano* 24, 2018, pp. 275–309.
- Sandholtz, Wayne, “Human rights courts and global constitutionalism: Coordination through judicial dialogue”, *Global Constitutionalism* 10(3), 2021, pp. 439–464.
- Sandoval, Clara, “The Concepts of ‘Injured Party’ and ‘Victim’ of Gross Human Rights Violations in The Jurisprudence of the Inter-American Court of Human Rights: A Commentary on their Implications for Reparations”, in Carla Ferstman and Mariana Goetz (eds.), *Reparations for Victims of Genocide, War Crimes and Crimes against Humanity*, Leiden: Brill Nijhoff, 2009, pp. 243–282.
- Sandoval, Clara, “The Legal Standing and Significance of the Basic Principles and Guidelines on the Right to a Remedy and Reparation”, *Zeitschrift für ausländisches öffentliches Recht und Völkerrecht* 78, 2018.

- Sathanapally, Aruna, *Beyond Disagreement: Open Remedies in Human Rights Adjudication*, Oxford: OUP, 2012.
- Saul, Ben, David, Kinley, David and Mowbray, Jacqueline, *The International Covenant on Economic, Social and Cultural Rights: Commentary, Cases, and Materials*, Oxford: OUP, 2014.
- Saul, Matthew, "The European Court of Human Rights' Margin of Appreciation and the Processes of National Parliaments", *Human Rights Law Review* 15(4), 2015, pp. 745–774.
- Saul, Matthew, "Shaping Legislative Processes from Strasbourg", *European Journal of International Law* 32(1), 2021, pp. 281–308.
- Schabas, William A., "The Omission of the Right to Property in the International Covenants", *Hague Yearbook of International Law* 4, 1991, pp. 135-160.
- Schabas, William A., *The Abolition of the Death Penalty in International Law*, 3rd ed., Cambridge: CUP, 2003.
- Schabas, William A., *The European Convention on Human Rights: A Commentary*, Oxford: OUP, 2015.
- Schönsteiner, Judith, "Dissuasive Measures and the 'Society as a Whole': A Working Theory of Reparations in the Inter-American Court of Human Rights", *American University International Law Review* 23(1), 2011, pp. 127-164.
- Seatzu, Francesco and Fanni, Simona, "A Comparative Approach to Prisoners' Rights in the European Court of Human Rights and Inter-American Court of Human Rights Jurisprudence", *Denver Journal of International Law and Policy* 44(1), 2015, pp. 21-40.
- Seibert-Fohr, Anja, "Domestic Implementation of the International Covenant on Civil and Political Rights", *Max Planck Yearbook of United Nations Law* 5, 2001, pp. 399-472.
- Seidl, Johannes, *Meinungsfreiheit in der Rechtssprechungspraxis des Interamerikanischen Gerichtshof für Menschenrechte*, Tübingen: Mohr Siebeck, 2014.
- Shaw, Malcolm N., "The International Court of Justice: A Practical Perspective", *International and Comparative Law Quarterly* 46(4), 1997, pp. 831-865.
- Shelton, Dinah, "Righting Wrongs: Reparations in the Articles on State Responsibility", *American Journal of International Law* 96(4), 2002, pp. 833-856.
- Shelton, Dinah, "Reparations in the Inter-American System", in David Harris and Stephen Livingstone (eds.), *The Inter-American System of Human Rights*, Oxford: OUP, 2004, pp. 151-172.
- Shelton, Dinah, "The Jurisprudence of Human Rights Tribunals on Remedies for Human Rights Violations", in Jean-François Flauss (ed.), *International Protection of Human Rights and Victims' Rights*, Bruxelles: Bruylant, 2009, pp. 57-75.
- Shelton, Dinah and Huneeus, Alexandra, "In re Direct Action of Unconstitutionality Initiated Against the Declaration of Acceptance of the Jurisdiction of the Inter-American Court of Human Rights", *American Journal of International Law* 109(4), 2015, pp. 866-872.
- Shelton, Dinah, *Remedies in International Human Rights Law*, 3rd ed., Oxford: OUP, 2015.

Bibliography

- Shelton, Dinah, "Significantly Disadvantaged? Shrinking Access to the European Court of Human Rights" *Human Rights Law Review* 16(2), 2016, pp. 303–322.
- Shirlow, Esmé, *Judging at the Interface: Deference to State Decision-Making Authority in International Adjudication*, Cambridge: CUP, 2021.
- Sicilianos, Linos Alexander, "The Involvement of the European Court of Human Rights in the Implementation of its Judgments: Recent Developments under Article 46 ECHR", *Netherlands Quarterly of Human Rights* 32(3), 2014, pp. 235–262.
- Simma, Bruno, "From Bilateralism to Community Interests in *International Law*", *Recueil des Cours de l'Academie de Droit International* 250, 1994, pp. 217–384.
- Simmons, Beth, *Mobilizing for Human Rights: International Law in Domestic Politics*, Cambridge: CUP, 2009.
- Soley, Ximena, "The Transformative Dimension of the Inter-American Jurisprudence", in Armin von Bogdandy *et al.* (eds.), *Transformative Constitutionalism in Latin America: Emergence of a New Ius Commune*, Oxford: OUP, 2017, pp. 337–357.
- Soley, Ximena and Steininger, Silvia, "Parting ways or lashing back? Withdrawals, backlash and the Inter-American Court of Human Rights", *International Journal of Law in Context* 14(2), 2018, pp. 237–257.
- Soley, Ximena, "The Crucial Role of NGOs in the Inter-American System", *AJIL Unbound* 113, 2019, pp. 355–359.
- Spano, Robert, "Universality or Diversity of Human Rights? Strasbourg in the Age of Subsidiarity," *Human Rights Law Review* 14, 2014, pp. 487–502.
- Staton, Jeffrey and Romero, Alexia, "Rational Remedies: The Role of Opinion Clarity in the Inter-American Human Rights System", *International Studies Quarterly* 63, 2019, pp. 477–491.
- Stein, Eric, "Lawyers, Judges, and the Making of a Transnational Constitution", *American Journal of International Law* 75, 1981, pp. 1–27.
- Stiansen, Øyvind, "Delayed but not Derailed: Legislative Compliance with European Court of Human Rights Judgments", *International Journal of Human Rights* 23(8), 2019, pp. 1221–1247.
- Stiansen, Øyvind and Voeten, Erik, "Backlash and Judicial Restraint: Evidence from the European Court of Human Rights", *International Studies Quarterly* 64(4), 2020, pp. 770–784.
- Stoica, Victor, *Remedies before the International Court of Justice*, Cambridge: CUP, 2021.
- Stone Sweet, Alec and Shapiro, Martin, *On Law, Politics, and Judicialization*, Oxford: OUP, 2002.
- Stone Sweet, Alec, "Why Europe Rejected American Judicial Review: And Why It May Not Matter", *Michigan Law Review* 101(8), 2003, pp. 2744–2780.
- Stone Sweet, Alec, Sandholtz, Wayne and Andenas, Mads, "The Failure to Destroy the Authority of the European Court of Human Rights: 2010–2018", *The Law and Practice of International Courts and Tribunals* 21, 2022, pp. 244–277.
- Stöckle, Phillip, *Guarantees of Non-Repetition: Die Anordnung struktureller Reformen durch den Inter-Amerikanischen Gerichtshof für Menschenrechte*, Berlin: Duncker & Humblot, 2021.

- Tams, Christian J., "Recognizing Guarantees and Assurances of Non Repetition: LaGrand and the Law of State Responsibility", *Yale Journal of International Law* 27, 2002, pp. 441-444.
- Taylor, Paul M., *A Commentary on the International Covenant on Civil and Political Rights*, Cambridge: CUP, 2020.
- Thornberry, Patrick, *The International Convention on the Elimination of All Forms of Racial Discrimination: A Commentary*, Oxford: OUP, 2016.
- Timmer, Alexandra, Baumgärtel, Moritz, Kotzé, Louis and Slingenbergh, Lieneke, "The potential and pitfalls of the vulnerability concept for human rights", *Netherlands Quarterly of Human Rights* 39(3), 2021, pp. 189-261.
- Tobin, John, "Article 4. A State's General Obligation of Implementation", in John Tobin (ed.) *The UN Convention on the Rights of the Child: A Commentary*, Oxford: OUP, 2019, pp. 108-158.
- Tolley, Michael C., "Judicialization of Politics in Europe: Keeping Pace with Strasbourg", *Journal of Human Rights* 11(1), 2012, pp. 66-84.
- Tomuschat, Christian, "Reparation for Victims of Grave Human Rights Violations", *Tulane Journal of International and Comparative Law* 10, 2002, pp. 157-184.
- Tomuschat, Christian, "Article 36", in Andreas Zimmermann et al. (eds.), *The Statute of the International Court of Justice: A Commentary*, 3rd ed., Oxford: OUP, 2019, pp. 712-798.
- Toro Sánchez, Kevin, "The right to reparations in the contentious process before the African Court on Human and Peoples' Rights: A comparative analysis on account of the revised Rules of Court", *African Human Rights Law Journal* 21, 2021, pp. 812-835.
- Torres Zuñiga, Natalia, "Control de Normas Constitucionales por la Corte Interamericana de Derechos Humanos", in Pablo Santolaya and Isabel Wences (eds.), *La América de los Derechos*, Madrid: CEPC, 2016, pp. 483-507.
- Tushnet, Mark, "Alternative Forms of Judicial Review", *Michigan Law Review* 101, 2003, pp. 2781-2802.
- Tushnet, Mark, "Judicial Review of Legislation", in Mark Tushnet and Peter Cane (eds.), *The Oxford Handbook of Legal Studies*, Oxford: OUP, 2005, pp. 164-182.
- Udombana, Nsongurua J., "Between Promise and Performance: Revisiting States' Obligations under the African Human Rights Charter", *Stanford Journal of International Law* 40, 2004, pp. 105-142.
- Ulfstein, Geir, "Transnational Constitutional Aspects of the European Court of Human Rights", *Global Constitutionalism* 10(1), 2021, pp. 151-174.
- Uribe Sanabria, Camila and Restrepo Ortiz, Natalia, "Could the Inter-American Human Rights System have prevented the Existence of False Victims in the Mapiripán Case?", *Revista Colombiana de Derecho Internacional* 23, 2013, pp. 203-234.
- Urueña, René, "Double or Nothing? The Inter-American Court of Human Rights in an Increasingly Adverse Context", *Wisconsin International Law Journal* 35(2), 2018, pp. 398-425.
- Urueña, René, "The Democracy We Want: Standards of Review and Democratic Embeddedness at the Inter-American Court of Human Rights", in Hélène Ruiz Fabri et al. (eds.), *International Judicial Legitimacy*, Baden-Baden: Nomos, 2020, pp. 227-248.

Bibliography

- Uwazuruike, Allwell, *Human Rights under the African Charter*, Cham: Palgrave Macmillan, 2020.
- Vanneste, Frédéric, *General International Law Before Human Rights Courts*, Cambridge: Intersentia, 2010.
- Vasel, Johann Justus, *Regionaler Menschenrechtsschutz als Emanzipationsprozess*, Berlin: Duncker and Humblot, 2017.
- Viljoen, Frans, "Understanding and Overcoming Challenges in Accessing the African Court on Human and Peoples' Rights", *International and Comparative Law Quarterly* 67, 2018, pp. 63-98.
- Viljoen, Frans, "Impact in the African and Inter-American Human Rights Systems: A Perspective on the Possibilities and Challenges of Cross-Regional Comparison", in Par Engstrom (ed.), *The Inter-American System: Impact Beyond Compliance*, Cham: Palgrave Macmillan, 2019, pp. 303-326.
- von Staden, Andreas, "The democratic legitimacy of judicial review beyond the state: Normative subsidiarity and judicial standards of review", *International Journal of Constitutional Law* 10(4), 2012, pp. 1023-1049.
- von Staden, Andreas, *Strategies of Compliance with the European Court of Human Rights*, Philadelphia: University of Pennsylvania Press, 2018.
- Waldron, Jeremy, "A Right-Based Critique of Constitutional Rights", *Oxford Journal of Legal Studies* 13(1), 1993, pp. 18-51.
- Waldron, Jeremy, "The Core Case Against Judicial Review", *Yale Law Journal* 115(6), 2006, pp. 1346-1406.
- Waldron, Jeremy, "The Rule of Law and the Role of Courts", *Global Constitutionalism* 10(1), 2021, pp. 91-105.
- Wiener, Antje *et al.*, "Global constitutionalism: Human rights, Democracy and the Rule of Law", *Global Constitutionalism* 1(1), 2012, pp. 1-15.
- Weiler, Joseph H.H, *The Constitution of Europe*, Cambridge: CUP, 1999.
- Wildhaber, Luzius, "A Constitutional Future for the European Court of Human Rights?", *Human Rights Law Journal* 23, 2002, pp. 161-165.
- Wildhaber, Luzius and Greer, Steven, "Revisiting the Debate about 'Constitutionalising' the European Court of Human Rights", *Human Rights Law Review* 12(4), 2012, pp. 655-687.
- Windridge, Oliver, "Assessing Rwexit: the impact and implications of Rwanda's withdrawal of its article 34(6)-declaration before the African Court on Human and Peoples' Rights", *African Human Rights Yearbook* 2, 2018, pp. 243-258.
- Wojtyczek, Krzysztof, "Judicial and Non-Judicial Elements in the Enforcement Mechanism of the European Convention on Human Rights", in Paulo Pinto de Albuquerque and Krzysztof Wojtyczek (eds.), *Judicial Power in a Globalized World*, Berlin: Springer, 2019, pp. 653-672.
- Wolfrum, Rüdiger and Kojima, Chie (eds.), *Solidarity: A Structural Principle of International Law*, Heidelberg: Springer, 2010.
- Wouters, Jan *et al.*, *International Law: A European Perspective*, Oxford: Hart, 2019.

- Xenos, Dimitris, “The human rights of the vulnerable”, *International Journal of Human Rights* 13(4), 2009, pp. 591-614.
- Xenos, Dimitris, *The Positive Obligations of the State under the European Convention of Human Rights*, Abingdon: Routledge, 2013.
- Yahaoui Krivenko, Ekaterina, *Rethinking Human Rights and Global Constitutionalism: from Inclusion to Belonging*, Cambridge: CUP, 2017.
- Yorke, Jon, “Inhuman Punishment and Abolition of the Death Penalty in the Council of Europe”, *European Public Law* 16(1), 2010, pp. 77-103.
- Yourow, Howard Charles and Stein, Eric, *The Margin of Appreciation Doctrine in the Dynamics of European Human Rights Jurisprudence*, Leiden: Brill Nijhoff, 1995.
- Zach, Gerrit, “Article 2: Obligation to Prevent Torture”, in Manfred Nowak *et al.* (eds.), *The United Nations Convention Against Torture and its Optional Protocol. A Commentary*, 2nd ed., Oxford: OUP, 2019, pp. 72-97.
- Zarbiyev, Fuad, “Judicial Activism in International Law—A Conceptual Framework for Analysis”, *Journal of International Dispute Settlement* 3(2), 2012, pp. 247-278.
- Ziemele, Ineta, “State Succession and Issues of Nationality and Statelessness”, in Alice Edwards and Laura van Waas (eds.), *Nationality and Statelessness under International Law*, Cambridge: CUP, 2014, pp. 217-246.
- Zimmermann, Nesa, “Legislating for the Vulnerable? Special Duties under the European Convention on Human Rights”, *Swiss Review of International and European Law* 25(4), 2015, pp. 539-562.
- Zúñiga Reyes, Marcela, “Garantías de no repetición y reformas legislativas”, *Revista Derecho del Estado* 46, 2020, pp. 25-55.
- BLOGPOSTS AND ENCYCLOPEDIA ENTRIES
- Capone, Francesca, “Remedies”, in *Max Planck Encyclopedia of Public International Law*, available at: <https://opil.ouplaw.com/display/10.1093/law:epil/9780199231690/law9780199231690-e1089>.
- Da Silva, Nicole, “Individual and NGO Access to the African Court on Human and Peoples’ Rights: The Latest Blow from Tanzania”, *EJIL: talk!*, 16 December 2019, available at: <https://www.ejiltalk.org/individual-and-ngo-access-to-the-african-court-on-human-and-peoples-rights-the-latest-blow-from-tanzania/>.
- Da Silva, Nicole and Plagis, Misha, “A Court in Crisis: African States’ Increasing Resistance to Africa’s Human Rights Court”, *Opinio Iuris*, 19 May 2020, available at: <http://opiniojuris.org/2020/05/19/a-court-in-crisis-african-states-increasing-resistance-to-african-human-rights-court/>.
- Davi, Tetevi, “African Court on Human and Peoples’ Rights Delivers Landmark Ruling on Women’s Rights and the Rights of the Child in Mali”, *EJIL: talk*, 27 July 2018, available at: <https://www.ejiltalk.org/african-court-on-human-and-peoples-rights-delivers-landmarkruling-on-womens-rights-and-the-rights-of-the-child-in-mali/>.
- Dupuy, Pierre-Marie and Hoss, Cristina, “The LaGrand Case”, in *Max Planck Encyclopedia of Public International Law*, available at: <https://opil.ouplaw.com/display/10.1093/law:epil/9780199231690/law-9780199231690-e155>.

Bibliography

- Huneus, Alexandra, “Venezuela’s Withdrawal from the Inter-American Court”, *ICONnect Blog*, 15 October 2012, available at <http://www.icconnectblog.com/2012/10/venezuelas-exitfrom-the-inter-american-court/>.
- Pina-Delgado, José, “Advisory Proceedings: African Court on Human and Peoples’ Rights (ACtHPR)”, *Max Planck Encyclopedia of International Procedural Law (MPEiPro)*, available on: <https://opil.ouplaw.com/view/10.1093/law-mpeipro/e3635.013.3635/lawmpeipro-e3635>.
- Polakiewicz, Jörg, “International Law and Domestic (Municipal) Law, Law and Decisions of International Organizations and Courts”, *Max Planck Encyclopedia of Public International Law*, available at: <https://opil.ouplaw.com/display/10.1093/law:epil/9780199231690/law9780199231690-e1057>.
- Wagner, Edith, “Repetitive Cases: European Court of Human Rights (ECtHR)”, in *Max Planck Encyclopedia of International Procedural Law*, available at: <https://opil.ouplaw.com/display/10.1093/law-mpeipro/e3696.013.3696/law-mpeipro-e3696>.
- Windridge, Oliver, “Under Attack? Under the Radar? Under-Appreciated? All of the Above? A Time of Reckoning for the African Court on Human and Peoples’ Rights”, *Opinio Iuris*, 07 Mai 2020, available at: <https://opiniojuris.org/2020/05/07/under-attack-under-the-radar-under-appreciated-all-of-the-above-a-time-of-reckoning-for-the-african-court-on-human-and-peoples-rights/>.
- Zouapet, Apollin Koagne, “‘Victim of its commitment ... You, passerby, a tear to the proclaimed virtue’: Should the epitaph of the African Court on Human and Peoples’ Rights be prepared?”, *EJIL: Talk!*, 05 May 2020, available at: <https://www.ejiltalk.org/victim-of-itscommitment-you-passerby-a-tear-to-the-proclaimed-virtue-should-the-epitaph-of-the-african-court-on-human-and-peoples-rights-be-prepared/>.
- ONLINE RESOURCES
- IACtHR, “Cases Filed by the Monitoring Compliance with Judgment” [sic], available at: https://www.corteidh.or.cr/casos_en_supervision_por_pais_archivados.cfm?lang=en.
- UNCHR, *Emergency Appeal - Venezuela Situation*, available at: <https://www.unhcr.org/emergencies/venezuela-situation>.
- Viljoen, Frans, “The African Court on Human and Peoples’ Rights: An Introduction”, *UN Audiovisual Library*, available at: <https://media.un.org/en/asset/k19/k19bku06w8>.
- Ministry of Foreign Affairs of Venezuela, “Notificación de Denuncia” and “Fundamentación que sustenta la denuncia de la República Bolivariana de Venezuela de la Convención Americana sobre Derechos Humanos presentada a la Secretaría General de la OEA”, 10 September 2012, available at: https://www.oas.org/dil/esp/Nota_Repubblica_Bolivariana_de_Venezuela_al_SG_OEA.PDF.
- Presidency of the Dominican Republic, “El Gobierno rechaza la sentencia de la Corte Interamericana de Derechos Humanos”, 23 October 2014, available at <https://presidencia.gob.do/noticias/el-gobierno-dominicano-rechaza-la-sentencia-de-la-corte-interamericana-de-derechos-humanos>.
- Open Society Justice Initiative, *Strategic Litigation: Impacts and Insights*, 2018, available at: <https://www.justiceinitiative.org/publications/strategic-litigation-impacts-insight-s-globalexperience>.

- Government of Chile, *Comunicado de prensa Ministerio de Relaciones Exteriores - Ministerio de Justicia y Derechos Humanos sobre Sistema Interamericano de Derechos Humanos*, 23 April 2019, available at: <https://minrel.gob.cl/comunicado-de-prensa-ministerio-de-relaciones-exteriores-ministerio-de/minrel/2019-04-23/105105.html>.
- Amnesty International, “Americas: *The Inter-American System is Crucial for Guaranteeing Human Rights in the Region*”, 24 April 2019, available at: <https://www.amnesty.org/en/latest/news/2019/04/americas-sistema-interamericano-fundamental-para-derechos-humanos/>.
- Maslin Nir, Sarah, “It Was a Robust Democracy. Then the New President Took Power”, *The New York Times*, 4 July 2019, available at: <https://www.nytimes.com/2019/07/04/world/africa/benin-protests-talon-yayi.html>.
- Gouvernement de la République du Bénin, *Retrait du Bénin de la CADHP - Déclaration du ministre de la Justice et de la Législation*, 28 April 2020, available at : <https://www.gouv.bj/actualite/635/retrait-benin-cadhp---declaration-ministre-justice-legislation/>.
- Presse Côte d’Ivoire, “*La Côte d’Ivoire retire sa déclaration de la Charte africaine des droits de l’Homme et des Peuples (Communiqué)*”, 29 April 2020, available at: <https://www.presse-cotedivoire.ci/article/5879-la-cote-divoire-retire-sa-declaration-de-la-charte-africaine-des-droits-de-lhomme-et-des-peuples-communique>.

