

Index

- African Charter on Human and Peoples' Rights 37, 42, 55, 80, 103–104, 178, 220
- African Commission on Human Rights 17, 103–104
- aggression 36–51, 52–73, 74–90, 93–94, 102, 105–107
- aid *see* development
- American Convention on Human Rights 23, 99–100, 103, 178, 220, 320
- American Declaration on the Rights and Duties of Man 99–100, 319
- Amnesty International *see* non-governmental organisations
- apartheid 93–94, 99, 106, 111, 165, 194–218
- Asia
regional human rights system 15
- asylum seekers 236–55
- Australia 184–5, 205, 211–2, 288, 300, 301, 324
- Austria 180, 248, 269, 287
- Belgium 205, 230, 248, 278
- Bosnia 48, 59, 118, 130, 133–4, 169–70
- Brazil 269, 329
- Cambodia 124, 166–7
- Canada 29, 205, 210, 284, 288–301, 323
- CAT *see* Convention against Torture
- Charter of the United Nations *see* United Nations Charter
- children
be heard in matters affecting them, right to 272–3
definition 271
developing countries, experience of childhood in 275–6
exclusion from military service 70
participation, right to 269
policy-making, and 269–270
trafficking 221
vote, right to 268–290
- Chile 24–25
- China 12, 248
- civil and political rights
Covenant *see* International Covenant on Civil and Political Rights
emphasis on 292–297
women, of *see* women's rights
- civil society 30, 40, 136, 215–6
- collective rights 291–311
- Colombia 97
- Commission on Human Rights 10, 38, 75, 80, 128, 155, 181, 291
- Committee on Economic, Social and Cultural Rights 292, 295–6, 301, 319
General Comment 17 of the Committee 312
General Comment 21 of the Committee 303
- Committee on the Elimination of Racial Discrimination 141, 211, 213–4, 301, 307
- Committee on the Rights of the Child 272, 275, 285–6
- Constitutions 36, 95, 101–104, 176, 182, 199, 212–3, 236, 258, 262, 281, 301, 329
- Convention on the Elimination of Racial Discrimination (CERD) 213
- Convention on the Rights of the Child (CRC) 268–290
- Costa Rica 97
- Council of Europe 165, 220–21, 287–8, 320
see also European Convention on Human Rights (ECHR)

- CRC *see* Convention on the Rights of the Child
- crimes against humanity 44, 50, 53, 58, 65, 67, 69, 94, 107–108, 127, 164–175, 208, 227
 proposed convention for 164–175
- criminal law
 domestic 52, 59, 64, 111, 177, 181–186
 international *see* international criminal law
- criminal procedure 176–193
- Cuba 102, 269
- cultural relativism 295–7, 306–307, 309–11
- cultural rights 291–311
- customary international law
 crimes against humanity, and 168–9
 enslavement, and 223–227
 international humanitarian law, and 121, 146, 149–150, 163
 right to benefit from scientific progress, and 318
 right to resist, and 96–8, 104–108
 sovereignty over natural resources, and 204
 Universal Declaration of Human Rights, and the 96, 318
 use of force, and 63–69
- customary law 293, 302
- dead, rights of the 114–137
- debt
 developing countries, and 20, 35
- Declaration on Apartheid and its Destructive Consequences in Southern Africa 209
- Declaration on Cultural Rights 292, 304
- Declaration on Human Rights Defenders 92–101
- Declaration on Principles of International Law Concerning Friendly Relations and Co-operation among States 105
- Declaration on the Establishment of a New International Economic Order 203
- Declaration on the Granting of Independence to Colonial Countries and Peoples 145
- Declaration on the Protection of all Persons from Enforced Disappearances 119
- Declaration on the Rights of Indigenous Peoples 294–303
- Declaration on the Rights of Persons belonging to Minorities 296
- Declaration on the Rights of the Child 272
- democracy 13, 57–9, 96, 199, 209, 268–290, 316
- Denmark 184
- Detention 153, 220
- development, economic 9–35, 40, 54, 78–80, 217, 233, 326
- dignity, right to *see* human dignity
- diplomatic protection 242, 246, 254
- disappearances, forced 119, 133, 166, 172,
- double jeopardy *see ne bis in idem*
- Draft Declaration on the Right to Peace 81–82, 113
- East Timor 269
- Economic and Social Council (ECOSOC) 11, 12, 17, 140, 181, 210, 229
- Economic, Social and Cultural Rights 9–35, 291–311, 312–330
 Covenant *see* International Covenant on Economic, Social and Cultural Rights
- education
 right to 55, 252, 278, 287–290, 292, 305, 310, 328
 UNESCO, and 77–90
- Egypt 24, 64, 140, 216, 238
- Elections 268–90
- enforcement of human rights 15–16, 79, 109–10, 207–208, 223, 232, 317–320
- environment 9, 54, 80, 329
- European Convention on Human Rights (ECHR) 99–100, 179–80, 220, 270, 320–22
- European Convention for the Prevention of Torture 165

- European Court of Human Rights (ECtHR) 44, 177–80, 184, 220–235, 320–323
- expression, freedom of 36, 64, 99, 272, 292
- family life, respect for 125–6
- female genital mutilation 297, 307
- feminism
children's rights, and 280–83
- Fiji 212–4
- forced labour 219–235
- forensic science 114–137, 183
- France 45, 165, 205, 207, 208, 210, 224, 234, 247
- gender 171, 213, 306, 309–10
- General Assembly 10, 14, 16–18, 35, 37–45, 55, 70, 75–81, 92, 95, 99, 104–107, 140, 145, 148, 149, 164, 166, 201–215, 236, 250, 300, 314
- general principles of law 191, 320
- genocide 43–4, 46, 48, 53, 57–8, 65, 67, 69, 92, 94, 99, 108–13, 127, 129, 165–170, 210
- Germany 30, 39, 70, 94, 102, 183, 210, 238, 253–4
- globalisation 16, 29
- Golan Heights 138–163
- human dignity 12, 16, 55, 74, 77, 111, 116–7, 124, 293, 297, 316, 318
- Human Rights Committee 42–3, 98, 180–81, 286
- Human Rights Council 15, 37, 38, 40, 53, 58, 65, 71, 108, 112–5, 149, 215, 223, 291, 300–301, 309–10
- Human Rights Watch *see* non-governmental organisations
- India 24, 119, 201–204, 213, 233, 278, 281
- indigenous peoples 32, 232, 291–311, 323
- intellectual property 32, 312–330
- International Bank for Reconstruction and Development *see* World Bank
- International Court of Justice 37, 39, 67, 68, 106, 146, 148–9, 150, 151, 159, 162, 169, 170
- International Covenant on Civil and Political Rights (ICCPR) 42, 64, 71, 89, 95, 96, 98, 99, 100, 178, 180, 204, 220, 227, 259, 270, 286, 292, 294, 295
- International Covenant on Economic, Social and Cultural Rights (ICESCR) 10, 20, 23, 24, 26, 32, 96, 98, 204, 260, 292–4, 296, 303–309, 313, 315, 318–9, 328–30
- international crimes 15, 47, 50, 51, 106, 168, 210, 212, 223
see also aggression, crime of; apartheid; crimes against humanity; genocide; war crimes
- International Criminal Court (ICC) 15, 36–51, 61–63, 124, 136, 152, 154, 160, 166, 168–9, 171, 174, 187, 190, 210, 212, 222
statute of 36–51, 61–63, 124, 152, 154, 160, 168–9, 171, 187, 190, 210, 212, 222
- International Criminal Tribunal for the former Yugoslavia (ICTY) 49, 50, 114–137, 147–153, 160, 167–8, 170, 176–193, 219–228
- International Criminal Tribunal for Rwanda (ICTR) 89, 114–137, 167–8, 186–192
- international human rights treaties 44, 97–108, 119, 145, 151, 178, 255, drafter decision-making in 256–67
see also Convention on the Rights of the Child (CRC); Convention on the Elimination of Racial Discrimination (CERD); International Covenant on Civil and Political Rights (ICCPR); International Covenant on Economic, Social and Cultural Rights (ICESCR)
- International Labour Organisation (ILO) 148, 223–4, 230–32, 299
- International Law Commission (ILC) 1, 165, 166, 211, 227
- international legal order 1, 67, 195, 203, 249, 300
- International Military Tribunal at Nuremberg (IMT) 44, 47, 51, 52, 135, 152, 164, 166, 167, 168, 173

- International Military Tribunal for the Far East (IMTFE) 51, 152, 164, 168
- International Monetary Fund (IMF) 26, 30
- Iran 288
- Ireland 183–5, 239, 270, 274, 278–9, 282–3
- Islam 91, 142
- Israel 122, 138–163, 214–8
- Italy 210, 230
- Japan 29, 30, 164, 301
- jus ad bellum* 36–51, 52–73, 109
- jus cogens* 67, 251
- jus in bello* 37, 48, 50, 62, 63, 72, 73
- Kenya 301
- Kosovo 59, 134, 167
- law and economics 256–67
- laws of war 62, 105, 119–23, 138–162, 164, 174, 180
- see also* war crimes
- liberty 176, 256
- life, right to 41–44, 54, 55, 57, 75, 78, 80, 151
- medicine 32, 127, 312, 321, 327
- minorities 42, 106, 112, 237, 242, 244, 268–90, 291–311
- moral and material interests of authors 328–330
- most favoured foreigners 247–54
- most favoured nation treatment 242, 246
- multinational corporations 16–17
- national liberation movements 91–113
- nationalism 28, 61, 195–9, 240
- nationality 141–2, 167, 214–15, 236–55
- natural resources 146, 204, 300, 308
- ne bis in idem* 176–93
- New Zealand 68, 185, 288–301, 323–4
- non-discrimination 16, 42, 296, 306, 308
- non-governmental organisations 14, 44, 47–51, 86, 115, 126, 132, 136, 221, 223
- occupation 63, 65, 93, 104–13, 138–163, 194–218
- peace, right to 36–51, 52–73, 74–90, 111–3
- peacekeeping 141, 194
- political order 11, 42, 64
- political participation 97–8, 285
- Portugal 205, 230, 233, 322
- racial discrimination 84, 93, 141, 194–218, 263, 270, 301, 307
- rape 169–70
- Red Cross, International Committee of the (ICRC) 50, 70, 74, 75, 120, 122–6, 132–4, 136, 149, 153–62, 180, 243,
- refugees, rights of 215, 236–255
- 1933 Convention Relating to the International Status of Refugees 236–255
- 1951 Convention Related to the Status of Refugees 236–255
- regional human rights systems 15, 99, 103, 111, 251, 317–320
- see also* Council of Europe
- resist, right to 64–66, 91–113
- retrials 176–193
- rule of law 2, 13, 49, 96, 111, 162
- Russia 179, 224–5, 241–8, 307, 315
- Rwanda 48, 89, 114, 135, 152, 165–6, 167–8, 186, 196,
- sanctions 205–218
- Security Council 37, 44–6, 49, 53, 59–63, 66, 69, 106, 107, 138, 142–8, 158–9, 163, 202, 204, 205, 207–209
- self-determination 13, 16, 40, 42, 53, 65, 68, 91–113, 194–218, 293–4, 298–303
- Serbia 169
- Sierra Leone 59, 171, 297
- slavery 219–235
- Slovakia 102
- social and international order for the realization of human rights, right to 9–35, 40, 55, 111
- South Africa 106, 135, 182, 194–218, 275

- sovereignty 24, 54, 57–61, 69–70,
146–204, 244, 247, 294
- speech, freedom of 36
- state responsibility 23, 31, 59, 164,
172
- Sudan 269
- Syria 64, 138–163
see also Golan Heights
- terrorism 36, 67, 96, 122, 171, 184, 207,
217
- Third World Approaches to
International Law (TWAIL)
194–218
- Torture 36, 44, 54, 94, 99, 151, 165–7,
172, 220
- trademarks 311–330
- Turkey 225, 241, 244
- Uganda 49, 102, 146
- United Nations Charter 19, 22, 25, 42,
55, 59, 61–8, 105, 149, 162, 196,
200, 202, 209, 315
- United Nations Commission on
Human Rights *see* Commission
on Human Rights
- United Nations Educational, Scientific
and Cultural Organization
(UNESCO) 41, 74–90, 91, 296,
297, 304, 306
- United Nations High Commissioner
for Human Rights (UNHCHR)
80, 115, 128
- United Nations High Commissioner
for Refugees (UNHCR) 236, 243,
253
- United Nations Permanent Forum on
Indigenous Issues 302
- United States of America 30, 46, 48,
65, 86, 99, 174, 199, 200, 205, 209
Constitution of 182, 281
- Universal Declaration on Human
Rights (UDHR) 55, 94, 96, 293,
314–9
- Vienna Convention on the Law of
Treaties 228
- violence 42, 43, 52, 53–61, 73–90,
94–113, 153, 208, 222, 274, 280,
302
State 53–73, 94–113, 208, 215, 244,
315
- war crimes 44, 46, 50, 67, 69, 113–4,
127, 131–136, 138–163, 168, 169,
203
- women's rights 282
- workers' rights 198, 201, 213, 219–35
- World Bank 26, 28, 30, 32
- World Intellectual Property
Organisation (WIPO) 321, 327
- World Trade Organisation (WTO) 16,
28–32
- Yugoslavia, former 49, 50, 89, 114–137,
147, 152, 167–8, 178, 219, 225

