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*European Training and Research Centre for Human Rights
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Anti-Terrorist Measures and Human Rights

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FOREWORD

Walter Schwimmer,

Secretary General of the Council of Europe

2004

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Antiterrorist Measures And Human Rights

Professor Clive Walker



Antiterrorist Measures And Human Rights:

Counter-terrorism Policy and Human Rights Great Britain: Parliament: Joint Committee on Human Rights, 2005-12-05 Counter terrorism policy and human Rights Terrorism Bill and related matters third report of session 2005 06 Vol 2 Oral and written Evidence **UN Antiterrorism Strategy, Resolutions and Programs Handbook Volume 1 Strategic Information and Materials** IBP USA, **War, Conflict and Human Rights** Chandra Lekha Sriram, Olga Martin-Ortega, Johanna Herman, 2009-07-06 War Conflict and Human Rights is an innovative new inter disciplinary textbook combining aspects of law politics and conflict analysis to examine the relationship between human rights and armed conflict Making use of both theoretical and practical approaches this book examines the tensions and complementarities between protection of human rights and resolution of conflict the competing political demands and the challenges posed by internal armed conflict explores the scope and effects of human rights violations in contemporary armed conflicts such as in Sierra Leone Sudan the Democratic Republic of Congo and the former Yugoslavia as well as the Global War on Terror assesses the legal and institutional accountability mechanisms developed in the wake of armed conflict to punish violations of human rights law and international humanitarian law such as the ad hoc tribunals for the former Yugoslavia and Rwanda and the International Criminal Court discusses continuing and emergent global trends and challenges in the fields of human rights and conflict analysis This book will be essential reading for students of war and conflict studies human rights and international humanitarian law and highly recommended for students of conflict resolution peacebuilding international security and international relations generally Chandra Sriram is Professor of International Law at the University of East London and Director of the Centre for Human Rights in Conflict Olga Martin Ortega is a Research Fellow at the Centre for Human Rights in Conflict at the University of East London Johanna Herman is Research Fellow at the Centre on Human Rights in Conflict at the University of East London *Effectively Countering Terrorism* Cornelia Beyer, Michael Bauer, 2009-08-05 Since September 11 2001 the pressure on Al Qaeda has increased This book reflects on the following questions What additional actions are required in counter terrorism policy to reverse the increase in terror directed activities And What are the main shortcomings of current policy initiatives **Militant Democracy** Svetlana Tyulkina, 2015-02-11 The term militant democracy was coined by Karl Loewenstein in the 1930s He argued that attempts to establish democracy in the Weimar Republic failed due to the lack of militancy against subversive movements The concept of militant democracy was introduced to legal scholarship and constitutional practice so as to provide democracy with legal means to defend itself against the range of possible activities of non democratic political actors This book offers a broad comparative look at the legal concept of militant democracy It analyses both theoretical and substantive aspects of this concept investigating its practice in a number of countries and on a diverse array of issues Examining cases in Australia Turkey Spain Germany Israel India the USA and the Council of Europe Svetlana Tyulkina maps the historical development of militant democracy in

constitutional theory and explores its interaction with various traditional and contemporary notions of democracy The book analyses the possibilities and pitfalls of the concept of militant democracy when applied to protect democracy when it is under threat of harm or destruction by undemocratic actors and suggests possible solutions and measures to overcome those dangers In its evaluation of the capacity and justification for democracies to apply militant democracy measures this book will be of great use and interest to students and scholars of public comparative constitutional law international law human rights law and comparative politics

Blackstone's Guide to the Anti-Terrorism Legislation Professor Clive Walker,2014 This new edition of the Blackstone s Guide to the Anti Terrorism Legislation provides expert explanation of the key anti terrorism legislation It offers comprehensive guidance on the effects extent and scope of the legislation along with key extracts from the legislation including the Terrorism Act 2000 Anti Terrorism Crime and Security Act 2001 Terrorism Act 2006 the Justice and Security Northern Ireland Act 2007 the Counter Terrorism Act 2008 the Terrorist Asset Freezing etc Act 2010 and the Terrorism Prevention and Investigations Measures Act 2011 The book is clearly organized with separate chapters on counter terrorist powers terrorist investigation terrorist offences and special criminal processes It highlights important case law relating to the jurisprudence of human rights It further explores public perceptions of counter terrorism measures desistence from terrorism and the developing issue of terrorism and the internet Statistical data is given in all chapters and there is also analysis and critique of official documents and the reviews from Parliament and the Independent Reviewers of Terrorism Legislation The Blackstone s Guide Series delivers concise and accessible books covering the latest legislative changes and amendments They offer expert commentary by leading names on the effects extent and scope of the legislation plus a full copy of the Act itself They provide a cost effective solution to key information needs and are the perfect companion for any practitioner needing to get up to speed with the latest changes

International Cooperation in Counter-terrorism Giuseppe Nesi,2016-04-22 This volume provides a timely analysis of global and regional responses to international terrorism The work assesses the role of the United Nations and its various organs particularly the General Assembly and the Security Council and discusses the key legal issues The second part of the book examines the activity of regional organizations both in their own right as well as their interaction with the UN The volume concludes with a discussion of whether to what extent and how the fight against terrorism has encroached upon fundamental rules of international law such as the international protection of human rights or the use of force among states The volume is the latest in a series drawing on the presentations of high ranking scholars diplomats and representatives of international organizations The result is a stimulating and thought provoking book which will be of interest to researchers and policy makers alike

CONTOURS OF CONTEMPORARY LEGAL RESEARCH: A MULTIDISCIPLINARY PERSPECTIVE: Volume 1: FOUNDATIONS AND FRONTIERS OF PUBLIC LAW Adarsh Pandey,Garima Dixit,Jyoti Priya,Mr. Sourabh Batar,2025-07-12 This study delves into the multifaceted evolution of constitutionalism examining its global trajectory and

specific manifestations within the Indian context Constitutionalism as a doctrine and practice embodies the principles of limited government the rule of law and the protection of individual rights evolving dynamically in response to socio political transformations and philosophical shifts By analyzing historical developments theoretical underpinnings and comparative case studies this paper elucidates the complex interplay between global constitutional norms and indigenous interpretations particularly focusing on the adaptation and innovation of constitutional principles in India

Global Anti-Terrorism Law and Policy Victor V. Ramraj, 2012-01-12 This international work provides information on and analysis of anti terrorism law and policy by top experts in the field

Fresh Perspectives on the 'War on Terror' Miriam Gani, Penelope Mathew, 2008-07-01 On 20 September 2001 in an address to a Joint Session of Congress and the American people President George W Bush declared a war on terror The concept of the war on terror has proven to be both an attractive and a potent rhetorical device It has been adopted and elaborated upon by political leaders around the world particularly in the context of military action in Afghanistan and Iraq But use of the rhetoric has not been confined to the military context The war on terror is a domestic one also and the phrase has been used to account for broad criminal legislation sweeping agency powers and potential human rights abuses throughout much of the world This collection seeks both to draw on and to engage critically with the metaphor of war in the context of terrorism It brings together a group of experts from Australia Canada the United Kingdom France and Germany who write about terrorism from a variety of disciplinary perspectives including international law and international relations public and constitutional law criminal law and criminology legal theory and psychology and law

Legal Instruments in the Fight Against International Terrorism Cyrille J.C.F. Fijnaut, Jan Wouters, Frederik Naert, 2004-06-01 This book finds its origins in a transatlantic colloquium held in the European Parliament in Brussels in May 2002 After an introductory overview of the US and European responses to 9 11 it addresses the main legal aspects of the fight against international terrorism namely police and judicial cooperation including mutual legal assistance extradition and the role of entities like Europol and Eurojust financial initiatives e g by the UN Security Council the FATF and the EU human rights and rule of law issues such as trial by military commissions detention of alleged unlawful combatants and others state of emergency derogations due process the death penalty and privacy and international law aspects inter alia self defence the application of international humanitarian law prisoner of war status the role of the UN in particular the Security Council sanctions and the negotiations on a comprehensive convention on combating terrorism Each topic is considered from a US and from a European perspective

Terrorism and Human Rights Mahendra Gaur, 2003

International Humanitarian Law and International Human Rights Law Orna Ben-Naftali, 2011-01-13 Examining the complex relationship between international human rights and humanitarian law this volume explores the potential for fusing the two regimes into a new legal paradigm

The 9/11 Effect Kent Roach, 2011-08-15 This book critically and comparatively examines the responses of the United Nations and a range of countries to the terror attacks on September 11 2001 It assesses the convergence between

the responses of Western democracies including the United States the United Kingdom Australia and Canada with countries with more experience with terrorism including Egypt Syria Israel Singapore and Indonesia A number of common themes the use of criminal law and immigration law the regulation of speech associated with terrorism the review of the state's whole of government counter terrorism activities and the development of national security policies are discussed The book provides a critical take on how the United Nations promoted terrorism financing laws and listing processes and the regulation of speech associated with terrorism but failed to agree on a definition of terrorism or the importance of respecting human rights while combating terrorism

The Impact, Legitimacy and Effectiveness of EU Counter-Terrorism Fiona de Londras, Josephine Doody, 2015-04-10 Counter terrorism law and policy has been prominent and widespread in the years following 9 11 touching on many areas of everyday life from policing and border control to financial transactions and internet governance The European Union is a major actor in contemporary counter terrorism including through its development of counter terrorism laws for application within the Union This book undertakes a multi disciplinary and empirically informed analysis of the impact legitimacy and effectiveness of EU counter terrorism Taking into account legal societal operational and democratic perspectives this collection connects theoretical and practical perspectives to produce an interdisciplinary and multi stakeholder study of how we might measure and understand the impact legitimacy and effectiveness of EU counter terrorism Bringing together a select group of experts in the field particular emphasis is placed on understanding the practical experience of implementing and assessing these measures gathered from and with end users including law makers policy makers security services industry partners and civil society This edited collection will be of great relevance to scholars and policy makers with an interest in counter terrorism law EU law and security studies

Civil Liberties & Human Rights Ruth Costigan, Richard Stone, 2017 A straightforward and stimulating account of this fascinating area of law that covers all the key topics on undergraduate human rights modules It includes detailed analysis of key cases throughout that puts the law into context and encourages students to engage with contemporary issues and debates

Country Reports on Human Rights Practices for 2007, V. 1, 2, and 3, October 2012 House, Committee on Foreign Affairs, and Senate, Committee on Foreign Relations, 2008-09 110th Congress 2nd Session Jacket 41 228PDF or 41 228 PDF The promotion of human rights is an essential piece of our foreign policy This effort will be a global one that reaches beyond government alone The reports in this volume will be used as a resource for shaping policy conducting diplomacy and arranging assistance training and other resource allocations The reports will also serve as a basis for the U S Government's cooperation with private groups to promote the observance of internationally recognized human rights The Country Reports on Human Rights Practices cover internationally recognized civil political and worker rights as set forth in the Universal Declaration of Human Rights These rights include freedom from torture or other cruel inhuman or degrading treatment or punishment from prolonged detention without charges from disappearance or clandestine detention and from other flagrant violations of the

right to life liberty and the security of the person

Counter-Terrorism Ana Salinas de Frías, Katja Samuel, Nigel

White, Nigel D. White, 2012-01-19 The response of governments to terrorism is one of the most controversial issues of the twenty first century Balancing the desire to achieve security with the safeguarding of human rights has proved to be highly contentious This book analyzes the international rule of law framework in which counter terrorism responses occur namely those of international human rights humanitarian criminal and refugee law It focuses on some of the most pressing emerging and or under researched issues and tensions including the policy choices associated with meeting security imperatives the tensions between the criminal justice approach to counter terrorism and the military approach the identification of lacunae within existing legal frameworks and tensions between executive judicial and legislative responses It addresses a wide range of issues such as an analysis of key legal principles emergency and executive measures radicalization governmental impunity classification administration and treatment of battlefield detainees extrajudicial and targeted killings forms of and treatment in detention non refoulement diplomatic assurances interrogation versus torture extraordinary rendition discrimination reparations for victims of terrorist attacks and security responses mis use of military and immigration tribunals judicial and institutional developed and emerging rule of law norms on terrorism non judicial oversight by means of democratic accountability significance of rule of law principles to non legal counter terrorist policy and the identification and analysis of best practices Drawing together an impressive spectrum of legal and non legal national and institutional practitioner policy and academic expertise this book is an unmissable reference work on all aspects of counter terrorism policy

The Morality of Terrorism Haig A. Khatchadourian, 2011-06-29 The Morality of Terrorism argues that terrorism violates certain human rights just war and consequentialist moral principles and so is always wrong In distinguishing freedom fighting from terrorism this study lays down stringent conditions derived from just war theory for the moral justifiability of freedom fighting such as some revolutions civil wars and guerrilla warfare This book then evaluates the morality of actual and possible judicial and military responses to terrorism by targeted governments An appendix provides a case study the Palestinian problem of root causes of political and moralistic religious terrorism

Uniting Against Terror David Cortright, George A. Lopez, 2007 Argues that defeating the global terrorist threat requires engaging international financial diplomatic intelligence and defense communities and law enforcement organizations in an atmosphere of cooperation cover

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