

Human Rights Law Journal · HRLJ

HRLJ

28 April 2006

Vol. 27 No. 1-4

ISSN 0174/4704

Pages 1-168

1. ARTICLES

Hans-Jürgen Papier, Karlsruhe

Execution and Effects of the Judgments of the European Court of Human Rights from the Perspective of German National Courts 1

Dinah Shelton, Washington, D.C.

Subsidiarity and Human Rights Law 4

Philip Leach, London

Access to the EurCourtHR – From a Legal Entitlement to a Lottery? 11

William A. Schabas, Galway

First Prosecutions at the International Criminal Court 25

2. DECISIONS and REPORTS

UN Human Rights Committee (UN-HRCee), Geneva/New York

– 2. XI. 05 – Enforced disappearance / Communication inadmissible *ratione temporis* / *Yurich v. Chile* 40

European Court of Human Rights (EurCourtHR), Strasbourg

– 14. III. 06 – War in Iraq / Lack of jurisdiction / *Saddam Hussein v. 21 States parties to the ECHR* 44

– 8. XI. 05 – Murder of the political journalist Georgiy Gongadze / *Myroslava Gongadze v. Ukraine* 45

– 19. X. 04 – Refusal to register a candidate in parliamentary election / *Melnychenko v. Ukraine* 56

– 26. I. 06 – Ill-treatment during police custody amounting to torture / *Mikheyev v. Russia* 65

– 13. IV. 06 – Exercise of the right of individual petition hindered by the State / *Fedotova v. Russia* 79

– 1. III. 06 – Conviction *in absentia* / Violation of Article 6 ECHR / *Sejdovic v. Italy (GC)* 83

– 12. IV. 06 – Differences in the entitlement for men and women to certain industrial injuries social security benefits not discriminatory / *Stec et al. v. United Kingdom* 96

– 13. IX. 05 – Enforcement of respect for religious (Muslim) beliefs / *İ.A. v. Turkey* 105

House of Lords, London

– 22. III. 06 – School uniform policy respecting Islamic dress code criteria in conformity with the right of religious freedom / No prevailing right of undesirable differentiation according to religious strictness / *Case of Denbigh High School* 108

3. DOCUMENTATION

European Commission for Democracy through Law (Venice Commission), Strasbourg

– 18. III. 06 – International legal obligations of Council of Europe Member States in respect of secret detention facilities and inter-State transport of prisoners 122

Parliamentary Assembly of the Council of Europe (PACE), Strasbourg

– 13. IV. 06 – The Council of Europe and the EU Fundamental Rights Agency – Rec. 1744 (2006) 140

– 5. X. 05 – Honouring of obligations and commitments by Ukraine – Res. 1466 (2005) 142

Jean-Bernard Marie, Strasbourg

– 1. I. 06 – International instruments relating to human rights / Classification and status of ratifications 129

4. PENDING PROCEEDINGS

European Court of Human Rights (EurCourtHR), Strasbourg

– 27. IX .05 – Detention for asylum seekers alleged disproportionate and arbitrary / *Saadi v. UK* 166



N. P. Engel, Publisher

Kehl am Rhein

Strasbourg

Arlington, Va.