

Exam JUR5710 -International Human Rights Law: Institutions and Procedures

Autumn 2010

SHORT ANSWER

Answer EVERY question in this short-answer section (answer all four questions). Each question is worth 8% of your total examination grade (the entire short-answer section is, therefore, worth 40% of your total examination grade). As a general guideline, each answer should be no more than one page.

1. Describe the admissibility criteria under the European Convention for the Protection of Human Rights and Fundamental Freedoms and discuss their functions.
2. Describe the main content and legal nature of the right to development. Take into account both regional and universal instruments.
3. Compare and discuss the nature of state obligations under Article 2 of the International Covenant on Economic, Social and Cultural Rights and Article 2 of the International Covenant on Civil and Political Rights.
4. Describe and compare the content of the right to life in international human rights law at the universal and regional levels.
5. Describe the mechanisms and institutions involved in the monitoring of the prohibition against torture in international law and give your opinion on their effectiveness. Your answer should include both regional and universal institutions.

ESSAY QUESTION

Answer ONE of the questions in this essay section (worth 60% of your total examination grade). Each question has equal weight toward the exam grade. As a general guideline, remember that it is quality not quantity that is graded.

Question I:

The Human Rights Council will be reviewed in 2011. Describe the institution and procedures of the Human Rights Council and make an evaluation of its effectiveness in “enforcing” the respect for human rights.

Question II:

The protection of the rights of minorities has a long history in international law. Describe and analyze the development of and the differences in the protection of minority and indigenous rights in international law, taking into account both institutional and substantive aspects.

Question III:

The protection from torture, inhuman and degrading treatment or punishment is a fundamental tenet in international human rights law both at universal and regional levels. Discuss and an analysis of the content of the right.