

EKSAMEN I JURIDISKE VALGEMNER

HØST 2014

Dato: Torsdag 27. november 2014

Tid: Kl. 10:00 – 14:00

JUS5710/JUR1710 – International Human Rights Law: Institutions and Procedures

The language of examination for this course is English: students may answer in English **ONLY**, answers in any other language than English will be given a F (F for fail).

SHORT ANSWER

Answer **EVERY** question in this short-answer section (answer all four questions). Each question is worth 10% 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. Maximum: two pages.

1. What is the principle of “free, prior and informed consent”?
2. What is exhaustion of local remedies?
3. Which are the main differences between the “treaty” and “charter” based systems for the protection of human rights?
4. Describe and comment briefly on any differences of the state obligation of States Parties to the International Covenant on Economic, Social and Cultural Rights and to the International Covenant on Civil and Political Rights

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 right to life is one of the fundamental human rights. Describe and analyse the development of the content of the right taking into account both universal **and** regional levels **and** give your opinion on the adequacy of these developments. In your answer, you should refer to jurisprudence from regional and international institutions to assist in your explanation.

Question II:

The United Nations treaty bodies provide an elaborate system for the protection of human rights. Under the aegis of the Council of Europe a regional system has developed, in which the European Convention for the Protection of Human Rights and Fundamental Freedoms is the starting point. Describe **and** comment upon differences and similarities in the United Nations and Council of Europe regimes for the protection of human rights. In your answer, you should refer to jurisprudence from regional and international institutions to assist in your explanation.

Question III:

The inclusion of group rights in international human rights law has slowly evolved in international human rights law, which has essentially been based on individual rights. . Discuss the different aspects of group rights, particularly with respect to the development of human rights standards for the rights of indigenous peoples and minorities, taking into account the development of the content of these rights **and** relevant of institutions and mechanisms. In your answer, you should refer to jurisprudence from regional and international institutions to assist in your explanation.

The result of the exams will be announced on 18. December, at 15.00 hours. You can check the results in the StudWeb, or by contacting the Information Centre, phone 22 85 95 00.

After the exam results are announced, candidates have the right to be informed of the grounds for the result as long as a request is made within one week of the announcement. The names and contact information of the examiners can be found on the Faculty's website, or by contacting the Information Centre. The deadline for appeal is three weeks after the announcement of the results.

Oslo, 27.11.2014