

BIBLIOGRAPHY

- E. Abdelgawad, 'The execution of the judgments of the European Court of Human Rights: towards a non-coercive and participatory model of accountability' (2009) 69 *ZaōRV* 2009 471.
- L. Acconciamezza, 'Bringing the child's procedural rights before the ECtHR through interpretative tools. Access to justice, participation and representation' in P. Czech, L. Heschl, K. Lukas, M. Nowak, G. Oberleitner (eds.), *European Yearbook on Human Rights 2020*, Intersentia 2020, pp. 49–77.
- M. Addo, 'The reality of the United Nations Guiding Principles on Business and Human Rights' (2014) 14 *Human Rights Law Review* 133.
- Y. Arai-Takahashi, *The margin of appreciation doctrine and the principle of proportionality in the jurisprudence of the ECHR*, Intersentia 2002.
- Y. Arai-Takahashi, 'The margin of appreciation doctrine: a theoretical analysis of Strasbourg's variable geometry' in A. Føllesdal, B. Peters, G. Ulfstein (eds.) *Constituting Europe: The European Court of Human Rights in a National, European and Global Context*, Cambridge University Press 2013, pp. 62–105.
- O.M. Arnardóttir, 'Organised retreat? The move from "substantive" to "procedural" review in the ECtHR's case law on the margin of appreciation' (2015) *European Society of International Law Annual Conference*.
- O.M. Arnardóttir, 'Rethinking the two margins of appreciation' (2016) 12 *European Constitutional Law Review* 27.
- O.M. Arnardóttir, 'The "procedural turn" under the European Convention on Human Rights and presumptions of Convention compliance' (2017) 15 *International Journal of Constitutional Law* 9.
- O.M. Arnardóttir, 'The Brighton aftermath and the changing role of the European Court of Human Rights' (2018) 9 *Journal of International Dispute Settlement* 223.
- I. Bar-Siman-Tov, 'Semi-procedural Judicial Review' (2012) 6 *Legisprudence* 271.
- T. Barkhuysen and M. van Emmerik, 'A comparative view on the execution of judgments of the European Court of Human Rights' in T. Christou and J.P. Raymond (eds.), *European Court of Human Rights. Remedies and execution of judgments*, British Institute of International and Comparative Law 2005, pp. 1–23.
- T. Barkhuysen and M. van Emmerik, 'Legitimacy of European Court of Human Rights Judgments: Procedural Aspects' in N. Huls, M. Adams, J. Bomhoff (eds.), *The Legitimacy of Highest Courts' Rulings: Judicial Deliberations and Beyond*, TMC Asser Press 2009, pp. 437–449.
- T. Barkhuysen, M. van Emmerik, O. Jansen, M. Fedorova, 'Right to a fair trial' in P. van Dijk, F. van Hoof, A. van Rijn, L. Zwaak (eds.), *Theory and practice of the European Convention on Human Rights*, Intersentia 2018 (5th edition), pp. 497–654.
- L. Bartholomeusz, 'The *Amicus Curiae* before International Courts and Tribunals' (2005) 5 *Non-State Actors and International Law* 209.

- E. Bates, *The evolution of the European Convention on Human Rights: from its inception to the creation of a permanent Court of Human Rights*, Oxford University Press 2010.
- E. Bates, 'The birth of the European Convention on Human Rights' in J. Christoffersen and M.R. Madsen (eds.), *The European Court of Human Rights: between law and politics*, Oxford University Press 2011, pp. 17–42.
- E. Bates, 'History' in D. Moeckli, S. Shah, S. Sivakumaran (eds.), *International human rights law*, Oxford University Press 2014 (2nd edition), pp. 3–21.
- M. Beijer, *The limits of fundamental rights protection by the EU: the scope for the development of positive obligations*, Intersentia 2017.
- S. Beljin, 'Bundesverfassungsgericht on the Status of the European Convention of Human Rights and ECHR Decisions in the German Legal Order. Decision of 14 October 2004' (2005) 1 *European Constitutional Law Review* 553.
- S. Besson, 'Enforcing the child's right to know her origins: contrasting approaches under the Convention on the Rights of the Child and the European Convention on Human Rights' (2007) 21 *International Journal of Law, Policy and the Family* 137.
- E. Brems, 'Introduction' in E. Brems (ed.), *Conflicts between fundamental rights*, Intersentia 2008, pp. 1–16.
- E. Brems and L. Lavrysen, 'Procedural justice in human rights adjudication: the European Court of Human Rights' (2013) 35 *Human Rights Quarterly* 176.
- E. Brems, 'The "Logics" of Procedural-Type Review by the European Court of Human Rights' in J.H. Gerards and E. Brems (eds.) *Procedural Review in European Fundamental Rights Cases*, Cambridge University Press 2017, pp. 17–39.
- M. Breuer, 'Establishing common standards and securing the rule of law' in S. Schmahl and M. Breuer (eds.), *The Council of Europe: its law and policies*, Oxford University Press 2017, pp. 639–670.
- A.W. Brian Simpson, *Human rights and the end of empire*, Oxford University Press 2001.
- A. Bryman, *Social Research Methods*, Oxford University Press 2008 (3rd edition).
- A. Büchler and H. Keller (eds.) *Family forms and parenthood: theory and practice of Article 8 ECHR in Europe*, Intersentia 2016.
- N. Bürli, *Third-party interventions before the European Court of Human Rights: Amicus Curiae, Member-State and Third-Party interventions*, Intersentia 2017.
- A. Butler, 'Legal aid before human rights treaty monitoring bodies' (2000) 49 *International and Comparative Law Quarterly* 360.
- A. Buyse, *Post-conflict housing restitution: the European human rights perspective, with a case study on Bosnia and Herzegovina*, Intersentia 2008.
- A. Buyse, 'The pilot judgment procedure at the European Court of Human Rights: possibilities and challenges' (2009) 57 *Nomiko Vina* 1913.
- L. Caffisch, 'New practice regarding the implementation of the judgments of the Strasbourg Court' (2005) 15 *Italian Yearbook of International Law* 3.
- B. Çali, 'From flexible to variable standards of judicial review: the responsible courts doctrine at the European Court of Human Rights' in O.M. Arnardóttir and A. Buyse (eds.), *Shifting Centres of Gravity in Human Rights Protection: Rethinking relations between the ECHR, EU, and national legal orders*, Routledge 2016, pp. 144–160.
- B. Çali, 'Coping with crisis: wither the variable geometry in the jurisprudence of the European Court of Human Rights' (2018) 35 *Wisconsin International Law Journal* 237.

- I. Cameron, 'Protocol 11 to the European Convention on Human Rights: the European Court of Human Rights as a Constitutional Court?' (1995) 15 *Yearbook of European Law* 219.
- I. Cameron, *An introduction to the European Convention on Human Rights*, iUSTUS 2018 (8th edition).
- J.L. Čerňič and N.C. Santarelli (eds.), *The future of business and human rights: theoretical and practical considerations for a UN treaty*, Intersentia 2018.
- O. Cherednychenko, 'Towards the Control of Private Acts by the European Court of Human Rights?' (2006) 13 *Maastricht Journal of European and Comparative Law* 195.
- O. Cherednychenko, *Fundamental rights, contract law and the protection of the weaker party: a comparative analysis of the constitutionalisation of contract law, with emphasis on risky financial transactions*, Sellier, European Law Publishers 2007.
- J. Christoffersen, *Fair balance: proportionality, subsidiarity and primacy in the European Convention on Human Rights*, Brill Nijhoff 2009.
- J. Christoffersen, 'Individual and constitutional justice: can the power balance of adjudication be reversed?' in J. Christoffersen and M.R. Madsen (eds.), *The European Court of Human Rights: between law and politics*, Oxford University Press 2011, pp. 181–203.
- A. Clapham, *Human Rights in the Private Sphere*, Clarendon Press 1993.
- V. Colandrea, 'On the power of the European Court of Human Rights to order specific non-monetary measures: some remarks in light of the Assanidze, Broniowski and Sejdovic cases' (2007) 7 *Human Rights Law Review* 396.
- P.M. Collins, *Putting human rights to work. Labour law, the ECHR, and the employment relation*, Oxford University Press 2021.
- I. Cram, 'Protocol 15 and Articles 10 and 11 ECHR – The partial triumph of political incumbency post-Brighton?' (2018) 67 *International and Comparative Law Quarterly* 477.
- H.J. Cremer, 'Zur Bindungswirkung von EGMR-Urteilen – Anmerkung zum Görgülü-Beschluss des BVerfG vom 14.10.2004' (2004) 31 *Europäische Grundrechte-Zeitschrift* 683.
- M. Dahlberg, '"...It is not its task to act as a Court of fourth instance": the case of the European Court of Human Rights' (2014) 7 *European Journal of Legal Studies* 84.
- M.B. Dembour, '"Finishing off" cases: the radical solution to the problem of the expanding ECtHR caseload' (2002) 5 *European Human Rights Law Review* 604.
- S. Deva and D. Bilchitz (eds.), *Building a treaty on business and human rights*, Cambridge University Press 2017.
- P. van Dijk, F. van Hoof, A. van Rijn, L. Zwaak (eds.), *Theory and Practice of the European Convention on Human Rights*, Intersentia 2018 (5th edition).
- I. Dobinson and J. Francis, 'Legal research as qualitative research' in M. McConville and W. Hong Chui (eds.), *Research methods for law*, Edinburgh University Press 2017 (2nd edition), pp. 18–47.
- A. Donald and A.K. Speck, 'The European Court of Human Rights' remedial practice and its impact on the execution of judgments' (2019) 19 *Human Rights Law Review* 83.
- O. Dörr, 'European Convention on Human Rights' in S. Schmahl and M. Breuer (eds.), *The Council of Europe: its law and policies* Oxford University Press 2017, pp. 465–506.
- F. Dorsemont, K. Lörcher, I. Schömann (eds.), *The European Convention on Human Rights and the Employment Relation*, Hart Publishing 2013.
- S. Dothan, 'Judicial tactics in the European Court of Human Rights' (2011) 358 *University of Chicago Public Law & Legal Theory Working Paper* 115.

- S. van Drooghenbroeck, 'L'horizontalisation des droits de l'homme' in H. Dumont, F. Ost, S. van Drooghenbroeck (eds.), *La responsabilité, face cachée des droits de l'homme*, Bruylant 2005, pp. 355–390.
- A. Drzemczewski, 'The role and authority of the European Court of Human rights', 2018 *International Conference: Constitutional Courts and Human Rights Protection*, 1–2 October 2018, organised by Judicial Yuan (Constitutional Court, Taipei, Taiwan).
- P. Ducoulombier, 'Conflicts between fundamental rights and the ECHR: an overview' in E. Brems (ed.) *Conflicts between fundamental rights*, Intersentia 2008, pp. 217–247.
- J. Dugard, 'Diplomatic Protection', *Max Planck Encyclopedias of International Law*, Oxford University Press 2009.
- K. Dzehtsiarou and A. Greene, 'Restructuring the European Court of Human Rights: preserving the right of individual petition and promoting constitutionalism' (2013) *Public Law* 710.
- M.A. Eissen, 'The European Convention on Human Rights and the Duties of the Individual' (1962) *Nordisk Tidsskrift for International Ret* 230.
- L. van den Eynde, 'An empirical look at the amicus curiae practice of human rights NGOs before the European Court of Human Rights' (2013) 31 *Netherlands Quarterly of Human Rights* 271.
- J.H. Gerards, 'Pluralism, Deference and the Margin of Appreciation Doctrine' (2011) 17 *European Law Journal* 80.
- J.H. Gerards, 'The European Court of Human Rights and the national courts – giving shape to the notion of "shared responsibility"' in J.H. Gerards and J.W.A. Fleuren (eds.), *Implementation of the European Convention on Human Rights and of the judgments of the ECtHR in national case law. A comparative analysis*, Intersentia 2014, pp. 13–94.
- J.H. Gerards, 'Inadmissibility Decisions of the European Court of Human Rights: A Critique of the Lack of Reasoning' (2014) 14 *Human Rights Law Review* 148.
- J.H. Gerards and L.R. Glas, 'Access to justice in the European Convention on Human Rights System' (2017) 35 *Netherlands Quarterly of Human Rights* 11.
- J.H. Gerards and E. Brems (eds.), *Procedural review in European fundamental rights cases*, Cambridge University Press 2017.
- J.H. Gerards, 'Procedural Review by the ECtHR: a Typology' in J.H. Gerards and E. Brems (eds.) *Procedural Review in European Fundamental Rights Cases*, Cambridge University Press 2017, pp. 127–160.
- J.H. Gerards, 'The European Court of Human Rights' in A. Jakab, A. Deyevre, G. Itzcovich (eds.), *Comparative Constitutional reasoning*, Cambridge University Press 2017, pp. 237–276.
- J.H. Gerards, 'Margin of Appreciation and Incrementalism in the Case Law of the European Court of Human Rights' (2018) 18 *Human Rights Law Review* 495.
- J.H. Gerards, *General principles of the European Convention on Human Rights*, Oxford University Press 2019.
- J.H. Gerards, 'Advisory Opinion: European Court of Human Rights (ECtHR)', *Max Planck Encyclopedia of International Procedural Law (MPEiPro)*, Oxford University Press 2019.
- C. Giannopoulos, 'Considerations on Protocol No. 16: Can the New Advisory Competence of the European Court of Human Rights Breathe New Life into the European Convention on Human Rights?' (2015) 16 *German Law Journal* 337.
- L.R. Glas, *The Theory, Potential and Practice of Procedural Dialogue in the European Convention on Human Rights System*, Intersentia 2016.
- L.R. Glas, 'State Third-Party Interventions before the European Court of Human Rights: the what and how of intervening' (2016) 5 *European Journal of Human Rights* 539.

- L.R. Glas, 'The functioning of the pilot-judgment procedure of the European Court of Human Rights in practice' (2016) 34 *Netherlands Quarterly of Human Rights* 41.
- L.R. Glas, 'Translating the Convention's Fairness Standards to the European Court of Human Rights: an exploration with a Case Study on Legal Aid and the Right to a Reasoned Judgment' (2018) 10 *European Journal of Legal Studies* 47.
- L.R. Glas, 'The European Court of Human Rights supervising the execution of its judgments' (2019) 37 *Netherlands Quarterly of Human Rights* 228.
- L.R. Glas, 'From Interlaken to Copenhagen: What has become of the proposals aiming to reform the functioning of the European Court of Human Rights?' (2020) 20 *Netherlands Quarterly of Human Rights* 121.
- C. van de Graaf, 'Procedural fairness: between human rights law and social psychology' (2021) 39 *Netherlands Quarterly of Human Rights* 11.
- S. Greer, *The margin of appreciation: interpretation and discretion under the European Convention on Human Rights*, Council of Europe Publishing 2000.
- S. Greer, *The European Convention on Human Rights: Achievements, Problems and Prospects*, Cambridge University Press 2006.
- S. Greer and L. Wildhaber, 'Revisiting the debate about "constitutionalising" the European Court of Human Rights' (2012) 12 *Human Rights Law Review* 655.
- S. Greer, J.H. Gerards, R. Slowe, *Human rights in the Council of Europe and the European Union*, Cambridge University Press 2018.
- E. Gruodyté and S. Kirchner, 'Legal aid for intervenors in proceedings before the European Court of Human Rights' (2016) 2 *International Comparative Jurisprudence* 36.
- D. Harris, M. O'Boyle, E. Bates, C. Buckley, *Harris, O'Boyle and Warbrick: Law of the European Convention on Human Rights*, Oxford University Press 2018 (4th edition).
- M. Hartwig, 'Much ado about human rights: the Federal Constitutional Court confronts the European Court of Human Rights' (2005) 6 *German Law Journal* 869.
- P. Harvey, 'Third party interventions before the ECtHR: a rough guide' (2015) *Strasbourg Observers* 24 February 2015 <www.strasbourgobservers.com/2015/02/24/third-party-interventions-before-the-ecthr-a-rough-guide/> accessed 31 January 2022.
- L. Hennebel, 'Le rôle des amici curiae devant la Cour Européenne des Droits de l'Homme' (2007) 71 *Revue Trimestrielle des droits de l'homme* 641.
- P. Hirvelä and S. Heikkilä, *Right to a fair trial. A practical guide to the Article 6 case-law of the European Court of Human Rights*, Intersentia 2021.
- L. Huijbers, 'Procedural-type review: a more neutral approach to human rights protection by the European Court of Human Rights?' (2017) *European Society of International Law Conference Paper Series*.
- L. Huijbers, *Process-based fundamental rights review. Practice, concept and theory*, Intersentia 2019.
- T. Hutchinson, 'The doctrinal method: incorporating interdisciplinary methods in reforming the law' (2015) 3 *Erasmus Law Review* 130.
- A. Ieven, 'Privacy rights in conflict: in search of the theoretical framework behind the European Court of Human Rights' balancing of private life against other rights' in E. Brems (ed.) *Conflicts between fundamental rights*, Intersentia 2008, pp. 39–67.
- N. Ismaili, *Who cares for the child?: regulating custody and access in family and migration law in the Netherlands, the European Union and the Council of Europe*, VU Amsterdam (diss.) 2018.

- N. Jägers, 'UN Guiding Principles on Business and Human Rights: making headway towards real corporate accountability' (2011) 29 *Netherlands Quarterly of Human Rights* 159.
- J. Jahn, 'Ruling (in)directly through individual measures? Effect and legitimacy of the ECtHR's new remedial power' (2014) 74 *ZaöRV* 1.
- T. de Jong, *Procedurele waarborgen in materiële EVRM-rechten* [Procedural guarantees in substantive ECHR provisions], Wolters Kluwer 2017.
- R. Kay, 'The European Convention on Human Rights and the control of private law' (2005) 5 *European Human Rights Law Review* 466.
- K. Keith, 'Procedural fairness in the international legal tradition: the fundamentals of judicial procedure' in A. Sarvarian, F. Fontanelli, R. Baker, T. Vassilis (eds.), *Procedural fairness in international courts and tribunals*, British Institute of International and Comparative Law 2015, pp. 39–57.
- H. Keller and C. Marti, 'Reconceptualizing implementation: the judicialization of the execution of the European Court of Human Rights' judgments' (2016) 25 *European Journal of International Law* 829.
- A. Kjeldgaard-Pedersen, *The international legal personality of the individual*, Oxford University Press 2018.
- T. Kleinlein, 'The procedural approach of the European Court of Human Rights: between subsidiarity and dynamic evolution' (2019) 68 *International and Comparative Law Quarterly* 91.
- N. Koffeman, *Morally sensitive issues and cross-border movement in the EU. The cases of reproductive matter and legal recognition of same-sex relationships*, Intersentia 2015.
- J. Kratochvil, 'The inflation of the margin of appreciation doctrine by the European Court of Human Rights' (2011) 29 *Netherlands Quarterly of Human Rights* 324.
- D. Kurban, 'Forsaking individual justice: the implications of the European Court of Human Rights' Pilot judgment procedure for victims of gross and systematic violations' (2016) 16 *Human Rights Law Review* 731.
- P. Lauren, *The evolution of international human rights: visions seen*, University of Pennsylvania Press 2011 (3rd edition).
- L. Lavrysen, *Human rights in a positive state: rethinking the relationship between positive and negative obligations under the European Convention on Human Rights*, Intersentia 2016.
- L. Lavrysen, 'System of restrictions' in P. van Dijk, F. van Hoof, A. van Rijn, L. Zwaak (eds.), *Theory and practice of the European Convention on Human Rights*, Intersentia 2018 (5th edition), pp. 307–330.
- L. Lavrysen and N. Mavronicola (eds.), *Coercive Human Rights: Positive Duties to Mobilise the Criminal Law under the ECHR*, Hart Publishing 2020.
- L. Lazarus, 'Positive obligations and Criminal Justice: Duties to Protect or Coerce' in J. Roberts and L. Zedner (eds.), *Principled and values in Criminal Law and Criminal Justice: Essays in Honour of Professor Andrew Ashworth*, Oxford University Press 2012, pp. 135–155.
- L. Lazarus, 'Preventive obligations, risk and coercive overreach' in L. Lavrysen and N. Mavronicola (eds.), *Coercive Human Rights: Positive Duties to Mobilise the Criminal Law under the ECHR*, Hart Publishing 2020, pp. 249–266.
- P. Leach, H. Hardman, S. Stephenson, 'Can the European Court's pilot judgment help resolve systematic human rights violations? *Burdov* and the failure to implement domestic court decisions in Russia' (2010) 10 *Human Rights Law Review* 346.
- P. Leach, 'No longer offering fine mantras to a parched child? The European Court's developing approach to remedies' in A. Føllesdal, B. Peters, G. Ulfstein (eds.), *Constituting Europe: the*

- European Court of Human Rights in a national, European and global context*, Cambridge University Press 2013, pp. 142–180.
- P. Leach, *Taking a case to the European Court of Human Rights*, Oxford University Press 2017 (4th edition).
- I. Leigh, 'Horizontal rights, the Human Rights Act and Privacy: lessons from the Commonwealth' (1999) 48 *International and Comparative Law Quarterly* 57.
- N. van Leuven, *Contracten en mensenrechten: een mensenrechtelijke lezing van het contractenrecht* [Contract law and human rights], Intersentia 2009.
- L. Lixinski, 'Procedural fairness in human rights systems' in A. Sarvarian, F. Fontanelli, R. Baker, V. Tsevelekos (eds.), *Procedural fairness in international courts and tribunals*, British Institute of International and Comparative Law 2015, pp. 325–342.
- F. de Londras, 'Dual functionality and the persistent frailty of the European Court of Human Rights' (2013) 1 *European Human Rights Law Review* 38.
- C.M.S. Loven, 'Milieudefensie summons Shell: similar obligations for States and companies when it comes to CO2 reduction?' (2019), *Blog of the Montaigne Centre for Rule of Law and Administration of Justice* 26 June 2019 <www.blog.montaignecentre.com/en/milieudefensie-summons-shell-similar-obligations-for-states-and-companies-when-it-comes-to-co2-reduction-2/> accessed 31 January 2022.
- C.M.S. Loven, 'A and B v. Croatia and the concurring opinion of Judge Wojtyczek: the procedural status of the "disappearing party"' (2019), *Strasbourg Observers* 16 July 2019 <www.strasbourgobservers.com/2019/07/16/a-and-b-v-croatia-and-the-concurring-opinion-of-judge-wojtyczek-the-procedural-status-of-the-disappearing-party/> accessed 31 January 2022.
- C.M.S. Loven, "'Verticalised" cases before the European Court of Human Rights unravelled: an analysis of their characteristics and the Court's approach to them' (2020) 38 *Netherlands Quarterly of Human Rights* 246.
- C.M.S. Loven, 'Horizontale positieve verplichtingen in de rechtspraak van het Europees Hof voor de Rechten van Mensen' [Horizontal positive obligations and the case law of the European Court of Human Rights] (2020) 45 *Nederlands Tijdschrift voor de Mensenrechten* 479.
- M.R. Madsen, 'From cold war instrument to Supreme European Court: the European Court of Human Rights at the crossroads of international and national law and politics' (2007) 32 *Law & Social Inquiry* 137.
- P. Mahoney, 'New challenges for the European Court of Human Rights resulting from the expanding case load and membership' (2002) 21 *Penn State International Law Review* 101.
- P. Mahoney, 'Commentaire' in H. Ruiz Fabri and J.M. Sorel (eds.), *La tiers à l'instance devant les juridictions internationales*, Pedone 2005, pp. 151–161.
- R. Mares (ed.), *The UN Guiding Principles on Business and Human Rights – foundations and implementation*, Martinus Nijhoff Publishers 2012.
- M. McConville and W. Hong Chui, 'Introduction and overview' in M. McConville and W. Hong Chui (eds.), *Research methods for law*, Edinburgh: Edinburgh University Press 2017 (2nd edition), pp. 1–17.
- R. McCorquodale, 'The individual and the international legal system' in M. Evans (ed.), *International law*, Oxford University Press 2014 (4th edition), pp. 280–305.
- F. Mégret, 'Nature of obligations' in D. Moeckli, S. Shah, S. Sivakumaran (eds.), *International human rights law*, Oxford University Press 2014 (2nd edition), pp. 86–109.

- E. Merckx, 'The ECtHR on parental authority and contact after separation. Towards a more child-centred perspective?' in P. Czech, L. Heschl, K. Lukas, M. Nowak, G. Oberleitner (eds.), *European Yearbook on Human Rights 2020*, Intersentia 2020, pp. 97–133.
- J.G. Merrills and A.H. Robertson, *Human rights in Europe: a study of the ECHR*, Manchester University Press 2001 (4th edition).
- D. Moeckli, S. Shah, S. Sivakumaran (eds.), *International human rights law*, Oxford University Press 2014 (2nd edition).
- C.R. Mol, *The child's right to participate in family law disputes. Represented, heard or silenced?*, Intersentia 2022.
- N. Mole and C. Harby, *The right to a fair trial*, Council of Europe Human Rights Handbook No. 3, 2006 (2nd edition).
- A. Moravcsik, 'The origins of Human Rights Regimes: Democratic Delegation in Postwar Europe' (2000) 54 *International organisation* 217.
- J. Morsink, *The Universal Declaration of Human Rights: origins, drafting and intent*, University of Pennsylvania Press 1999.
- A. Mowbray, 'The creativity of the European Court of Human Rights' (2005) 5 *Human Rights Law Review* 57.
- A. Mowbray, 'The Interlaken Declaration: The beginning of a new era for the European Court of Human Rights?' (2010) 10 *Human Rights Law Review* 519.
- A. Mowbray, 'Subsidiarity and the European Convention on Human Rights' (2015) 15 *Human Rights Law Review* 313.
- D. Nicol, 'Original intent and the European Convention on Human Rights' (2005) *Public Law* 152.
- A. Nussberger, 'Subsidiarity in the Control of Decisions Based on Proportionality: An Analysis of the Basis of the Implementation of ECtHR judgments into German Law' in A. Seibert-Fohr and M. Villiger, *Judgments of the European Court of Human Rights: Effects and Implementation*, Nomos Verlagsgesellschaft 2014, pp. 165–185.
- A. Nussberger, 'Procedural Review by the ECHR: View from the Court' in J.H. Gerards and E. Brems (eds.), *Procedural Review in European Fundamental Rights Cases*, Cambridge University Press 2017, pp. 161–176.
- A. Nussberger, "'Second-hand justice" and the rule of law. Dilemmas in implementing the judgments of the European Court of Human Rights' in R. Spano et al (eds.) *Fair trial: regional and international perspectives (Liber amicorum Linos-Alexandre Sicilianos)*, Anthemis 2020, pp. 349–363.
- S. Ouald Chaib, 'Suku Phull v. France rewritten from a procedural justice perspective: taking religious minorities seriously' in E. Brems (ed.) *Diversity and European human rights. Rewriting judgments of the ECHR*, Cambridge University Press 2013, pp. 218–240.
- A. Paprocka and M. Ziolkowski, 'Advisory opinions under Protocol No. 16 to the European Convention on Human Rights' (2015) 11 *European Constitutional Law Review* 274.
- P. Pastor Vilanova, 'Third parties involved in international litigation proceedings. What are the challenges for the ECHR?' in P. Pinto de Albuquerque and K. Wojtyczek (eds.), *Judicial power in a globalized world (Liber amicorum Vincent de Gaetano)*, Springer 2019, pp. 377–393.
- P. Pastor Vilanova, 'Le juge européen est-il tenu par les règles du procès équitable?' in R. Spano et al. (eds.), *Fair trial: regional and international perspectives (Liber amicorum Linos-Alexandre Sicilianos)*, Anthemis 2020, pp. 391–405.

- P. Popelier and C. van de Heyning, 'Procedural rationality: giving teeth to the proportionality analysis' (2013) 9 *European Constitutional Law Review* 230.
- P. Popelier and C. van de Heyning, 'Subsidiarity post-Brighton: procedural rationality an answer?' (2017) 30 *Leiden Journal of International Law* 5.
- B. Rainey (ed.), *Jacobs, White and Ovey: the European Convention on Human Rights*, Oxford University Press 2017 (7th edition).
- G. Ravarani, 'The Fairness of Proceedings before the European Court of Human Rights' in R. Spano et al. (eds.), *Fair trial: regional and international perspectives (Liber amicorum Linos-Alexandre Sicilianos)*, Anthemis 2020, pp. 453–470.
- G. Ravarani, 'Third parties – poor relations in proceedings before the European Court of Human Rights' (2021) (on file with the author).
- G. Ress, 'The effect of decisions and judgments of the European Court of Human Rights in the domestic legal order' (2005) 40 *Texas International Law Journal* 359.
- D. Rietiker, 'The principle of "effectiveness" in the recent jurisprudence of the European Court of Human Rights: its different dimensions and its consistency with the public international law – No need for the concept of treaty sui generis' (2010) 79 *Nordic Journal of International Law* 245.
- N. Rodley, 'International human rights law' in M. Evans (ed.) *International law*, Oxford University Press 2014 (4th edition), pp. 783–820.
- W. Sadurski, 'Partnering with Strasbourg: constitutionalisation of the European Court of Human Rights, the accession of Central and East European States to the Council of Europe, and the idea of pilot judgments' (2009) 9 *Human Rights Law Review* 397.
- D. Sanderink, *Het EVRM en het materiële omgevingsrecht* [The relationship between the ECHR and substantive environmental and planning law], Kluwer 2015.
- O. de Schutter, 'Towards a new treaty on business and human rights' (2016) 1 *Business and human rights journal* 41.
- G. Serghides, 'The Principle of Effectiveness in the European Convention on Human Rights. In Particular its Relationship to the other Convention Principles' in J. Vidmar (ed.) *Hague Yearbook of International Law* (Vol. 30), Brill Nijhoff 2017, pp. 1–16.
- S. Shah, 'Detention and trial' in D. Moeckli, S. Shah, S. Sivakumaran (eds.), *International human rights law*, Oxford University Press 2014 (2nd edition), pp. 252–277.
- D. Shelton (ed.), *The Oxford Handbook of International Human Rights*, Oxford University Press 2013.
- D. Shelton, 'Significantly disadvantaged? Shrinking access to the European Court of Human Rights' (2016) 16 *Human Rights Law Review* 303.
- L.A. Sicilianos, 'La tierce intervention devant la Cour Européenne des Droits de l'Homme', in H. Ruiz Fabri and J.M. Sorel (eds.), *La tiers à l'instance devant les juridictions internationales*, Pedone 2005, pp. 123–150.
- L.A. Sicilianos, 'The involvement of the European Court of Human Rights in the implementation of its judgments: recent developments under Article 46 ECHR' (2014) 32 *Netherlands Quarterly of Human Rights* 235.
- L.A. Sicilianos and M.A. Kostopoulou, *The individual application under the European Convention on Human Rights*, Council of Europe 2019.
- L.A. Sicilianos, 'The European Convention on Human Rights at 70: the dynamic of a unique international instrument' in P. Czech, L. Heschl, K. Lukas, M. Nowak, G. Oberleitner, Gerd (eds.), *European Yearbook on Human Rights 2020*, Intersentia 2020, pp. 3–15.

- O. Sidhu, *The Concept of Equality of Arms in Criminal Proceedings under Article 6 of the European Convention on Human Rights*, Intersentia 2017.
- S. Smet, 'Freedom of expression and the right to reputation: human rights in conflict' (2010) 26 *American University International Law Review* 183.
- S. Smet, *Resolving conflicts between human rights: a legal theoretical analysis in the context of the ECHR*, Ghent University (diss.) 2014.
- S. Smet, *Resolving conflicts between human rights: the judge's dilemma*, Routledge 2017.
- J.M. Smits, 'What is legal doctrine? On the aims and methods of legal-dogmatic research' in R. van Gestel, H.W. Micklitz and E.L. Rubin (eds.), *Rethinking legal scholarship. A transatlantic dialogue*, Cambridge University Press 2017, pp. 207–228.
- R. Spano, 'Universality or diversity of human rights? Strasbourg in the age of subsidiarity', (2014) 14 *Human Rights Law Review* 487.
- R. Spano, 'Future of the European Court of Human Rights – Subsidiarity, process-based review and the rule of law' (2018) 18 *Human Rights Law Review* 473.
- D. Spielmann, *L'effet potentiel de la Convention européenne des droits de l'homme entre personnes privées*, Bruylant 1995.
- D. Spielmann, 'The European Convention on Human Rights. The European Court of Human Rights' in J. Fedtke and D. Oliver (eds.) *Human rights and the private sphere: a comparative study*, Routledge-Cavendish 2007, pp. 427–464.
- D. Spielmann, 'Allowing the right margin: the European Court of Human Rights and the national margin of appreciation doctrine: waiver or subsidiarity of European review?' (2012) *Cambridge Yearbook of European Legal Studies 2011–2012*, pp. 381–418.
- D. Spielmann, 'Whither the margin of appreciation?' (2014) 67 *Current Legal Problems* 49.
- J. Sweeney, *The European Court of Human Rights in the post-Cold War era: universality in transition*, Taylor and Francis 2013.
- V. Stoyanova, 'The disjunctive juncture of positive rights under the European Convention on Human Rights' (2018) 87 *Nordic Journal of International Law* 344.
- V. Stoyanova, 'Common law tort of negligence as a tool for deconstructing positive obligations under the European Convention on Human Rights' (2020) 24 *The International Journal of Human Rights* 632.
- J. Thibaut and L. Walker, *Procedural justice: a psychological analysis*, L. Erlbaum Associates 1975.
- C. Tomuschat, *Human rights: between idealism and realism*, Oxford University Press 2014 (3rd edition).
- G. Ulfstein, 'The European Court of Human Rights and national courts: a constitutional relationship?' in O.M. Arnardóttir and A. Buyse (eds.), *Shifting Centres of Gravity in Human Rights Protection: Rethinking relations between the ECHR, EU, and national legal orders*, Routledge 2016, pp. 46–58.
- T. Voland and B. Schiebel, 'Advisory opinions of the European Court of Human Rights: unbalancing the system of human rights protection in Europe?' (2017) 17 *Human Rights Law Review* 73.
- J. Vranken, 'Exciting times for legal scholarship' (2012) 2 *Law and Method* 2012 42.
- H. de Vylder, 'Stensholt v. Norway: Why single judge decisions undermine the Court's legitimacy' (2014) *Strasbourg Observers* 28 May 2014, <<https://strasbourgobservers.com/2014/05/28/stensholt-v-norway-why-single-judge-decisions-undermine-the-courts-legitimacy-2/>> accessed 31 January 2022.

- J. Wadham and T. Said, 'What price the right of individual petition: report of the evaluation group to the Committee of Ministers on the European Court of Human Rights' (2002) 2 *European Human Rights Law Review* 169.
- D. Walton, 'Subsidiarity and the Brighton Declaration' in A. Seibert-Fohr and M. Villiger, *Judgments of the European Court of Human Rights: Effects and Implementation*, Nomos Verlagsgesellschaft 2014, pp. 193–206.
- N. Weiss, 'Origin and further development' in S. Schmahl and M. Breuer (eds.), *The Council of Europe: its law and policies*, Oxford University Press 2017, pp. 3–22.
- A. Wiik, *Amicus curiae before international courts and tribunals*, Nomos Verlagsgesellschaft 2018.
- L. Wildhaber, 'A constitutional future for the European Court on Human Rights?' (2002) 25 *Human Rights Law Journal* 161.
- L. Wildhaber, *The European Court of Human Rights 1998–2006: history, achievements, reform*, N.P. Engel Publisher 2006.
- K. Wojtyczek, 'Procedural Justice and the Proceedings Before the European Court of Human Rights: Who Should Have the Right to be Heard?' in R. Spano et al (eds.), *Fair trial: regional and international perspectives (Liber amicorum Linos-Alexandre Sicilianos)*, Anthemis 2020, pp. 741–755.
- J. Wouters, C. Ryngaert, T. Ruys, G. de Baere (eds.), *International law: a European perspective*, Hart Publishing 2019.
- D. Xenos, *The positive obligations of the state under the European Convention of Human Rights*, Routledge 2012.
- L. Zwaak, Y. Haeck, C. Burbano Herrera, 'Procedure before the Court' in P. van Dijk, F. van Hoof, A. van Rijn, L. Zwaak (eds.), *Theory and practice of the European Convention on Human Rights*, Intersentia 2018 (5th edition), pp. 79–271.