
TABLE OF CONTENTS

List of Abbreviations.....	9
Acknowledgments	11
1 Introduction.....	13
1.1 Case Selection	17
1.2 Generalization.....	19
1.3 Theoretical and Methodological Issues	21
1.4 Terminology.....	22
1.5 Book Contents.....	28
1.6 Some Hints to the Reader.....	34
I. GENERAL TRENDS OF HUMAN RIGHTS COMMITMENTS	
2 What We Know about Adopting International Human Rights Commitments	37
2.1 Why Human Rights Treaties Are Special	39
2.2 Why States Adopt Human Rights Treaties.....	45
2.3 Overview and Categorization of Writings on International Human Rights Treaties	49
2.4 Findings of Important Works	52
3 Political Regimes and Commitment Patterns.....	57
3.1 Introduction	57
3.2 Methodology and Terminology	59
3.3 Historical Trends and Geographical Patterns in Commitment Practice.....	63
3.4 Commitment Patterns of Political Regimes.....	67
3.5 Conclusion.....	74

II. CASE STUDY

4	Human Rights Commitments in Czechoslovakia, Czech Republic and Slovakia – Background Information	79
4.1	The Socialist Past.....	79
4.2	Changes in the 1990s during the Initial Stages of Democratic Transition.....	83
4.3	Developments in the Czech Republic after the Split of the Federation.....	85
4.4	Developments in Slovakia after the Split of the Federation	89
4.5	Conclusions: From Resistance through Enthusiasm to Pragmatic Approaches.....	91
5	Treaty Control Mechanism, Legitimacy and Domestic Change ...	95
5.1	Introductory Remarks	95
5.2	Theoretical Expectations	98
5.3	Data Analysis	99
5.4	Regimes and Reasons for Human Rights Commitments.....	104
5.5	Czechoslovakia 1948–1989 and Its Approach to Human Rights and International Law	106
5.6	Why States Make International Human Rights Commitments.....	109
5.7	Conclusion.....	115
6	Commitment Decisions: Differences between Leftist and Rightist Governments	119
6.1	Introduction and Overview of Theory	119
6.2	Research Design and Research Questions.....	122
6.2.1	Case Selection	122
6.2.2	Research Aims	123
6.3	Empirical Research.....	124
6.3.1	Introductory Remarks on Data Analysis.....	124
6.3.2	Commitments to Human Rights Treaties	126
6.3.3	Governmental Manifestos	132
6.4	Conclusion.....	135
7	Moderating the Commitment Decision with Reservations: Explaining What Is Missing in Commitment Patterns	137
7.1	Introduction	137
7.2	Research Puzzle	138

7.3	Historical Overview of the Reservations Practice and Its Relationship to the Character of Commitments	141
7.4	Commitments, Regimes, and Control Mechanisms – How the Reservations Change Existing Patterns.....	146
7.5	Concluding Remarks.....	151
8	Who and What Impacts the Process of Adopting Human Rights Commitments? Veto Players and International Human Rights Commitments.....	153
8.1	Introduction	153
8.2	Veto Players and Commitment Activity	154
8.3	Conclusion.....	159
 III. INDIRECT INFLUENCES (MICRO-LEVEL ANALYSIS)		
9	Human Rights Treaties before Constitutional Courts: Identical Starting Points, Slightly Different Outcomes	163
9.1	Constitutional Courts and Human Rights Treaties before and during the Transitional Period to Democracy	163
9.2	Doctrines and Case Law of the Constitutional Court of the Czech Republic.....	166
9.2.1	Initial Starting Point: An Exclusive but ‘Anaemic’ System.....	166
9.2.2	The So-called Constitutional Euro-amendment: from Anaemia to ‘Gleichschaltung’ of Treaties and Back	167
9.2.3	Prospective Difficulties of the Constitutional Court Doctrine.....	171
9.2.4	Impact of Exclusive Position of HR Treaties for Domestic HR Adjudication.....	173
9.3	Doctrines and Case Law of the Slovak Constitutional Court.....	175
9.3.1	Constitutional Relevance without Hierarchy.....	175
9.3.2	The Constitutional Euro-amendment and HR Treaties: Much Ado about Nothing?.....	176
9.3.3	Practical Implications for Constitutional Court Case Law.....	177
9.4	Conclusions	179
10	International Human Rights Treaties in the Case Law of Domestic Courts: Supreme Court and Supreme Administrative Court.....	183
10.1	National Life of International Treaties Applied by Courts.....	183
10.2	Several Methodological Notes.....	186

10.3 General Summary.....	188
10.4 Manners of Applying Human Rights Treaties in Case Law.....	192
10.4.1 Introductory Notes.....	192
10.4.2 Treaty as Supportive Argument.....	194
10.4.3 Cardinal Importance of the Treaty.....	199
10.5 Differences across Treaties: General Trends.....	206
10.5.1 Introductory Notes.....	206
10.5.2 Subject Matter and Characteristic of the Legal Form of the International Treaty.....	207
10.5.3 Establishment of the Treaty in the National Environment.....	209
10.6 Conclusion.....	210
11 International Human Rights Law in Legal Education.....	213
11.1 Introduction.....	213
11.2 Human Rights Education in International Law.....	215
11.3 Human Rights Education at Primary and Secondary Schools.....	219
11.4 Legal Education in the Czech Republic and Slovakia.....	223
11.5 International Human Rights at Czech and Slovak Law Schools.....	228
11.6 Conclusion.....	239
12 Conclusion.....	243
About the Authors.....	255
Bibliography.....	257
List of Figures.....	287
List of Tables.....	289
Index.....	291
ANNEX 1: List of Treaties.....	295
ANNEX 2: Ranking of the United Nations Member States and Their Commitment Practice.....	305
ANNEX 3: Ranking of the Council of Europe Member States and Their Commitment Practice.....	311