

GEO-REGIONAL HUMAN RIGHTS LAW AND MECHANISMS

Contribution to the course Human Rights Law

Contents

Preliminary remark: At the Faculty of Law of Universitas Gadjah Mada the courses are shared by several lecturers. This table informs about my lectures on 13.04. and 08.05.2023. They complement those of my colleagues *Dr. Sri Wiyanti Eddyono* and *Dr. Herlambang P. Wiratraman*.

§ 1 The Multi-level protection of human rights and the parallelism of human and fundamental rights regimes

- I. Human and fundamental rights
- II. Human and fundamental rights regimes and other mechanisms
- III. The parallelism of human and fundamental rights regimes
- IV. Geo-regional human rights regimes as expressions of identity of civilisations

§ 2 European human rights law

- I. The role of the Council of Europe to promote the protection of human rights
- II. The European Convention on Human Rights (ECHR)
 - 1) Wording and reality: the European Convention as a "living instrument"
 - 2) The rights guaranteed in the European Convention and its protocols
 - 3) The specific limitation clauses in the European Convention and its protocols
 - 4) Central elements of human rights doctrine under the European Convention
- III. The European Court of Human Rights (ECtHR)
 - 1) The European Court of Human Rights as treaty-body of the European Convention
 - 2) Composition and structure
 - 3) Individual complaints to the Court (art. 34 ff. ECHR)
 - 4) The supervision of the execution of the judgements by the Council of Europe's Committee of Ministers (art. 46 ECHR)
- IV. European human rights treaties on special subjects
- V. Excursus: The Charter of Fundamental Rights of the European Union

§ 3 American human rights law

- I. The role of the Organisation of American States (OAS) to promote human rights
- II. The American Convention on Human Rights (ACHR)
- III. The Inter-American Commission of Human Rights
- IV. The Inter-American Court of Human Rights (IACtHR)
- V. American human rights treaties on special subjects

§ 4 African human rights law

- I. The African Union and human rights
- II. The African Charter on Human and Peoples' Rights (Banjul Charta)

- III. The African Commission on Human and Peoples' Rights
- IV. The African Court of Human and Peoples' Rights (ACtHPR)
- V. African human rights treaties on special subjects

§ 5 The missing Asian human rights law

- I. The "Asian values" doctrine and the long way to the acceptance of the idea of human rights in East and Southeast Asia
- II. ASEAN and human rights
- III. The ASEAN Human Rights Declaration (AHRD) - on the way to an ASEAN charter of human rights?

§ 6 Discussion and conclusion on the merits and weaknesses of the existing geo-regional human rights regimes

More information on this course contribution at www.thomas-schmitz-yogyakarta.id. For any questions, suggestions and criticism please contact me via WhatsApp, e-mail (tschmit1@gwdg.de) or in my office (Building A, room A.IV.11).