

Human Rights Law Journal · HRLJ

HRLJ

31 August 2021

Vol. 41 No. 1-8

ISSN 0174/4704

Pages 1-328

XVIII Congress of the Conference of European Constitutional Courts (CECC) Prague 2021

International and Supranational Catalogues of Human Rights in Theory and in Practice

- Video message by **Robert Spano**, President of the European Court of Human Rights, Strasbourg..... 1
- Video message by **Koen Lenaerts**, President of the Court of Justice of the European Union, Luxembourg 4

Selected Issues

- Christoph Grabenwarter**, Vienna – The Right to Life before European Constitutional Courts 7
- Stephan Harbarth**, Karlsruhe – Specifics of Germany’s Catalogue of Human Rights and the History of its Application in the Case-Law of the German Federal Constitutional Court..... 9
- Christine Langenfeld** and **Henning Radtke**, Karlsruhe – National Report: Germany 13

2. DECISIONS and REPORTS

Inter-American Court of Human Rights (IACtHR), Costa Rica

- 9. XI. 20 – “The obligations in matters of human rights of a State that has denounced the American Convention on Human Rights and the Charter of the OAS” / Colombia’s request for an Advisory Opinion as rephrased by the Court / *OC-26/20*: An example how the Court interprets its advisory functions / Background: Venezuela’s withdrawal from the inter-American system 29

European Court of Human Rights (ECtHR), Strasbourg

- 1. XII. 20 – “Tribunal established by law” / Case-law principles clarified / Violation of Article 6 ECHR / *Guðmundur Andri Ástráðsson v. Iceland (GC)* 67
- 8. IV. 21 – Compulsory childhood vaccination / No violation of the right to respect for private life (Article 8 ECHR) / *Vavříčka et al. v. Czech Republic (GC)* 126
- 25. V. 21 – Deficiencies in the bulk interception regime operated under the Investigatory Powers Act 2000 / *Big Brother Watch et al. v. United Kingdom (GC)* 164
- 16. II. 21 – Investigation following the lethal airstrike near Kunduz in 2009 in the context of NATO operations in Afghanistan did not breach the Convention / *Hanan v. Germany (GC)* 241

Court of Justice of the European Union (CJEU), Luxembourg

- 18. V. 21 – Interference with the independence of the judiciary / Personal liability of judges for judicial errors / Risk of political control over the activity of those judges / Six requests for a preliminary ruling / Joined Cases *Asociația Forumul Judecătorilor din România et al.* 275

German Federal Constitutional Court, Karlsruhe

- 24. III. 21 – Climate change – Climate neutrality / Intertemporal guarantees of freedom / Duty to protect life and health / State’s obligations regarding future generations 299

3. DOCUMENTATION

Council of Europe Commissioner for Human Rights, Strasbourg

- 10./23.VIII.21 – Observance of human rights standards in times of emergency / here: Situation at Lithuania’s border with Belarus / Letter of the Commissioner for Human Rights, Dunja Mijatović, to the Prime Minister of Lithuania, Ingrida Šimonytė, and the Prime Minister’s reply 326

4. PENDING PROCEEDINGS

European Court of Human Rights (ECtHR), Strasbourg

Two cases communicated regarding climate change:

- 13. XI. 20 – *Duarte Agostinho et al. v. Portugal and 32 other States* 328
- 17. III. 21 – *Verein KlimaSeniorinnen Schweiz et al. v. Switzerland* 328



N. P. Engel, Publisher

www.hrlj.info

e-mail: N.P.Engel@HRLJ.info

Human rights law journal @ N.P. Engel Verlag
Reproduced with permission of Engel Verlag