

Recent Case Law of International Courts

Syllabus

22 September 2021

Short introduction to the course (ca. 45 mins)

I. Use of force

29 September 2021

ICJ, Oil Platforms (Islamic Republic of Iran v. United States), 6 November 2003, I.C.J. Reports 2003, p. 161

<https://www.icj-cij.org/en/case/90>

6 October 2021

ICJ, Armed Activities on the Territory of the Congo (Democratic Republic of the Congo v. Uganda), 19 December 2005, I.C.J. Reports 2005, p. 168

<https://www.icj-cij.org/en/case/116>

II. Self-determination

13 October 2021

ICJ, Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory (Advisory Opinion), 9 July 2004, I.C.J. Reports 2004, p. 136

<https://www.icj-cij.org/en/case/131>

20 October 2021

ICJ, Legal consequences of the separation of the Chagos Archipelago from Mauritius in 1965 (Advisory Opinion), 25 February 2019, I.C.J. Reports 2019, p. 95

<https://www.icj-cij.org/en/case/169>

III. State immunity

27 October 2021

ICJ, Jurisdictional Immunities of the State (Germany v. Italy: Greece Intervening), Judgment, 3 February 2012, I.C.J. Reports 2012, p. 99

<https://www.icj-cij.org/en/case/143>

ICJ, Arrest Warrant of 1 April 2000 (Democratic Republic of the Congo v. Belgium), Judgment, 14 February 2002, I.C.J. Reports 2002, p. 3

<https://www.icj-cij.org/en/case/121>

3 November 2021

ECtHR (Grand Chamber), *Cudak v. Lithuania*, appl. no. 15869/02, 23 March 2010

<https://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-97879>

ECtHR, *Jones and Others v. United Kingdom*, appl. nos 34356/06 and 40528/06, 14 January 2014

<https://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-140005>

IV. Freedom of religion

10 November 2021

ECtHR (Grand Chamber), *S.A.S. v. France*, appl. no. 43835/11, 1 July 2014

<http://hudoc.echr.coe.int/eng?i=001-145466>

CCPR, *Yaker v. France*, Communication No. 2747/2016, UN Doc CCPR/C/123/D/2747/2016, 17 July 2018

https://tbinternet.ohchr.org/_layouts/15/treatybodyexternal/Download.aspx?symbolno=CCPR%2fC%2f123%2fD%2f2747%2f2016&Lang=en

17 November 2021

ECtHR, *Osmanoğlu and Kocabaş v. Switzerland*, appl. no. 29086/12, 10 January 2017

<http://hudoc.echr.coe.int/eng?i=001-170436>

V. Extraterritorial application of human rights treaties

24 November 2021

ICJ, *Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory* (Advisory Opinion), 9 July 2004, I.C.J. Reports 2004, p. 136, paras 107-113

<https://www.icj-cij.org/en/case/131>

ECtHR (Grand Chamber), *Al-Skeini and Others v. United Kingdom*, appl. no. 55721/07, 7 July 2011

<https://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-105606>

1 December 2021

ECtHR (Grand Chamber), *Georgia v. Russia (II)*, appl. no. 38263/08, 21 January 2021, paras 30-44, 77-84, 105-175, 238-239, 268-270, 328-337

<http://hudoc.echr.coe.int/eng?i=001-207757>

VI. Attribution of conduct and norm conflict

8 December 2021

ECtHR (dec.), *Behrami v. France and Saramati v. France and Others*, appl. no. 71412/01 and 78166/01, 2 May 2007

<https://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-80830>

ECtHR (Grand Chamber), *Al-Jedda v. United Kingdom*, appl. no. 27021/08, 7 July 2011

<https://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-105612>

15 December 2021

CCPR, *Sayadi and Vinck v. Belgium*, Communication No. 1472/2006, UN Doc

CCPR/C/94/D/1472/2006, 29 December 2008

https://tbinternet.ohchr.org/_layouts/treatybodyexternal/Download.aspx?symbolno=CCPR%2fC%2f94%2fD%2f1472%2f2006&Lang=en

ECtHR (Grand Chamber), *Al-Dulimi and Montana Management Inc. v. Switzerland*, appl. no. 5809/08, 21 June 2016

<https://hudoc.echr.coe.int/eng?i=001-164515>

Exam

22 December 2021