Dauphine | PSL★
UNIVERSITÉ PARIS

0IDROY04- European Human Rights Law

Lecturer: Rachael Kondak
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Department: International affairs
Semester: 2

Course level: Undegraduate
Domain: Law
Teaching language: English
Number of in-class hours: 15
Number of course sessions: 5 including an Exam
ECTS:3

Course description and objectives

This course is designed as an introduction to European Human Rights law. Students will discover the working of the Council of Europe, Europe's oldest and leading human rights organization, and its judicial arm, the European Court of Human Rights. A focus of the course will be the European Convention on Human Rights which will celebrate its 75th anniversary in 2025. Students will also discover some of the key articles of the European Convention on Human Rights and two transversal topics: Artificial intelligence and new technologies and climate change.

Prerequisites

At least two years of law.

Learning outcomes

- Students will develop an understanding of the Council of Europe and its human rights protection system, in particular the European Court of Human Rights. Students will have an understanding of the structure of the European Convention on Human Rights, its main articles and general principles of interpretation.
- Students will analyse two contemporary challenges: New Technologies (including Artificial Intelligence) and climate change through the prism of European human rights law.
- Students will become familiar with judgments of the European Court of Human Rights.

Assignments and grading

- Oral exam (10/20 minimum to pass) - Presentation of a case of the European Court of Human Rights
- Participation in the class: 10/20 minimum to pass.

Class participation: Active class participation – this is what makes classes lively and instructive. Come on time and prepared. Class participation is based on quality of comments, not quantity.
Exam policy: In the exam, students will not be allowed to bring any document (except if allowed by the lecturer). Unexcused absences from exams or failure to submit cases will result in zero grades in the calculation of numerical averages. Exams are collected at the end of examination periods.

Course structure

Session	Topic

1	The Council of Europe and the European Convention on Human Rights (general principles of application - proportionality, the margin of appreciation, negative and positive obligations)
2	The living instrument doctrine- how the European Court of Human Rights through its evolutive interpretation of the European Convention ensures that the Convention is a living instrument and able to face new societal challenges and shifts
3	The Council of Europe facing contemporary challenges - Artificial Intelligence and new technologies
4	The Council of Europe facing contemporary challenges - climate change and the environment including the recent Strasbourg case of *KlimaSeniorinnen v Switzerland*
5	What future for human rights? Exam: oral presentation of a case

Bibliography

- Harris, O'Boyle and Warbrick, *Law of the European Convention on Human Right*s 5th edn (OUP, 2023).

- Jacobs, White and Ovey, The European Convention on Human Rights, 8th edn (OUP 2020)

Lecturer's biography

Rachael Kondak qualified as a barrister in London in 1997 and practiced for seven years before moving to Strasbourg, France to work for the Council of Europe and from 2009 in the European Court of Human Rights. In the Court Rachael has worked in the Research Division before joining the President's Private Office in 2018. Rachael now works as the Head of the President's Private Office.

Be aware of the rules in Université Paris Dauphine about plagiarism and cheating during exams. All work turned in for this course must be your own work, or that of your own group. Working as part of a group implies that you are an active participant and fully contributed to the output produced by that group

Moodle

This course is on Moodle: **YES**

Academic integrity

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