

International Human Rights Research
- Guide to Selected Sources -

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The *Centre for Comparative and Public Law* (CCPL) was established in 1995 within the Faculty of Law of the University of Hong Kong. The purposes of the CCPL are to promote research and other activities in the field of public and comparative law. The CCPL has organised many seminars relating to international law and human rights in Hong Kong, and has active research projects in this area.

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INTRODUCTION

Research in the field of international human rights law can be an exciting but also frustrating experience; persistence and imagination are often required to find material that is relevant to your research needs. Unlike national systems of law, in which the relevant material is generally confined to a relatively small number of sources, pertinent material in international law may be scattered across a wide range of different types of source material, found in many different types of publication. When one adds to that the fact that there are some 190 States in the world – all of whose practice is theoretically relevant to the determination of a question of customary international law and whose practice may be inadequately documented, or simply not generally accessible – it is easy to see that the nature of the research required may be quite different from researching a question of domestic law.

The good news is that an enormous amount of international law and international human rights material has become available on-line through the internet and in other electronic formats. The downside is that there is so much material available that one can be overwhelmed – finding the material you need without too many false leads can be difficult and you will need to understand the most effective search techniques for different purposes. A further note of caution is that there are still many sources which are not available on-line (both older material, material from developing countries, and many secondary

sources), and that for most purposes proper research results will require a combination of old and new search techniques and sources.

This Guide was prepared by Andrew Byrnes and Robyn Emerton in the context of the LLM (Human Rights) programme at the University of Hong Kong. It is therefore aimed primarily at assisting law students and others based in Hong Kong in researching human rights issues. However, the Guide should also be useful to anyone conducting human rights research from other countries, particularly those with access to law libraries and/or the world-wide web.

The purpose of this Research Guide is simply to point you in the direction of some research guides, reference works, major primary sources, treatises, and websites that may assist you in finding what you need for a particular purpose. It is clearly not intended to be exhaustive, but should provide you with adequate starting-points for your research, once you have defined the purpose of your research, and the nature of the material you require for it.

ACCESSING INTERNATIONAL LAW MATERIAL: TYPES OF INFORMATION SOURCES

There are many different types of information sources for researching international human rights law. These include the following:

(a) *Traditional sources*

- § Guides to research
- § Bibliographies (general and specific international legal bibliographies)
- § Textbooks
- § Encyclopaedias and dictionaries (general works, international law reference works, or works dealing with specific areas of international law)
- § International law reports (ICJ, regional courts, other bodies)
- § National law reports
- § National legislation
- § Digests and summaries of State practice (sometimes also found in periodicals) and subject-specific collections of State practice
- § Parliamentary proceedings
- § Public statements of government officials (especially in international fora)
- § Documents of international organisations

- § Documents of non-governmental organisations

(b) *Electronic sources*

On-line

- § Internet/ world-wide web, providing access to a wide range of sources and information
- § Commercial services, such as LEXIS and WESTLAW

CD-ROMs

- § CD-ROM indexes: general or specific indexes to international law materials
- § Full text CD-ROMs containing the text of instruments and other documents

A. GENERAL INTERNATIONAL LAW AS A SOURCE OF HUMAN RIGHTS LAW

Note that all references are to the Law Library collection at the University of Hong Kong libraries, unless otherwise noted. The relevant section of the Law Library, e.g. reference, serials, textbooks, legislation, is also included where possible to assist in locating the materials.

1. GUIDES TO INTERNATIONAL LAW RESEARCH

- § George Washington Journal of International Law and Economics, *Guide to International Legal Research* 5th ed. (2003) [KL155 G94 1st Floor Reference]
- § American Society of International Law, *ASIL Guide to Electronic Resources for International Law* (2002): <http://www.asil.org/resource/home.htm>
- § Lyonette Louis-Jacques, *Legal Research on International Law Issues Using the Internet* (1997, updated 2002): <http://www.lib.uchicago.edu/~llou/forintl.html>

2. BIBLIOGRAPHIES

- § RAVE (Rechtsprechung und Aufsätze in Völkerrecht und Europarecht – case law and articles on international law and European law), accessible in English at <http://www.jura.uni->

duesseldorf.de/rave/e/englhome.htm. This is a bibliography of articles from most German periodicals and major non-German periodicals from 1995, with links to the full-text where these are available on the internet. It also has international case law. The bibliography is updated every three months. Whilst there is a general search facility, this is not very user-friendly, and you will probably find it easier to identify relevant articles through the index (see “overall view of systematic” – human rights are classified under 1.12.).

3. USEFUL REFERENCE TEXTS ON INTERNATIONAL LAW

(a) Encyclopedias and dictionaries

- § Parry and Grant (2nd ed.), *Encyclopaedic Dictionary of International Law* (New York, Oceana Publications, 2004) [R K126.I61 P264 1st floor reference]
- § Rudolf Bernhardt (gen ed) under the auspices of the Max Planck Institute for Comparative Public Law and International Law, *Encyclopedia of Public International Law* (Amsterdam, North-Holland Pub Co., c1992-2000). This encyclopedia presents articles in alphabetical order in four volumes [R K126.I61 E56 P97 c –1st floor reference]
- § “Foreign Relations Law” in *Halsbury’s Laws of England*, vol 18 [KF85 H1 – legislation]

- § “Foreign Relations Law” in *Halsbury’s Laws of Hong Kong*, vol 13, pp 57-274 [KT4360.5 H1 – Hong Kong]
- § *Restatement of the Law (Third): The Foreign Relations Law of the United States* (St Paul, Minn, American Law Institute, 1987-) [PR KG382 A5 R3 – legislation]

(b) Collections of basic documents

- § Malcolm D Evans (ed), *Blackstone’s International Law Documents* (London, Blackstone Press, 6th ed 2003) [KC100 B63 – textbooks]
- § Ian Brownlie (ed), *Basic Documents in International Law* (Oxford, Clarendon Press; New York, Oxford University Press, 5th ed 2002) [KC82 B8 – textbooks]

(c) Textbooks

- § Ian Brownlie, *Principles of Public International Law* (Oxford, Clarendon Press, 6th ed 2003) [C100 B88 P textbooks]
- § Martin Dixon, *Textbook on International Law* (London, Blackstone Press, 4th ed 2000) [KC100 D62 – textbooks]
- § Martin Dixon and Robert McCorquodale, *Cases and Materials on International Law* (London, Blackstone Press, 4th ed 2003) [KC80 D62- textbooks]
- § D J Harris, *Cases and Materials on International Law* (London, Sweet & Maxwell, 5th ed 1998) [KC100 H31 – textbooks]

- § Peter Malanczuk, *Akehurst's Modern Introduction to International Law* (London & New York, Routledge, 7th rev ed 1997; 8th ed 2001 on order) [KC100 M23 – textbooks]
- § Malcolm Shaw, *International Law* (Cambridge, Grotius, 5th ed 2003)
- [KC100 S535 – textbooks]
- § I A Shearer, *Starke's International Law* (London, Butterworths, 11th ed 1994) [KC100 S79 – textbooks]
- § Rebecca M.M. Wallace, *International Law* (London, Sweet & Maxwell, 4th ed 2002) [KC100 W193 — textbooks]

NB. Further international law texts are located at KC80 to KC100 – textbooks.

4. ON-LINE STARTING POINTS IN INTERNATIONAL LAW

There are many websites which include links to other international law and international relations websites¹. These can often provide a useful starting point for your research. Among the more extensive and useful sites are:

- § *American Society of International Law* (<http://www.asil.org/>). This site provides links to a large number of international law and related sites, as well as substantive material. It also contains

¹ On-line starting points focusing specifically on human rights law are contained in Part B of the Research Guide.

information on research techniques and sources. Resources include:

- ASIL Guide to Electronic Resources for International Law (<http://www.asil.org/resource/home.htm>)
- International Law Springboard (<http://www.asil.org/spgbd.htm>)

New Online is a section from the ASIL Newsletter (<http://www.asil.org/newsletter/news.pdf>)

- § Lyonette Louis-Jacques: *Legal Research on International Law Issues Using the Internet* (<http://www.lib.uchicago.edu/~llou/forintlawn.html>). This site contains extensive lists of links to websites relating to the field of international law, including those of international organisations, government agencies and general websites; as well as many other resources, such as recommended reading lists, research guides and discussion groups.
- § University of Michigan Documents Center: *International Agencies and Information on the Web* <http://www.lib.umich.edu/govdocs/intl.html>. This is a searchable website, containing a large number of links to treaties and other international documentation, and information published by and about many international organisations and foreign governments.
- § *Foreign and International Law Links from the JW Long Law Library*, Willamette University (<http://www.willamette.edu/wucl/>)

[longlib/forint.htm](#)). This site contains links to foreign law and government websites, international organisations, treaty collections, human rights websites and other international law resources.

§ *Foreign and International Law Web* from the Washburn University School of Law Library (<http://www.washlaw.edu/forint/forintmain.html>). This is an alphabetically organised and searchable website with links to many primary international and comparative law materials, and useful sites (including by country).

§ University of Chicago D'Angelo Law Library: *Laws of Foreign Countries* (<http://www.lib.uchicago.edu/e/law/foreign.html>). This contains links to a variety of national legal materials and sites, by country, although there is little Asian coverage.

5. TREATIES

(a) Guide to treaty research

For a good overview of how to go about treaty research, see Jill Watson, "Treaties" in the *ASIL Guide to Electronic Resources for International Law*

<http://www.asil.org/resource/treaty1.htm>

(b) Treaties and their status**(i) Hard copy resources**

- § M J Bowman and D J Harris, *Multilateral Treaties: Index and Current Status* (London, Butterworths, 1984) and cumulative supplements [RKC10 B78]
- § Clive Parry (ed), *Consolidated Treaty Series* (an important source of treaty texts from 1648 to the early 20th century) [KC10 P2 – legislation]

(ii) On-line resources – subscription

- § *United Nations Treaty Series* (New York, United Nations, published annually [KC.10.U5], and also on microfiche). The Treaty Series is also available on-line through the *United Nations Treaty Collection*, see below.

United Nations Treaty Collection

Comprising: United Nations Treaty Series, Status of Multilateral Treaties deposited with the Secretary General and Texts of Recently Deposited Multilateral Treaties.

This key on-line resource is updated on a daily basis. It provides information on the status of over 500 major multilateral instruments deposited with the Secretary-General of the United Nations and reflects the status of these instruments, as Member States sign, ratify and accede to them, and lodge declarations, reservations and objections to

them. Unfortunately, it is available by subscription only at <http://untreaty.un.org/>. However, as HKU is a subscriber, it is available to HKU students through the HKU Law Library (<http://library.hku.hk/>) using a "Dragon" combined author/title search (author: United Nations; title: Treaty Collection). Note that you need to click to obtain the username and password in order to gain access to the site.

(iii) On-line resources - free

In addition to the United Nations Treaty Collection, which is available by subscription only, there are a number of freely accessible websites which contain the full text of a wide range of treaties, as well as websites which deal with specific treaties or categories of treaties and which may contain the text and other information about them.

There is a useful page of links to the various on-line treaty collections and databases mentioned below at:

§ JW Long Law Library, Willamette University website, *Foreign and International Law Links*: <http://www.willamette.edu/law/longlib/forint.htm#treaties>

Among the most general resources are the following:

§ *University of Minnesota Human Rights Library* (<http://www1.umn.edu/humanrts/treaties.htm>). This site contains the text of a large number of international and regional instruments on human rights (as well as many other useful human rights materials and links)

- § *Bayefsky.com* (<http://bayefsky.com>) reproduces the United Nations human rights treaties. It also includes new treaties at the relevant defining stage, and many other useful documents relating to the UN treaties and treaty bodies
- § *Multilaterals Project of the Fletcher School of Law and Diplomacy* (<http://fletcher.tufts.edu/multilaterals.html>). This arranges multilateral treaties both chronologically and according to subject (including human rights). The goal of the Project is to provide the full text of all the treaties covered in Bowman and Harris, *Multilateral Treaties: Index and Current Status* (above), which currently tracks (in paper) the status of over 1000 treaties.
- § *Lex Mercatoria* (International Trade Law Monitor) from the University of Tromsø, Norway (<http://www.jus.uio.no/lm/index.html>). This site contains a wide variety of treaties and other instruments mainly related to international trade and commercial law, together with status information about many treaties. It also covers (and is building on) treaties in other areas, such as international human rights law, international criminal law, international environmental law, and Islamic law.
- § *Center for International Earth Science Information Network*, Columbia University (CIESIN - http://www.ciesin.org/sub_guide.html#Anchor-Environmenta-10364). This site (formerly the Environmental Treaties from the Consortium for International Earth Science Information Network) contains many environmental

law treaties, together with their status and other information, searchable through a series of basic questions.

(c) National treaties websites

(i) Hong Kong

- § *HKSAR Department of Justice* (<http://www.justice.gov.hk/choice.htm>) provides a list of bilateral and multilateral treaties applicable to Hong Kong (click on “treaties”).
- § The *Hong Kong Treaty Project* at the Centre for Comparative and Public Law, Faculty of Law, University of Hong Kong (<http://www.hku.hk/ccpl/hktreaty/database.html>) provides much more detailed information about these treaties (with links to other relevant sites, the text of relevant declarations and reservations. In particular, information on the status of the treaties before and after the transfer of sovereignty to the PRC is given.
- § Finally, the *Hong Kong Legal Information Institute* also has an index of Hong Kong treaties (<http://www.hklii.org/hk/other/treaties/index/>). This duplicates the index (only) from the Centre for Comparative and Public Law website. It is also searchable.

(ii) Other countries

Many other countries have developed national treaty websites. To track these down you should look under the treaties section of the WorldLII catalog at the World Legal Information Institute (<http://www.worldlii.org/>

[catalog/2266.html](#)) or the government information page of the country concerned.

6. INTERNATIONAL LAW CASES

(a) Overview of (and links to) international courts and tribunals

For an overview of all international tribunals and adjudicatory bodies presently operating, and links to many of their websites, see the PICT (*Project on International Courts and Tribunals*) website at <http://www.pict-pcti.org/>

b) International Court of Justice

The official *ICJ website* is at <http://www.icj-cij.org/>. As well as containing general information on the jurisdiction of the court, the text of its statutes and rules, its composition etc, the website also contains the full text of all contentious cases and advisory opinions referred to the Court since 1946.

Cornell University also maintains an official mirror website on the ICJ at <http://www.lawschool.cornell.edu/library/cijwww/> which is particularly useful if the ICJ website is not accessible for any reason.

The full judgments, advisory opinions and orders of the ICJ are published in the *International Court of Justice, Reports of Judgments, Advisory Opinions and Orders* (Leyden: ICJ, 1947) [PR KC23 I6 r3 - legislation].

Collections of case law of the ICJ include:

- § E Hambro, *The Case Law of the International Court: A Repertoire of the Judgments, Advisory Opinions and Orders of the Permanent Court of International Justice and the International Court of Justice* (Leiden: Sijthoff, 1952 -) [KC24 H1 – textbooks].
- § JG Syatauw, *Decisions of the International Court of Justice: A Digest* (Leiden: Sijthoff, 2nd Edition, 1969) [KC24 S9 – textbooks]

(c) Permanent Court of International Justice (predecessor to the ICJ)

- § *Permanent Court of International Justice, Judgments, Orders and Advisory Opinions*, Series A, B and C (Leiden: Sijthoff, 1922-40). Many of these cases also appear in the *Annual Digest of Public International Law Cases* or the *International Law Reports* [both at KC20 I5 – legislation].
- § Manley O Hudson (ed), *World Court Reports* (Dobbs Ferry, NY: Oceana, 1969), 4 vols. This contains reports of the Permanent Court of International Justice [KC22 W92 - legislation].

(d) Regional supranational courts

- § Some *African Commission on Human and People's Rights* decisions are available at <http://www.achpr.org>; further decisions are available at the *University of Minnesota Human Rights Library* at <http://www1.umn.edu/humanrts/africa/comision.html> (note the website address misspelling - "comision"!)

- § *European Court of Justice* decisions are reported in the *European Court Reports* [to 1968 only, KC28.C8 – legislation]. They are also found in the *Common Market Law Reports* [KC1006.2C7] also available on LEXIS. Case law is available on the ECJ's official website, in full text, at <http://www.europa.eu.int/cj/en/content/juris/index.htm>
- § *European Court of Human Rights* decisions are reported in the *Official Series A* of the publications of the Court, as well as in the *European Human Rights Reports* [KC29.E89.H9 – legislation], the *Human Rights Law Journal* [K1.H918.R57.L4 – serials] and the *International Law Reports* [KC20.I5 - legislation]. The ECHR official website contains links to pending cases of the European Court, full text of all judgments of the previous Commission and Court and the new Court, and a search engine, at <http://www.echr.coe.int/>. Note that when searching for decisions of the Commission, you must tick the box "Reports" at the top of the search page.
- § *Inter-American Court of Human Rights* information and judgments can be found at the Court's official website at <http://www.corteidh.or.cr/> (click icon at the bottom left for the English version) and also at the *University of Minnesota Human Rights Library* at <http://www1.umn.edu/humanrts/iachr/iachr.html>.
- § *Inter-American Commission of Human Rights* annual reports, which contain reports of decisions in individual cases, can be found at <http://www.cidh.oas.org/commission.htm> and also at the

University of Minnesota Human Rights Library at <http://www1.umn.edu/humanrts/cases/commissn.htm>.

For further detail, see Part C of the Research Guide: *Regional Human Rights Organisations*

(e) General international law reports

Decisions of the ICJ, some decisions of other international tribunals and many decisions of national courts on questions of international law are published in:

- § *International Law Reports* (formerly *Annual Digest of Public International Law Cases*) [KC20 I5 - legislation]
- § *International Legal Materials* [K1 I6 L49 - legislation]

(f) National decisions

In addition to the ordinary series of law reports published nationally (and CD-ROM and on-line databases), there are a number of collections of national cases which consider international issues and which are held by the Law Library at the University of Hong Kong, for example:

- § *Commonwealth International Law Cases* (Dobbs Ferry, NY, Oceana), 19 vols up to 1995 [KC39.G7 P2 – legislation]
- § *American International Law Cases* (Dobbs Ferry, NY, Oceana), now in its 4th series, contains many U.S. court decisions on issues of international law [KC39.U5 A51 S3 – legislation]
- § *British International Law Cases* (Dobbs Ferry, London, Stevens/Oceana, 1964-73), 9 vols [KC39.G7 B8 – legislation]

7. STATE PRACTICE

(a) *Digests, journals and textbooks*

Digests include:

- § C Parry (ed.), *British Digest of International Law* (London: Stevens, 1965) [KC123.G7 B8 - textbooks]
- § G Hackworth, *Digest of International Law* (Washington, D.C.: USGPO, 1940-44), 8 vols [KC55 D5 F40 - legislation]
- § M Whiteman, *Digest of International Law* (Washington: USGPO, 1963-73), 15 vols [KC55 D5 F63- legislation]

Various international law journals also contain sections with details of State practice of individual countries, for example:

- § *American Journal of International Law* [K1 A5 J8 I6 - serials]
- § *Australian Yearbook of International Law* [KC80 A93 – serials]
- § *British Yearbook of International Law* [K1 B86 Y3 I6 - serials]
- § *Netherlands Yearbook of International Law* [K1 N46 Y39 – serials]

Cases and materials books on international law often have a national focus and may contain useful documentation of the practice of a particular State.

(b) Constitutions and national laws

- § A P Blaustein and G H Flanz, *Constitutions of the Countries of the World* (Dobbs Ferry, N.Y.: Oceana), multi-volume looseleaf series [R KB177 B6 – 2nd floor reference]
- § A P Blaustein and P M Blaustein, *Constitutions of Dependencies and Special Sovereignties* (Dobbs Ferry, NY: Oceana), multi-volume looseleaf series [R KB177 B6 c – 2nd floor reference]
- § See also the many constitutions and national legislation that are available on-line and accessible through the WorldLII catalog of the *World Legal Information Institute* at <http://www.worldlii.org/>
- § *The International Constitutional Law* website of Würzburg University, which has links to many constitutions, is at <http://www.oefre.unibe.ch/law/icl/index.html>.

(c) National decisions

- § Many useful decisions of Commonwealth courts on international law issues and human rights issues arising under constitutions can be found in the *Law Reports of the Commonwealth*, which appears annually in 3-4 volumes [KF60 I4 R4 C7 – legislation]. Previously there were *Constitutional and Administrative Law* and *Criminal Law* volumes, which were most useful for general international law and human rights purposes, but now the volumes are not broken down by subject-matter.
- § The *Commonwealth Law Bulletin*, which appears quarterly, also carries brief notices of recent cases [K1 C734 L41 B9 – serials].

- § The *Interights Commonwealth Human Rights Case Law Database* at <http://www.interights.org/> provides summaries (only) of recent human rights decisions from national courts in Commonwealth jurisdictions, many of which are unpublished decisions. It is searchable by topic and by country.
- § Links to the case law of many countries are available through the “courts and case law” section of the WorldLII catalog at the *World Legal Information Institute* at <http://www.worldlii.org/> and through the *Laws of Foreign Countries*, University of Chicago D'Angelo Law Library, at <http://www.lib.uchicago.edu/e/law/foreign.html>.

8. OTHER SOURCES

(a) International Law Commission

The International Law Commission has carried out a great deal of work in fields that are of relevance to human rights, and a number of its recently completed projects are of particular importance to the international law of human rights (e.g., work on the international criminal court, draft code of offences against the peace and security of mankind, State responsibility, nationality, and reservations to multilateral treaties). Recent issues of the *Annual Reports* (“yearbooks”) of the ILC and many of the reports prepared by its special rapporteurs (who prepare detailed analytical reports which are often a comprehensive and up-to-date guide to relevant State practice on a subject) are available at the United Nations website, <http://www.un.org/law/ilc/index.htm>. Earlier volumes of the ILC Reports are

available in the Law Library; 1987 onwards are available in hard copy, and 1949-1986 are available in the UN microfiche collection in the Law Library (do a search in the "Dragon" catalogue under *Yearbook of the International Law Commission*).

(b) Other United Nations international law material

- § Other international law material generated by United Nations bodies can also be accessed through the United Nations website at <http://www.un.org/law/>

- § The website of the Office of the High Commissioner for Human Rights at http://www.unhchr.ch/hchr_un.htm focuses on international human rights law.

See further Part B of the Research Guide: International Human Rights Sources.

B. INTERNATIONAL HUMAN RIGHTS LAW SOURCES

Note that all references are to the Law Library collection at the University of Hong Kong libraries, unless otherwise noted. The relevant section of the Law Library, e.g. reference, serials, textbooks, legislation, is also included where possible to assist in locating the materials.

1. GENERAL

(a) Hard copy guides to human rights research/ starting points

- § Jack Tobin, *Guide to Human Rights Research* (Cambridge, Ma: Harvard Law School, 1994) [KM222 T62 – reference] also available at <http://www.law.harvard.edu/programs/HRP/guide/rgtoc.html>. In particular, it contains bibliographies organised by reference to specific human rights.
- § Edward Lawson, *Encyclopedia of Human Rights* (New York: Taylor & Francis, 2nd ed 1996) [R K126.C5 E5 – reference]. This is a useful source of information about international human rights issues, and also contains many primary documents.

(b) On-line guides to human rights research/starting points

- § Marci Hoffman, "Human Rights", in *ASIL Guide to Electronic Resources for International Law* (last updated March, 15 2004) at

<http://www.asil.org/resource/humrts1.htm>. This is an excellent, comprehensive resource with many links.

- § Margarita Lacabe, *Concise Guide to Human Rights on the Internet* at <http://www.derechos.org/human-rights/manual.htm> (September 1998) is an excellent, well-written guide to internet resources, containing links to international human rights websites, NGO websites, country and thematic websites, news sources and mailing lists. The only problem with the guide is that it is not indexed, and there are no internal links, so you have to scroll through the whole document.
- § *The Rights International Research Guide for International Human Rights Lawyers* (Stephen J Schnably, the Center for International Human Rights Law, Inc) at <http://www.rightsinternational.org/guides.html> is aimed in particular at human rights litigators, collating hard copy and on-line resources in specific areas. Whilst perhaps not as readable as some of the other guides, it is extremely well indexed.
- § *Derechos Human Rights Link*, at <http://www.derechos.net/> is a bright and fun to use site, with up-to-date information listed by subject and region. The whole Derechos site is searchable.
- § *Arthur W Diamond Law Library, Columbia Law School: Human & Constitutional Rights* at <http://www.hrcr.org/>. This site is extremely easy to use. It provides links under several headings: country reports, international links, regional links, national links, documents and web resources. The links are updated each

week. The site also has a “hot topics” section which posts factual and legal information on current events relating to human rights and constitutional rights.

- § *AAAS Science and Human Rights Program*: <http://shr.aaas.org/> has links to human rights organisations, organised by topic and geographically. It also has a general search facility.

For UN documents, the best starting points are the United Nations website: <http://www.un.org/> and the website of the Office of the United Nations High Commissioner for Human Rights: <http://www.unhchr.ch/> (for detail see Part B section 5 of the Research Guide: The United Nations System).

(c) On-line bookshops as an information resource

The major international on-line bookshops are a very useful way of tracking down recently published books in English and other languages. Examples are:

<http://www.amazon.com> and <http://www.amazon.co.uk>

<http://www.BarnesandNoble.com> (or <http://www.bn.com>)

<http://www.blackwells.co.uk>

<http://www.dymocks.com>

(d) Bibliographies

- § Nina Redman and Lucille Whalen, *Human Rights: A Reference Handbook* (Santa Barbara, Calif: ABC-CLIO, 2nd ed, 1998) [Main Library, [R 016.342085 R318 h](#)]

- § Gregory J Walters (& Denise Durocher), *Human Rights in Theory and Practice: A Selected and Annotated Bibliography* (Metuchen, NJ: Scarecrow Press, 1995) [Main Library – [R 016.323 W23](#)]
- § *United Nations, Human Rights Bibliography: United Nations Documents and Publications, 1980-1990* (New York: United Nations, 1993) [[R K40:KC200 H9](#) - reference]
- § *United Nations, Human Rights on CD-ROM* [computer file] (New York: United Nations, 1994-) [K40:KC200 H9 C – electronic resource]
- § *United Nations, Index to United Nations Documents and Publications* [CD rom] (New Canaan, Conn: Newsbank/Readex, 1990) Covers 1951-2002, updated monthly [R K28.I3 U5 – electronic resource]
- § *United Nations, United Nations Reference Guide in the Field of Human Rights* (New York: United Nations, 1993) [R K40:KC200 U58 - reference]

(e) Indexes to periodicals and others

Standard legal periodical indexes should be consulted for more recent material than that contained in bibliographies, as well as generally for law journal articles. Key resources include:

- § LEXIS provides access to a wide range of materials including the full text of many law reviews (although it has a pronounced US bias in the material covered). It is accessible to HKU students through the HKU Library's Database page. From the HKU Library

home page, <http://lib.hku.hk/>. click "Database", and then choose "Key English Databases". Click on LexisNexis. For the full LEXIS service, go to <http://www.lexis.com>. HKU students will need to use their LEXIS password.

- § WESTLAW is also building up its collection of human rights periodicals (as well as cases and international treaties), with full-text access, and a variety of user-friendly search and other functions. It is accessible to HKU students through the HKU Library website (www.lib.hku.hk). Do a Dragon search for the title "Westlaw International".
- § *Index to Legal Periodicals and Books* (New York, HW Wilson 1994-) [R K28 I3 L49 – reference & electronic resource]. This index contains abstracts of articles from over 850 legal periodicals and law books published in the US, as well as case law and legislation. The current hard copy edition is July 2002. Articles and books published in 1991 and onwards are also available as an electronic serial, accessible to HKU students by doing a Dragon search for the title using the HKU Library website: <http://www.lib.hku.hk/>. Click to obtain user name and password where indicated.
- § *Index to Foreign Legal Periodicals* [R K28 I3 F7 – reference & electronic resource]. The current hard copy edition is Winter 2002. This is also available as an electronic serial, accessible to HKU students by doing a Dragon search for the title using the

HKU Library website: <http://www.lib.hku.hk/>. Click to obtain user name and password where indicated.

- § *Current Legal Information: Legal Journals Index* [electronic resource] contains abstracts of articles in over 400 periodicals published in the UK, from 1986 onwards. This is accessible to HKU students by doing a Dragon search for the title using the HKU Library website: <http://www.lib.hku.hk/>. Click to obtain user name and password where indicated.
- § RAVE website contains citations to articles and case law on international law and European law (as well as links to the full-text where available), from 1995 onwards. At present, 187 periodicals are covered. The website is updated every 3 months. It is accessible in English at <http://www.jura.uni-duesseldorf.de/rave/e/englhome.htm>. Click on "Public International Law"; "Human Rights" appears under 1.12.
- § Also useful is *Ingenta* (previously *UnCover*) at <http://www.ingenta.com/>. This has over 27,000 journals from various disciplines which are searchable – and in many cases can be ordered by fax (for a fee). Even if you do not use the fax facility, it is a useful database for identifying journal articles which might be useful in your research.
- § Another useful resource is the *European Integration Current Contents Service* at the Academy of European Law on-line, which lists the tables of contents of recent journals, including a number of non-English language journals, relating to European integration

issues in the area of law, human rights, economics, history and political science. See <http://www.jeanmonnetprogram.org/TOC/index.html>. It is also searchable.

You may also wish to consult other indexes (for example, the *Humanities Index*, *Political Science Abstracts*, *Social Sciences Index*, etc) for relevant materials. Many indexes for other disciplines are available on CD-ROM in the Law Library and Main Library, and accessible through the HKU Libraries website.

(f) Specialised human rights journals

There are a number of journals which specialise in human rights matters (or comparative constitutional law) that can be good resources for browsing. They include (but of course are by no means limited to) the following. All references are to the serials section of the Law Library:

- § *Asia-Pacific Journal on Human Rights and the Law* [K1 A83 P11 J8 H]
- § *Australian Journal of Human Rights* [K1 A93 J86 H9]
- § *Basic Law and Human Rights Bulletin* (formerly the *Bill of Rights Bulletin*), covering many Hong Kong human rights issues [K1 B31 L41 A5]
- § *Columbia Journal of Human Rights* [K1 C72 H9]
- § *European Human Rights Law Review* [K1 E89 H91 R5]
- § *Harvard Human Rights Journal* [K1 H33 H9]
- § *Human Rights Law Journal* [K1 H918 R57 L4]

- § *Human Rights Quarterly* [K1 H918 R57 Q1]
- § *ICJ Review* [K1 I6 C734 R4]
- § *International & Comparative Law Quarterly* [K1 I6 A54 C7]
- § *Netherlands Quarterly of Human Rights* [K1 N46 Q2 H9] (this and other Kluwer journals can also be searched by HKU students through the Kluwer periodical database, accessible through the HKU Law Library Database page)
- § *South African Journal on Human Rights* [K1 S72 A25 J8]

Some of these periodicals are also available in full text through Lexis or the other indexes to periodicals listed at 1(e) above.

(g) Treaties

See Part A of the Research Guide in relation to treaty series, collections and indexes, as well as on-line resources.

(h) Collections of basic documents on international human rights

Note that many of the websites referred to in this guide also have collections of basic documents on international human rights (see for example the United Nations High Commissioner for Human Rights at www.unhchr.ch/ and the University of Minnesota Human Rights Library at <http://www1.umn.edu/humanrts/>).

All of the following hard copy collections are available in the textbooks section of the Law Library.

- § A Bayefsky, *International Human Rights Law: Use in Canadian Charter of Rights and Freedoms Litigation* (Toronto & Vancouver: Butterworths, 1992). [KM220 B35]. This is particularly useful in that it reproduces corresponding provisions of a large number of international human rights instruments thematically.
- § I Brownlie and G Goodwin (eds), *Basic Documents on Human Rights* (Oxford, New York: Oxford University Press, 4th ed 2002) [KC200.B8]
- § A Byrnes and J Chan (eds), *Public Law and Human Rights: A Hong Kong Sourcebook* (Singapore: Butterworths, 1993) [KT4369.8 P97]
- § F Ermacora, M Nowak and H Tretter (eds), *International Human Rights: Documents and Introductory Notes* (Vienna: Law Books in Europe, 1993) [KC200 I61 D]
- § WE Langley (ed), *Human Rights: Sixty Major Global Instruments Introduced, Reprinted, and Indexed* (Jefferson, N.C.: McFarland, 1992) [KC200 H91 S and Main Library 341.481 H91]
- § UNIFO Publishers, *International Human Rights Instruments of the United Nations 1948-82* (London: Mansell Publishing, 1983) [KC200 H91 C]
- § United Nations, *Human Rights - A Compilation of International Instruments* (New York: United Nations, 1988) [KC200 H91 C]

- § United Nations, *Human Rights - A Compilation of International Instruments* (New York: United Nations, 1994-97), 3 vols [KC200 H91 C]

(i) General reference works

- § Rudolf Bernhardt (gen ed) *Encyclopedia of Public International Law* (Amsterdam: North Holland Pub Co, c1992-95). This encyclopedia presents articles in alphabetical order in four volumes. [KC126.I61 E56 P97 c – 1st floor reference].
- § “Foreign Relations Law” in *Halsbury’s Laws of England* (London: Butterworths, 1977, 4th ed – latest update received 2002), Vol 18 pp 839-901 [Kf85 H1 - legislation].
- § *Restatement of the Law (Third): The Foreign Relations Law of the United States* (St Paul, Minn: American Law Institute, 1987-), Vol 2, ss 701-703 [KG382 A5 R3 - legislation].

(j) Cases and materials collections

The following are some recent collections which contain primary and secondary materials (as well as editorial text) that can provide a useful starting point for research:

- § Henry J Steiner and Philip Alston, *International Human Rights in Context: Law, Politics, Morals* (Oxford University Press, 2nd edition, 2000) [KC200 S82 i]

- § Frank Newman and David Weissbrodt, *International Human Rights: Law, Policy and Process* (Cincinnati: Anderson Publishing Co, 2nd ed, 1994) [Kc200 N55]
- § F Martin et al, *International Human Rights Law and Practice: Cases, Treaties and Materials and Documentary Supplement* (The Hague: Kluwer, c 1997) [Kc200 I61 H91 L] (published under the auspices of Rights International: see <http://www.rightsinternational.org>)
- § Raija Hanski and Markku Suksi (eds), *An Introduction to the International Protection of Human Rights* (Åbo/Turku: Institute for Human Rights, ÅboAkademi University, 2nd rev ed, 1999) [Kc200 I61 I6]

2. CASE LAW

(a) Collections of case law from different jurisdictions

One source of relevant national jurisprudence is, of course, national law reports. In addition, there are a number of sources which reproduce or digest cases from a number of international and national jurisdictions.

They include the following English language sources:

- § *Butterworths Human Rights Cases* [Kc20 B98 – primary]
- § *Commonwealth Human Rights Law Digest* [Kc50 C73 – primary]
- § *Human Rights Law Journal* [K1 H918 R57 L4 – serials]
- § *International Human Rights Reports* [Kc47 I6 H9 – primary]

- § *International Law Reports* [Kc47 I6 H9 – serials]
- § *European Human Rights Reports* [Kc29 E89 H9 – primary]
- § *Law Reports of the Commonwealth* [Kf60 L4 R4 C7 – primary]
- § *Interights Bulletin* (INTERIGHTS: *International Centre for the Legal Protection of Human Rights*). Many of the cases reported in the Bulletin are also searchable through the Interights database, see below.
- § A key resource for human rights case law is the Interights database of “International Case Law” which provides summaries (only) of recent decisions of tribunals applying international human rights law (<http://www.interights.org/icl>) and its database of “Commonwealth Case Law” which provides summaries (only) of recent human rights decisions of national courts in the Commonwealth, many of which are otherwise unreported (<http://www.interights.org/ccl/>). Both databases are searchable by subject, country and key words.
- § A further key resource is the search facility of the WorldLII catalog, which permits searches across the case law of many jurisdictions, and provides links to and search facilities for many national sites: <http://www.worldlii.org> (click on “Courts and Case Law” under the right hand “Catalog” column). A particularly useful feature of the search engine is that it allows multi-tribunal searches of international courts and tribunals.

(b) Decisions of International Human Rights Tribunals and Bodies

Decisions of all the major international human rights jurisdictions are now available on-line (in some cases with search facilities and archives).

They include:

- § *African Commission on Human and People's Rights* decisions (including by country and article) can be found at the website of the University of Minnesota Human Rights Library at <http://www1.umn.edu/humanrts/africa/comcases/comcases.html>.
- § *European Court of Human Rights* (and the former *European Commission of Human Rights*) at <http://www.echr.coe.int/>. A useful table of the subject matter of recent judgments is also available.
- § *Inter-American Court of Human Rights*: information, decisions, advisory opinions and judgments can be found at <http://www.corteidh.or.cr> (click on the icon at the bottom left for the English version) and also at the University of Minnesota website at <http://www1.umn.edu/humanrts/iachr/iachr.html>.
- § *Inter-American Commission of Human Rights*: annual reports, which include decisions in individual cases (in English from 1988 onwards) can be found at <http://www.cidh.oas.org/commission.htm> and also (from 1991 onwards) at the University of Minnesota website at <http://www1.umn.edu/humanrts/cases/commissn.htm>. The University of Minnesota website is probably

more accessible, with each case being indexed and accessible individually.

- § *United Nations Treaty Bodies: Human Rights Committee, Committee against Torture, Committee on the Elimination of Racial Discrimination and now also the Committee on the Elimination of Discrimination against Women*: decisions in individual cases, reports of inquiries and general comments of the UN treaty bodies are available through the Treaty Bodies database on the website of the Office of the United Nations High Commissioner for Human Rights at <http://www.unhchr.ch/tbs/doc.nsf> (under "Jurisprudence") and also through the University of Minnesota website at <http://www1.umn.edu/humanrts/un-orgs.htm#othertreatybased>.
- § *UN Working Group on Arbitrary Detention*, decisions are available from the Charter-based Bodies database of the UNHCHR website at <http://www.unhchr.ch/html/menu2/7/b/tm.htm>
- § *International Criminal Tribunal for the former Yugoslavia*: <http://www.un.org/icty>.
- § *International Criminal Tribunal for Rwanda*: <http://www.icttr.org/>
- § For websites of other international courts and tribunals, see the PICT website (*Project on International Courts and Tribunals*) website: <http://www.pict-pcti.org>.

§ *Interights - International Human Rights Case Law*, as mentioned above, Interights maintains a database of summaries (only) of recent decisions of international tribunals applying international human rights law: at <http://www.interights.org/icl/>. Over 700 decisions are currently searchable by subject, state, treaty, organ and date. What is particularly useful is that Interights' case notes refer to the specific articles of the relevant legislation relied on in each case. (It also has a database of commonwealth human rights case law – see above.)

(c) Country-specific human rights law reports

Some countries have specialised human rights law reports in addition to their general series of law reports. These include:

- § *Human Rights Reports of New Zealand* [KH342 H91 – primary]
- § *Canadian Rights Reporter* [KG42 R57 – primary]
- § *CCH Australian and New Zealand Equal Opportunity Cases* [KH42 E64 – primary]
- § *Human Rights Reports: UK Cases* [available through Westlaw]. Coverage is from 2000.

For searching the general law reports of countries, a good starting-point is the WorldLII catalog at <http://www.worldlii.org> (click on “Catalog” in right hand column)

3. ON-LINE STARTING POINTS

(a) On-line guides to human rights research and starting points

Important: see section 1(b) of Part B of the *Research Guide* (above) for some of the most useful on-line starting points, with extensive links and/or useful guides on how to carry out human rights research generally and via the Internet.

(b) Country-specific information

- § For a very useful overview of UN human rights material on individual countries in a particular year (for example ratifications of treaties, reports to treaty bodies and thematic reports), see *For the Record*, an annual publication produced by the Human Rights Internet and the Canadian Department of Foreign Affairs and International Trade at <http://www.hri.ca/fortherecord2003/forchoice.html>, <http://www.hri.ca/fortherecord2001/>, <http://www.hri.ca/fortherecord1999/>, <http://www.hri.ca/fortherecord1998/> etc. The information is indexed by region and country.
- § *Country Reports on Human Rights Practices* are the annual reports submitted by the US Department of State to the US Congress on the human rights situations in various countries since 1993. They contain very useful overviews of the political and economic situation and structures in each country, see: <http://www.state.gov/g/drl/hr/> (click on "Country Reports" in the left hand column).

- § Columbia University Law School *Human and Constitutional Rights* site provides links to country information at <http://www.hrcr.org/> (under "Country Reports").

Many NGO sites also provide collections of, and links to, material about individual countries. Among those covering a number of countries are:

- § *Amnesty International* On-line: <http://www.amnesty.org/>
- § *Human Rights Watch*: <http://www.hrw.org/>
- § *Derechos (and Derechos Café)*: <http://www.derechos.org/>, <http://www.derechos.net/>

For links to the **websites of newspapers** published world-wide, by region and country, go to Kidon Media Link at <http://www.kidon.com/media-link/index.shtml>. For links to **government websites**, by region and country, go to the Documents Centre at the University of Michigan website at: <http://www.lib.umich.edu/govdocs/foreign.html>

(c) Asia-Pacific

- § *Asian Human Rights Commission*: <http://www.ahrchk.net>. This NGO promotes human rights through Asia, through monitoring, investigating, advocacy etc.
- § *Asian Human Rights Commission Correspondence School*: <http://www.hrschool.org/> aims to provide learning materials and resources on current issues in Asia. It is in its early stages of development – information is provided only in relation to some of the issues listed in the index.

- § *Asia-Pacific Journal on Human Rights and the Law* (The Hague, Netherlands: Kluwer Law International, c2000-) [K1 A83 P11 J8 H – serials]. This is a major new journal, being the first to deal specifically with issues of law and human rights in the Asia-Pacific region.
- § *Law of the Pacific Islands: A Guide to Web Based Resources* at <http://www.llrx.com/features/pacific2.htm> by Ruth Bird (updated April 2002). This guide provides an overview of each country in the Pacific Island region, with links to case law, legislation and government home pages. There are also links to selected journals, and to academic sites and research centres relating to Pacific Law.
- § *Association of Southeast Asian Nations*: <http://www.asean.or.id/>.

National human rights commission sites can also be extremely useful sources of material. The *Asia Pacific Forum of National Human Rights Institutions* at <http://www.asiapacificforum.net/> provides links to the sites of its members, and other contact details for those members which do not maintain a web-site. National human rights commissions in the region which currently maintain websites are:

- § *Australian Federal Human Rights and Equal Opportunities Commission*: <http://www.hreoc.gov.au>
- § *National Human Rights Commission, India*: <http://nhrc.nic.in/>
- § *Human Rights Commission, New Zealand*: <http://www.hrc.co.nz/>

For links to **websites of newspapers** published in the Asia-Pacific region see the Kidon Media Link website at <http://www.kidon.com/media-link/index.shtml> (click on Asia). For links to **government websites** in the Asia-Pacific region, see the Documents Centre at the website of the University of Michigan at <http://www.lib.umich.edu/govdocs/foreign.html>

(d) China (selected)

- § *Human Rights in China*: <http://iso.hrichina.org/iso/> (a New York based NGO) has information on the current human rights situation in China, and numerous publications either on-line or available by order. See also their publication *China Rights Forum*.
- § *University of Chicago, Foreign Law: Legal Research Sources on the Internet (China)* has a useful page of links on China at: <http://www.lib.uchicago.edu/~llou/foreignlaw.html#china>.
- § *Human Rights Watch* has a number of reports and publications on China: <http://hrw.org/reports/world/index.html> as does Amnesty International: <http://www.amnesty.org/ailib/index.html> ("View by Country").
- § For Chinese laws (and translations into English), see *China Law, at the University of Maryland School of Law* at: <http://www.qis.net/chinalaw/>.
- § *Tibet Information Network*, a London based organisation, publishes in-depth reports on the situation in Tibet and has regular news updates: <http://www.tibetinfo.net/>

- § One of the best news sites on China is *Inside China Today*, maintained by the European Internet Network: <http://www.europeaninternet.com/china/> (however, note that this is a subscription site)

(e) Hong Kong (selected)

There are many on-line resources relating to Hong Kong, both governmental and NGO. Examples include:

- § *Hong Kong Government Information Centre*: <http://www.info.gov.hk/eindex.htm>.
- § *Hong Kong Home Affairs Bureau* website (<http://www.info.gov.hk/hab/>) has the text of reports to the UN treaty bodies http://www.hab.gov.hk/en/publications_and_press_releases/pubpress.htm
- § *Hong Kong Legislative Council*: <http://www.legco.gov.hk/>
- § *Hong Kong Human Rights Commission*, a coalition of eleven non-governmental organisations endeavouring to promote and protect human rights in Hong Kong: http://www.hkhrc.org.hk/homepage/index_e.htm
- § *Hong Kong Equal Opportunities Commission*: http://www.eoc.org.hk/CE/home_ce.htm
- § *Hong Kong Women's Commission*: <http://www.women.gov.hk/eng/home.html>

§ *Hong Kong Human Rights Monitor*. <http://www.hkhrm.org.hk/>.

The Monitor also publishes a newsletter, which is available on the website.

4. PERIODICALS/NEWSLETTERS

Many non-governmental organisations produce regular newsletters (now often also available on their websites, as well as to members or subscribers), which can be invaluable sources of current information.

Examples include:

§ Amnesty International *Asia Pacific Forum*, monthly newsletter distributed to members.

§ Asian Human Rights Commission, *Human Rights Solidarity*, monthly newsletter, available at: <http://www.ahrchk.net/hrsolid/index.php>

§ Center for Human Rights and Humanitarian Law, Washington College of Law, American University, *Human Rights Brief*, quarterly newsletter, reports on recent developments and also provides legal analysis of current human rights issues. The newsletter is available at: <http://www.wcl.american.edu/pub/humright/brief/index.html>

§ *Human Rights Tribune* on the Human Rights Internet is published three times a year and contains news and substantive articles on current developments internationally and nationally: <http://www.hri.ca/tribune/>

- § Human Rights Watch *Update* (whilst the newsletter doesn't appear to be available on-line, see Breaking News at <http://www.hrw.org>)
- § *Index on Censorship*, magazine on freedom of expression issues published bi-monthly, available at <http://www.indexonline.org/>
- § Interights, *Interights Bulletin*. Articles on recent developments and case law digest. Whilst the text of the *Bulletin* is not available on-line, the contents of more recent issues are listed at <http://www.interights.org/pubs/bulletin1.asp>
- § International Bar Association Human Rights Institute, *HRI News*, published twice a year, see <http://www.ibanet.org/humri/action.asp> (click on "Reading Room", search "Newsletters"). Only the contents pages are reproduced on-line; access to the newsletter is limited to members.
- § International Service for Human Rights, *Human Rights Monitor*, in English and French, reports on the activities of the UN human rights bodies based in Geneva.
- § International Women's Rights Action Watch, *The Women's Watch*, published several times a year and available at <http://iwraw.igc.org/publications/womenswatch/womenswatch.htm>.

5. THE UNITED NATIONS SYSTEM

(a) Introduction

The University of Hong Kong Libraries was designated as a United Nations Depository in April 2002. The Depository Collection is located at the Law Library. For full details of what is available see <http://www.lib.hku.hk/lawlib/un/index.html>, in particular:

- § The Law Library holds a collection of early United Nations human rights documents on *microform/microfiche*. These date from the early years of the United Nations up to the early 1990s.
- § In addition HKU students have access to the *UN Optical Disk System*, which contains all recently issued UN documents in the various official languages as they are made available. It can be accessed by doing a title search on Dragon for “United Nations Official Documents System”. Click to obtain the username and password. A little patience may be required as only a small number of people can log onto the system at any one time.
Important: please remember to log off properly when you have finished.

(b) UN documents on line

Many recent UN documents in the field of human rights and other fields are now available on-line. Important access points for UN documentation on the web are:

- § *United Nations System Pathfinder*: <http://www.un.org/Depts/dhl/pathfind/humanrig/0800.htm>. This is an alphabetical list of major

UN publications (some on-line), including compendiums, handbooks, guides, reports, bibliographies, questions and answers etc.,

- § *United Nations website:* <http://www.un.org/>. This includes a search facility and a useful alphabetical site index. See also the useful Research Guide at <http://www.un.org/Depts/dhl/resguide/spechr.htm>.

- § *Office of the United Nations High Commissioner for Human Rights:* <http://www.unhchr.ch/>. This is a good starting point for documents of the Geneva-based UN human rights bodies. Although resource-rich, there are two problems with the UNHCHR website. The first is that it is rather temperamental and is sometimes not available for long periods, or the pages take an extremely long time to download (from experience, the morning is the best time to access it from Hong Kong). In this case, the University of Minnesota Human Rights Library (<http://www1.umn.edu/humanrts/>) and Bayesky.com (<http://www.bayefsky.com>) offer the best back up, although remember these are not official UN sources for citation purposes. Second, the information is sometimes difficult to locate, and the site map and issues sections have often proved more effective than the website's search facility. However, the website is currently under reconstruction, so watch this space!

- § *Division for the Advancement of Women:* <http://www.un.org/womenwatch/daw>. This is a good starting point for UN

documents dealing with many aspects of the human rights of women.

- § *Division for Social Policy and Development*: <http://www.un.org/esa/socdev>. This includes a collection of materials on human rights of persons with disabilities at <http://www.un.org/esa/socdev/enable/>.

(c) General guides to UN activity in the field of human rights

- § United Nations, *United Nations Action in the Field of Human Rights* (New York: United Nations, 1994) [Kc200 U58 u]
- § United Nations, *The United Nations and Human Rights, 1945-1995* (New York: United Nations, 1995)[Kc200 U58 H91]
- § United Nations, *United Nations Yearbook on Human Rights* [K1 Y39 O58 H9, 1992]

(d) The United Nations human rights charter bodies

(i) The Commission on Human Rights and its subsidiary bodies (Geneva based)

The UN Commission on Human Rights, its Subcommission on the Promotion and Protection of Human Rights, and the various thematic and country mechanisms established by the Commission are based in Geneva in the Office of the High Commissioner for Human Rights (UNHCHR).

The best starting point for documentation of the UNHCHR is its website at <http://www.unhchr.ch/>. For older documentation, you will probably need to consult the UN microfiche collection in the Law Library (see above). The *UN Yearbook*, *Yearbook on Human Rights*, and Lawson's *Encyclopedia of Human Rights* may also be good sources for older documents.

Many other websites – in particular NGO websites focusing on specific issues or countries – will frequently link to, or reproduce, documents from the UNHCHR and its subsidiary bodies.

(ii) The Commission on the Status of Women and Commission for Social Development (New York based)

The UN Commission on the Status of Women, which is a functional commission of ECOSOC, deals with many issues concerning the advancement of women, including the human rights of women. Its documentation is available through the website of the Division for the Advancement of Women: <http://www.un.org/womenwatch/daw>.

The UN Commission for Social Development, another functional commission of ECOSOC, also considers various human rights issues, including disability rights issues: <http://www.un.org/esa/socdev/enable/>.

(e) The United Nations human rights treaty bodies

There are 6 bodies of independent experts whose function is to monitor the implementation of particular human rights treaties by States Parties

to them. In all cases the monitoring process involves the review of States Parties' reports submitted to the committee. Some committees also have the competence to consider complaints by individuals alleging violations of the rights guaranteed by the treaty, and the competence to initiate inquiries where there are systematic or serious violations of rights guaranteed by the relevant treaty.

Each committee produces an annual report which is published as an official UN document: in the case of the Committee on Economic, Social and Cultural Rights, as a supplement to the Official Records of the Economic and Social Council; in the case of the other committees, as a supplement to the Official Records of the General Assembly.

- § See generally United Nations, Office of the High Commissioner for Human Rights, United Nations Institute for Training and Research and United Nations Staff College Project, *Manual on Human Rights Reporting under Six Major Human Rights Instruments* (New York: United Nations, 2nd ed 1991) [Kc200 U58 m]
- § See also *The Future of UN Human Rights Treaty Monitoring* (Philip Alston and James Crawford eds) (UK; New York : Cambridge University Press, 2000) [Kc200 F99 A46]

**(i) Committee on the Elimination of Racial Discrimination
(CERD)**

Documents

- § CERD's annual report to the General Assembly is published as Supp No 18 to the Official Records of the General Assembly (A/**/18)
- § Documents of the Committee are published under the document symbol CERD/C/-
- § Many CERD documents are available at the UNHCHR website at http://www.unhchr.ch/hchr_un.htm and the Minnesota Human Rights website at <http://www1.umn.edu/humanrts/>.
- § Selected extracts from CERD's consideration of the reports of States Parties (its concluding observations) are also reproduced in the *International Human Rights Reports* [Kc47 I6 H9 – primary]

Selected secondary literature

- § M Banton, *International Action Against Racial Discrimination* (Oxford: Clarendon Press, 1996) [Kc204 B21 – textbooks]
- § K J Partsch, "The Committee on the Elimination of Racial Discrimination", in P Alston (ed), *The United Nations and Human Rights: A Critical Appraisal* (Oxford: Clarendon Press, 1992) (2nd edition forthcoming), 338-368, [Kc200 U58 H9 - textbooks]
- § United Nations, *The First Twenty Years: Progress Report of the Committee on the Elimination of Racial Discrimination* (New

York: United Nations, 1991) [KC204 U5 E4; Main library 341.481 U5 E4]

(ii) Human Rights Committee

Documents

- § Annual report to the General Assembly is published as Supp No 40 to the Official Records of the General Assembly (A/**/40)
- § Documents of the Committee are published under the document symbol CCPR/C/-
- § *Yearbook of the Human Rights Committee* contains summary records, State Parties' reports and other material; latest volume published is 1992/93, vol 2 [K1 Y39 O3 T3 H9 – serials]
- § Many documents of the Committee are available on-line at the UNHCHR website http://www.unhchr.ch/hchr_un.htm and the Minnesota Human Rights website <http://www1.umn.edu/humanrts/>.
- § Selected extracts from the Committee's consideration of the reports of States Parties (its concluding observations) are also reproduced in the *International Human Rights Reports* [Kc47 I6 H9 – primary].

Case law and "jurisprudence"

- § Views adopted by the Committee under the Optional Protocol to the ICCPR are published as *Annexes* to the Annual Report of the Committee. as well as in the *International Human Rights Reports*

and *Butterworths Human Rights Cases* (selected). A selection of these appears in:

- § *Selected Decisions of the Human Rights Committee under the Optional Protocol: Vols 1 and 2* (New York: United Nations, 1985) [Kc47.H9 U5]
- § See also A Bayefsky, *International Human Rights Law: Use in Canadian Charter of Rights and Freedoms Litigation* (Toronto & Vancouver: Butterworths, 1992), which provides a list of Human Rights Committee decisions classified according to the article(s) of the Covenant considered (pp 621-668) [KM220 B35 – textbooks]
- § The *General Comments* adopted by the Committee are published as Annexes to its Annual Report, and have been consolidated in UN Doc HRI/GEN/1/Rev.4. They can be found on-line at the UNHCHR website: http://www.unhchr.ch/hchr_un.htm.

Selected secondary literature

- § M J Bossuyt, *Guide to the "Travaux Préparatoires" of the International Covenant on Civil and Political Rights* (Dordrecht: Martinus Nijhoff, 1987)[KC200 B746]
- § L Henkin (ed.), *The International Bill of Rights: The International Covenant on Civil and Political Rights* (New York: Columbia University Press, 1981) [Kc200 I61 B5 H5]
- § D McGoldrick, *The Human Rights Committee: Its Role in the Development of the International Covenant on Civil and Political*

Rights (Oxford: Clarendon Press, 1991)(contains an excellent bibliography) [KC200 M14]

- § Sarah Joseph, Jenny Schultz and Melissa Castan, *International Covenant on Civil and Political Rights: Case Materials and Commentary* (Clarendon Press, Oxford, 2000) [KC200 J83 ij]
- § M Nowak, *UN Covenant on Civil and Political Rights: CCPR Commentary* (Kehl am Rhein: Engel, 1993) [Kc200 N94]
- § T Opsahl, "The Practice of the Human Rights Committee under the ICCPR: A Presentation and Assessment of the Potential Impact of International Human Rights Law", in J Chan & Y Ghai (eds), *The Hong Kong Bill of Rights: A Comparative Approach* (Singapore: Butterworths, 1993), 429-450 [KT4369.8 H77 C]
- § T Opsahl, "The Human Rights Committee", in P Alston (ed), *The United Nations and Human Rights: A Critical Appraisal* (Oxford: Clarendon Press, 1992), 369-443 [KC200 U58 H9]. 2nd edition forthcoming, with a chapter on the Human Rights Committee by Thomas Buergenthal.

(iii) Committee on the Elimination of Discrimination against Women (CEDAW)

Documents

- § CEDAW's annual report to the General Assembly is published as Supp No 38 to the Official Records of the General Assembly (A/-/38)

- § Documents of CEDAW are published under the document symbol CEDAW/C/- and are available on the website of the Division for the Advancement of Women at <http://www.un.org/womenwatch/daw/cedaw>.
- § The reports of CEDAW to the General Assembly on its 1st-4th sessions (1982-85) and the summary records of the Committee's meetings during that period have been consolidated in United Nations, *The Work of CEDAW: Reports of the Committee on the Elimination of Discrimination against Women (CEDAW), volume 1 (1982-1985)* (New York: United Nations, 1989), UN Sales No E.89.IV.4. A second volume, covering the work of the Committee from 1986-1987, has also been published: *The Work of CEDAW: Reports of the Committee on the Elimination of Discrimination against Women (CEDAW), volume 2 (1986-1987)* (New York: United Nations, 1990), UN Sales No E.90.IV.4.
- § The general recommendations of the Committee appear on the DAW website, at <http://www.un.org/womenwatch/daw/cedaw/recomm.htm>. Some are also available at the UNHCHR website (http://www.unhchr.ch/hchr_un.htm) and the Minnesota website at <http://www1.umn.edu/humanrts/gencomm/onwomen.htm>.

Selected secondary literature and on-line resources

On-line resources

- § United Nations Division for the Advancement of Women website:
<http://www.un.org/womenwatch/daw/cedaw>.

- § CEDAW website of the Centre for Comparative and Public Law, Faculty of Law, University of Hong Kong: http://www.hku.hk/ccpl/research_projects_issues/cedaw/index.html. This has links to material on the application of CEDAW to Hong Kong, as well as to international material.
- § Women's Rights Human Resources Group, Bora Laskin Law Library at the University of Toronto: <http://www.law-lib.utoronto.ca/Diana/>. This contains a bibliography and links by subject (including CEDAW). Some articles and documents are also available in full text.
- § International Women's Rights Action Watch (IWRAP) website: <http://iwrap.igc.org/>
- § International Women's Rights Action Watch (Asia-Pacific) website: www.iwrap-ap.org.

Other publications

- § LA Rehof, *Guide to the Travaux Préparatoires of the United Nations Convention on the Elimination of All Forms of Discrimination Against Women* (Dordrecht: Martinus Nijhoff, 1993) [KC200 R34]
- § R Cook, "The Right to Sexual Non-discrimination in International Law" (1989) 14 *Yale Journal of International Law* 161 (bibliography) [K1 Y17 J8 I6]
- § A Byrnes, "The 'Other' Human Rights Treaty Body: The Work of the Committee on the Elimination of Discrimination Against

Women" (1989) 14 *Yale Journal of International Law* 1 [K1 Y17 J8 I6 and KC200.Q22 B99 – law faculty publication]

§ R Jacobson, "The Committee on the Elimination of Discrimination Against Women", in P Alston (ed), *The United Nations and Human Rights: A Critical Appraisal* (Oxford: Clarendon Press, 1992), 444-472 (2nd edition forthcoming, with a chapter on the CEDAW Committee by Andrew Byrnes) [KC200 U58 H9]

§ Ilana Landsberg-Lewis (ed), *Bringing Equality Home: Implementing the Convention on the Elimination of All Forms of Discrimination Against Women* (New York: United Nations Development Fund for Women [UNIFEM], 1999) [KC200.Q22 B85]. This is also available on-line at <http://www.unifem.undp.org/cedaw/indexen.htm>

§ Japanese Association of International Women's Rights, *The Convention on the Elimination of All Forms of Discrimination Against Women: A Commentary* (JAIWR, 1995) [KT4631.8 C76]

(iv) Committee on Economic, Social and Cultural Rights

Documents

§ Annual report is published as a supplement to the Official Records of the Economic and Social Council, E/19**/-

§ Documents of the Committee are published under the document symbol E/C.12/- and recent documents of the Committee are available on the UNHCHR website <http://www.ohchr.org/english/docsearch.htm>

- § Many documents are available at the UNHCHR website (http://www.unhchr.ch/hchr_un.htm) and the Minnesota website (<http://www1.umn.edu/humanrts/>).
- § Selected extracts from the Committee's consideration of the reports of States parties (its concluding observations) and its general comments are also reproduced in the *International Human Rights Reports* [KC47 I6 H9 – primary].

Selected secondary literature

- § M Craven, *The International Covenant on Economic, Social and Cultural Rights* (Oxford: Clarendon Press, 1995) [KC200 C89]
- § P Alston, "The Committee on Economic, Social and Cultural Rights", in P Alston (ed), *The United Nations and Human Rights: A Critical Appraisal* (Oxford: Clarendon Press, 1992), 473-508 (2nd edition forthcoming, with a revised and updated version of this chapter) [KC200 U58 H9]
- § Kitty Arambulo, *Strengthening the Supervision of the International Covenant on Economic, Social and Cultural Rights: Theoretical and Procedural Aspects* (Antwerpen: Intersentia, c1999) [KC200 A66].
- § Symposium, *The Implementation of the International Covenant on Economic, Social and Cultural Rights* (1987) 9 *Human Rights Quarterly* 121-286 [K1 H918 R57 Q1 – serials]
- § George Edwards and Andrew Byrnes, *Hong Kong and the Implementation of the International Covenant on Economic,*

Social and Cultural Rights (Faculty of Law, University of Hong Kong, 1994) [Kt4369.8 H77 I3]

(v) **Committee against Torture (CAT)**

Documents

- § CAT's annual report to the General Assembly is published as Supp No 46 to the Official Records of the General Assembly (A/-/46)
- § Documents of the Committee are published under the document symbol CAT/C/-
- § Many documents are available at the UNHCHR website (http://www.unhchr.ch/hchr_un.htm) and the Minnesota web site <http://www1.umn.edu/humanrts>).
- § Selected extracts from the Committee's consideration of the reports of States parties (its concluding observations), as well as decisions of the committee in individual case complaints and reports of inquiries under article 290 of the Convention) are also reproduced in the *International Human Rights Reports* [KC47 I6 H9 – primary].

Selected secondary literature

- § J Burgers and H Danelius, *The United Nations Convention Against Torture: A Handbook* (Dordrecht: Martinus Nijhoff, 1988)[KC200 B954]

- § A Byrnes, "The Committee Against Torture" in P Alston (ed), *The United Nations and Human Rights: A Critical Appraisal* (Oxford: Clarendon Press, 1992), 509-546 (2nd edition forthcoming, with a revised and updated version of this chapter) [KC200 U58 H9].
- § Nigel Rodley, *The Treatment of Prisoners under International Law* (2nd ed., Clarendon Press, New York; Oxford University Press, 1999) [KC209 R69].
- § United Nations (Holmstrom, ed) *Conclusions and Recommendations of the UN Committee against Torture* (11th to 22nd sessions, 1993-1999) (The Hague; Boston: Martinus Nijhoff Publishers, 2000) [KC218.T6 U5 T7].
- § Ahchene Boulesbaa, *UN Convention on Torture and the Prospects for Enforcement* (The Hague; Boston: Martin. Nijhoff, c1999) [KC218.T6 B76]

(vi) Committee on the Rights of the Child

Documents

- § The Committee's annual report to the General Assembly is published as Supp No 41 to the Official Records of the General Assembly (A/-/41).
- § Documents of the Committee are published under the symbol CRC/C/-.

- § Many documents are available at the UNHCHR website (http://www.unhchr.ch/hchr_un.htm) and the Minnesota web site (<http://www1.umn.edu/humanrts>).
- § Selected extracts from the Committee's consideration of the reports of States parties (its concluding observations) and its general comments are also reproduced in the *International Human Rights Reports* [KC47 I6 H9 – primary].
- § *Concluding Observations of the UN Committee on the Rights of the Child* (3rd to 17th sessions – 1993 to 1998) (The Hague; Boston: Martinus Nijhoff publishers, c2000) [KB181 C74]

Selected secondary literature

- § G van Bueren (ed), *International Documents on Children* (2nd rev. ed, The Hague: Martinus Nijhoff, c1998) [KC2118 I61]
- § S Detrick, *A Commentary on the United Nations Convention on the Rights of the Child* (The Hague; Boston: Martinus Nijhoff, c1999) [KC200.Q11 D48]
- § P Alston, S Parker and J Seymour (eds), *Children, Rights and the Law, special issue of International Journal of Law and the Family*, vol 6, no 1, April 1992 (with bibliography) [K1 I6 J8 L4 F1 – serials]
- § S Detrick (ed), *The United Nations Convention on the Rights of the Child: A Guide to the Travaux Préparatoires* (Dordrecht: Martinus Nijhoff, 1993) [not available in Law Library]

- § S Detrick and P Vlaardingerbroek (eds), *Globalization of Child Law: The Role of the Hague Conventions* (The Hague: Martinus Nijhoff, c1999) [KC200.Q11 G56]
- § A.Glenn Mower, Jr. *The Convention on the Rights of the Child: International Law Support for Children* (Westport, Conn : Greenwood Press, 1997) [KC200.Q11 M93].
- § D McGoldrick, "The United Nations Convention on the Rights of the Child", (1991) 5 *International Journal of Law and the Family* 132-169 [K1 I6 J8 L4 F1 – serials]
- § Rachel Hodgkin and Peter Newell, for UNICEF, *Implementation Handbook for the Convention on the Rights of the Child* (New York: UNICEF, 1998) [KC200.Q11 H68]
- § C Price Cohen and H Davidson, *Children's Rights in America: U.N. Convention on the Rights of the Child Compared with United States Law* (American Bar Association and Defense for Children International-USA, 1990) [KN151.1 C53]
- § *Symposium: UN Convention on Children's Rights*, (1990) 12 *Human Rights Quarterly* 94-178 [K1 H918 R57 Q1 – serials]

(g) Other UN bodies concerned with human rights

- § *Economic and Social Council*: documents are issued under the symbol E/-
- § D O'Donovan, "The Economic and Social Council", in P Alston (ed), *The United Nations and Human Rights: A Critical Appraisal*

(Oxford: Clarendon Press, 1992), 107-125 (2nd edition forthcoming, with a revised and updated version of this chapter) [KC200 U58 H9].

- § *Commission on Human Rights*: documents are issued under the symbol *E/CN.4/-*
- § P Alston, "The Commission on Human Rights", in P Alston (ed), *The United Nations and Human Rights: A Critical Appraisal* (Oxford: Clarendon Press, 1992), 126-210 (a new edition of this volume is forthcoming, with a revised and updated version of this chapter) [KC200 U58 H9].
- § *Subcommission on the Promotion and Protection of Human Rights*: documents are issued under the symbol *E/CN.4/Sub.2/-*
- § A Eide, "The Sub-Commission on Prevention of Discrimination and the Protection of Minorities", in P Alston (ed), *The United Nations and Human Rights: A Critical Appraisal* (Oxford: Clarendon Press, 1992), 211-264 (2nd edition forthcoming, with a revised and updated version of this chapter) [KC200 U58 H9]
- § *Commission on the Status of Women*: documents are issued under the symbol *E/CN.6/-*
- § L Reanda, "The Commission on the Status of Women in P Alston (ed), *The United Nations and Human Rights: A Critical Appraisal* (Oxford: Clarendon Press, 1992), 265-303 (2nd edition forthcoming, with a revised and updated version of this chapter) [KC200 U58 H9].

C. REGIONAL HUMAN RIGHTS LAW SOURCES

Note that all references are to the Law Library collection at the University of Hong Kong libraries, unless otherwise noted. The relevant section of the Law Library, e.g. reference, serials, textbooks, legislation, is also included where possible to assist in locating the materials.

1. THE COUNCIL OF EUROPE

(a) *General information*

The Council of Europe website at <http://www.coe.int> provides links to all the important bodies falling within the Council framework, including the European Court of Human Rights, Committee of Ministers, the Parliamentary Assembly, Commissioner for Human Rights, the European Social Charter, the European Torture Convention and the Council newsletters, which provide information about the recent happenings within the Council.

Some recent textbooks on the system of human rights protection in Europe include:

- § R Beddard, *Human Rights and Europe: A Study of the Machinery of Human Rights Protection of the Council of Europe* (Cambridge, Grotius, 3rd ed, 1993) [KC928 B3]

- § R St J Macdonald, F Matscher, H Petzold (eds), *The European System for the Protection of Human Rights* (Dordrecht and Boston, Martinus Nijhoff, 1993) [KC200 E89 S9]

Many of the textbooks mentioned in section (b)(ii) below also contain chapters on the institutional framework.

(b) European Convention on Human Rights

(i) Recent general commentaries on the Convention

- § P van Dijk & GJH van Hoof, *Theory and Practice of the European Convention on Human Rights* (The Hague, Kluwer, 3rd ed, 1998) [KC200 D575]
- § Rebecca MM Wallace & Kenneth Dale-Risk, *Companion to the Convention for the Protection of Human Rights and Fundamental Freedoms*, 2 volumes (London, Trenton Publishing, 1999) [KV19.8 W19]
- § Clare Ovey & Robin CA White, *The European Convention on Human Rights* (Oxford, Clarendon Press, 2002) [KV19.8 J17]
- § D J Harris, M O'Boyle & C Warbrick, *Law of The European Convention on Human Rights* (London, Butterworths, 1995) [KV19.8 H31]
- § Karen Reid, *A Practitioner's Guide to the European Convention on Human Rights* (London, Sweet and Maxwell, 1998) [KV19.8R35]

Other recent works

There are many textbooks available on the European Convention and the protection of human rights in Europe generally. The following is a selection of more recent works which might be particularly useful:

- § Donna Gomien, *Short Guide to the European Convention on Human Rights* (Strasbourg, Council of Europe, 2nd ed, 1998) [KV19.8 G63]
- § Iain Cameron, *An Introduction to the European Convention on Human Rights* (Uppsala lustus Förlag, 2002, 4th ed). In particular, this book includes a chapter on the composition and function of the new European Court of Human Rights, and very useful flowcharts of the complaints procedures. [KV19.8 C18]
- § A H Robertson & G Merrills, *Human Rights in Europe: A Study of the European Convention on Human Rights* (Manchester, Manchester University Press, 4th ed, 2001) [KV19.8 R64]
- § A Bayefsky, *International Human Rights Law: Use in Canadian Charter of Rights and Freedoms Litigation* (Toronto & Vancouver, Butterworths, 1992). This contains a list of cases decided by the European Court, classified according to the articles of the European Convention concerned (pp 590-618). [KM220 B35]
- § Harris and Mowbray, *Cases and Materials on the European Convention on Human Rights* (London, Butterworths, 2001) [KV19.8 M93]

- § Mark W. Janis, Richard S Kay, Anthony W Bradley, *European Human Rights Law: Text and Materials* (Oxford, Oxford University Press, 2nd ed, 2000) [KV19.8 J33 e]

(ii) Case law under the European Convention

Official Publications of the European Court and European Commission

- § Jurisprudence under the European Convention can be searched using the HUDOC search engine under the *European Court of Human Rights* pages of the Council of Europe website at: <http://www.echr.coe.int>. In particular, the site contains decisions and reports of the former European Commission of Human Rights (which terminated on 31 October 1999), judgments of the former and present European Court of Human Rights (the new Court commenced its activities on 1 November 1998), and resolutions of the Committee of Ministers.
- § The *HUDOC Internet Manual: User Guide* provides detailed instructions on how to use the HUDOC search engine effectively. There is a link to it from the European Court “Judgments and Decisions” page.

Hard copy versions of the judgments/decisions are published as:

- § *European Court of Human Rights, Series A, Judgments and Decisions*. No cumulative index. [KC29 P97 A]
- § *European Court of Human Rights, Series B, Pleadings, Oral Arguments and Documents*. No cumulative index. [KC29 P97 B]

- § *European Commission of Human Rights, Decisions and Reports, 1975-* [KC30 D29]
- § The Council of Europe has also published periodic reviews of the work of the Convention organs:
- § *Stock-Taking on the European Convention on Human Rights: A Periodic Note on the Concrete Results Achieved under the Convention.* The first covers the period 1954-84 and supplements have been issued annually [KV19.8.E89]

Other sources of case law

Other sources of case law relating to the European Convention include:

- § *Yearbook of the European Convention on Human Rights* (Dordrecht, M Nijhoff, 1960-). This contains extracts from judgments of the Court, decisions of the Commission and actions taken by the Committee of Ministers. [K1 Y39 O3 T3 E8 – serials]
- § *European Human Rights Reports* (London, European Law Centre, c1979-). This contains judgments of the Court and summaries of many decisions of the Commission. Case law is conveniently presented according to the relevant article of the Convention, and a useful chronological table of cases reported in earlier volumes

is always contained in the latest volume. [KC29 E89 H9 – primary]

- § *Butterworths Human Rights Cases* contains the text of decisions from many international and national tribunals, including selected decisions of the European Court of Human Rights. The series commenced publication in 1996. [KC20 B98 – Primary]
- § *International Law Reports* (London, Butterworth & Co, 1956-). This contains many judgments of the Court and selected earlier decisions and reports of the Commission. It also has a useful consolidated index, to date, covering vols 1-100 of 118 vols. A consolidated table of cases (only), covering vols 101-115, is produced in the back of vol 115. [KC20 I5 - primary]
- § *Human Rights Law Journal* (Kehl am Rhein, NP Engel). This appears every 4 months, and contains reports of most judgments of the Court and some of the more important decisions of the Commission. There is no general index, the journals are simply bound by year. [K1 H918 R57 L4 - serials]
- § *Digest of Strasbourg Case Law Relating to the European Convention on Human Rights* (Cologne, Carl Heymanns Verlag, 1984-), 5 vols covering 1954-1982, plus loose-leaf supplements (latest received 1998). This contains judgments of the Court and Commission, indexed according to the relevant article of the Convention. The supplements are rather time-consuming/difficult to use. [KC55 C85 - primary]

- § *The British Yearbook of International Law* (London, Oxford University Press) contains an annual survey of cases decided by the Court. [K1 B86 Y3 I6 – serials]
- § *Human Rights Case Digest* (London, Sweet & Maxwell and the British Institute of Human Rights, 1997-). This appears every two months with summaries of judgments of the ECHR. [KC29 H91 C3 – primary]

Case Compilations

Useful case compilations include:

- § V Berger, *The Case Law of the European Court of Human Rights*, 3 volumes: vol: 1960-1987; vol 2: 1988-1990; vol 3: 1991-1993 (Dublin, Round Hall Press, 1989-) [KC1245 B496 - textbooks]
- § RA Lawson & HG Schermers, *Leading Cases of the European Court of Human Rights* (Nijmegen, Netherlands, Ars Aequi Libri, c1997) [KC1245 L43 - textbooks]
- § Peter Kempees, *A Systematic Guide to the Case-Law of the European Court of Human Rights, 1960-1998*; 4 volumes (The Hague, Martinus Nijhoff, 2000) [KC1245 S99]
- § Richard Gordon, Tim Ward, Tim Eicke, *The Strasbourg Case Law: Leading Cases from the European Human Rights Reports* (London, Sweet and Maxwell, 2001) (contains collection of leading human rights cases from vol. 1 to 29 of European Human Rights Reports) [KC29 S89]

(iii) Thematic studies

A number of studies of particular areas have been published under the auspices of the Council of Europe. They include:

- § J Alderson, *Human Rights and the Police* (Strasbourg, Council of Europe, 1984) [KC200 A362] [Main library 363.22 A36]
- § A Reynaud, *Human Rights in Prisons* (Strasbourg, Council of Europe, 1986) [KC200 R459]
- § The *Human Rights Files* pamphlet series commissioned by the Directorate of Human Rights of the Council of Europe, including:
 - § M Buquicchio-de Boer, *Sexual Equality in the European Convention on Human Rights: A Survey of Case Law* (Strasbourg: Council of Europe, 1989) [KV32.2 B944 – pamphlets]
 - § A Drzemczewski, *The Position of Aliens in relation to the European Convention on Human Rights* (Strasbourg, Council of Europe, 1985, c1984) [KV19.8 D778 – pamphlets]
 - § A Drzemczewski, *The Right to Respect for Private and Family Life, Home and Correspondence as guaranteed by Article 8 of the European Convention on Human Rights* (Strasbourg, Council of Europe, 1984) [KV19.8 D811 r - pamphlets]

(iv) Committee of Ministers

- § Recent resolutions of the Committee of Ministers under the European Convention are available at the *Committee of Ministers' website* at <https://wcm.coe.int/rsi/cm/index.jsp>

- § Resolutions of the Committee of Ministers are also published in printed form in the various publications of the Council of Europe, eg: *Collection of Resolutions adopted by the Committee of Ministers in Application of Articles 32 and 54 of the European Convention for the Protection of Human Rights and Fundamental Freedoms 1959-83* (1984) and *Supplement 1984-85* (1986) [KC927 C6 f83 and KC927 C6 f83 s01]

(c) Implementation of the European Convention into UK Domestic Law

(i) General Information

The Human Rights Act 1998 (the *UK Act*) was implemented in the UK on 2 October 2000. The UK Act incorporates the European Convention on Human Rights into UK domestic law, which means that cases concerning rights given under the European Convention can now be brought directly before the UK courts.

This development has resulted in a huge amount of literature, which considers the impact of the European Convention on UK domestic law. In doing so, it also provides a wealth of up-to-date analyses of the rights and freedoms under the European Convention.

A good starting point for information on the UK Act is the web-pages of the *Lord Chancellor's Department Human Rights Unit*, which is responsible for ensuring the successful implementation of the Human Rights Act: <http://www.lcd.gov.uk/>. (Click "Human Rights" to go to the Human Rights Unit page).

(ii) Texts

Some of the many texts available on the topic are set out below, including some brief notes on the particular aspect on which each book focuses. (Many periodical articles have also been written on the topic).

- § Michael Zander, *A Bill of Rights?* (London, Sweet & Maxwell, 4th ed, 1997). Assesses the advantages and disadvantages of incorporating the European Convention into UK law. [KM211 Z27]
- § Keir Starmer, *European Human Rights Law: the Human Rights Act 1998 and the European Convention on Human Rights* (London, Legal Action Group, 1999) [KV19.8 S79]
- § Lammy Betten (ed), *The Human Rights Act 1998: What It Means: The Incorporation of the European Convention on Human Rights into the Legal Order of the United Kingdom*. The various contributions focus on the problems of incorporating the European Convention into UK law. (The Hague, M Nijhoff, c1999) [KM211 H9 A]
- § Stephen Grosz, Jack Beatson, Peter Duffy (with additional material by Tim Eicke, Conor Gearty, Marie Demetriou): *Human Rights: the 1998 Act and the European Convention* (London, Sweet & Maxwell, 2000). Part I considers how the UK Act will operate in practice, whilst Part II provides an article by article commentary on the European Convention. [KM211 G87]
- § Jason Coppel, *The Human Rights Act 1998: Enforcing the European Convention in the Domestic Courts*. Part I looks at how the European Convention might be enforced through the UK Act

or the European Court of Human Rights, Part II examines rights and freedoms conferred by the European Convention.

(Chichester, J.Wiley, c1999) [KM211 C78]

§ Michael Smyth, *Business and the Human Rights Act 1998* (Bristol, Jordans, 2000) (Focuses on the impact of the Act on UK businesses). [KM211 S66]

§ Lord Lester of Herne Hill and David Pannick (eds.), *Human Rights Law and Practice* (London, Edinburgh and Dublin, Butterworths, 1999) [KM211 H9 L]

(d) European Social Charter

The European Social Charter guarantees social and economic rights. The primary documentation under the European Social Charter (and the Revised Social Charter, which entered into force on 1 July 1999 and will gradually replace the first Social Charter) is available on-line at http://www.coe.int/T/E/Human_Rights/Esc/ including the text of the Social Charters, conclusions of the new European Committee of Social Rights on national reports, decisions under the collective complaints procedure, and a newsletter, *Social Rights = Human Rights*, published three times a year.

Some recent texts discussing the Social Charter include:

§ *The European Social Charter: Origin, Operation and Results* (Strasbourg, Council of Europe Press, 1991) [Main Library 344.4 E8]

- § Donna Gomien, David Harris, Leo Zwaak, *Law and Practice of the European Convention on Human Rights and the European Social Charter* (Strasbourg, Council of Europe, 1996) [KV19.8 G63 L]
- § *Council of Europe, Directorate of Human Rights, The Council of Europe and the Protection of Human Rights* (Strasbourg, Council of Europe, 1991) [KV19.8 C8 D5 – pamphlets]
- § Pascale Boucaud, *Migrant Workers and their Families: Protection within the European Social Charter: Study Compiled on the Basis of the Case Law of the Committee of Independent Experts* (Strasbourg: Council of Europe, 1996) in the Human Rights Social Charter Monographs series, No 4 [KV37 B75]

(e) European Convention for the Prevention of Torture and Inhuman or Degrading Treatment

The primary documentation under the European Convention for the Prevention of Torture and Inhuman or Degrading Treatment is available on-line at <http://www.cpt.coe.int>. This includes the annual reports of the European Torture Committee, reports on its visits to member states and the responses of national governments to those reports, as well as general information about the work of the European Torture Committee.

See also:

- § *Yearbook of the European Convention for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment* [K1 E89 C76 P9]

- § Malcolm D Evans and Rod Morgan, *Preventing Torture: A Study of the European Convention for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment* (Oxford: Clarendon Press, 1998) [KC200 E92]
- § Rod Morgan and Malcolm D Evans (eds), *Protecting Prisoners: the Standards of the European Committee for the Prevention of Torture in Context* (Oxford University Press, 1999) [KV23.9 P96 M84]

(f) Framework Convention for the Protection of National Minorities

Materials on the Council of Europe's Framework Convention for the Protection of National Minorities can be found at the Council website (<http://www.coe.int>). Click "national minorities" under "Human Rights" to go to the minorities home page which has the text, commentary and other details on the framework convention.

2. INTER-AMERICAN SYSTEM

(a) General Information

- § The official website of the *Organisation of American States* is: <http://www.oas.org/>
- § *Inter-American Yearbook on Human Rights* (in English and Spanish) (Dordrecht, M Nighoff, 1985-) [K1 I6A - serials]

- § T Buergenthal and D Shelton, *Protecting Human Rights in the Americas: Cases ad Materials* (Kehl, West Germany: N P Engel, 4th revised ed 1995) [KB181 B92]
- § S Davidson, *The Inter-American Court of Human Rights* (Aldershot: Dartmouth, 1992) [KC200 D25]
- § S Davidson, *The Inter-American Human Rights System* (Aldershot: Dartmouth, 1997) [KC200 D2]
- § DJ Harris and S Livingstone, *The Inter-American System of Human Rights* (Oxford, Clarendon Press, 1998) [KC200 I6 A]
- § C Medina Quiroga, *The Battle of Human Rights: Gross, Systematic Violations and the Inter-American System* (Dordrecht, Martinus Nijhoff, 1988) [X KS31.8 M49]
- § Organization of American States, *Basic Documents Pertaining to Human Rights in the Inter-American System* (Washington, OAS, 1988, 1992 and 1996) [KC200 B31]

(b) Inter-American Court of Human Rights

Information about the Inter-American Court, and its judgments and opinions, can be found at its **official website** at www.corteidh.or.cr. The judgments of the Inter-American Court can also be accessed through the University of Minnesota website at

<http://www1.umn.edu/humanrts/iachr/iachr.html> and are also found in:

- § *International Law Reports*
- § *International Legal Materials* (selected judgments) [K1 I6 L49]

- § *Human Rights Law Journal* (selected judgments)
- § On the activities of the Inter-American Court generally, see *Annual Report of the Inter-American Court of Human Rights*. [KC200 I6 A 5a]
- § Also very useful is A Bayefsky, *International Human Rights Law: Use in Canadian Charter of Rights and Freedoms Litigation* (Toronto & Vancouver, Butterworths, 1992), which provides a list of cases decided by the Inter-American Court of Human Rights classified according to the article(s) of the Convention they concern (pp 702-707). [KM220 B35]

(c) Inter-American Commission on Human Rights

- § Information about the *Inter-American Commission* and primary documentation is available through its **official website**: <http://www.cidh.org/>
- § The Inter-American Commission's *Annual Reports* (which include decisions in individual cases) and other publications, are accessible at <http://www.cidh.org/annual.eng.htm>. The decisions are also available at the University of Minnesota website, <http://www1.umn.edu/humanrts/cases/commissn.htm>
- § The Inter-American Commission's *Country Reports* on the human rights situation in individual OAS countries are available at <http://www.cidh.org/pais.eng.htm>.

(d) Inter-American Commission on Women

Information and documentation relating to the Inter-American Commission on Women (CIM) can be found at <http://www.oas.org/cim/default.htm>.

3. AFRICAN CHARTER ON HUMAN AND PEOPLE'S RIGHTS

The following is a selection of recent texts available on the subject of the African human rights system.

(a) Case Law of the African Commission on Human and People's Rights

- § Primary documentation of the African Commission on Human and People's Rights can be difficult to obtain.
- § Case law of the African Commission is published in the *International Human Rights Reports* [KC47 I6 H9 – primary] and the *Human Rights Law Journal*. The African Commission's sessions are also the subject of regular reports in the *Netherlands Quarterly of Human Rights*. [K1 N46 Q2 H9 – serials] .
- § Limited material is available at the African Commission's website at <http://www.achpr.org/>. Further material, including case law, can also be found on-line through the University of Minnesota *African Human Rights Resources Centre* at <http://www1.umn.edu/humanrts/africa/comision.html> and at the *Derechos Human*

Rights in Sub-Saharan Africa web-pages at <http://www.derechos.org/human-rights/afr/>.

(b) Recent selected texts on the African Charter on Human and People's Rights

- § U Oji Umzurike, *The African Charter on Human and Peoples' Rights* (The Hague, Martinus Nijhoff, 1997) [KR19.8 U52]
- § Lone Lindholt, *Questioning the Universality of Human Rights: The African Charter on Human and People's Rights in Botswana, Malawi, and Mozambique* (Aldershot, Hants, Dartmouth, c1997) [KB181 L74]
- § Nasila S Rembe, *The System of Protection of Human Rights under the African Charter on Human and Peoples' Rights: Problems and Prospects* (Roma, Lesotho: Institute of Southern African Studies, National University of Lesotho, 1991) [KR19.8 R38 - pamphlets]
- § C M Peter, *Human Rights in Africa: A Comparative Study of the African Human and People's Rights Charter and the New Tanzanian Bill of Rights* (New York: Greenwood Press, 1990) [Main library 342.678085 P47]

(c) Recent selected texts on the African Commission on Human and People's Rights

- § Evelyn A Ankumah, *The African Commission on Human and Peoples' Rights: Practices and Procedures* (The Hague: Martinus Nijhoff, 1996) [KR19.8 A61]

- § Rachel Murray, *The African Commission on Human and Peoples' Rights and International Law* (Hart, 2000) [KR19.8 M98]

(d) General Texts

- § M Hamalengwa, C Flinterman, and E V O Dankwa, *The International Law of Human Rights in Africa: Basic Documents and Annotated Bibliography* (Dordrecht: Martinus Nijhoff, 1988) [KR19.8 I61]
- § *Human Rights Law in Africa* (The Hague, Kluwer, 1996 and 1997) [KB181 H9 A – Large Books]
- § Eze, *Human Rights in Africa: Some Selected Problems* (Lagos: Nigerian Institute of International Affairs, 1984) [Main library circulation counter X 323.4096 E9] [Law Library KR19.8 H91]
- § Issa G Shivji, *The Concept of Human Rights in Africa* (London: Codesria Book Series, 1989) [X KR19.8 S55]
- § Santosh Saha, *Dictionary of Human Rights Advocacy Organizations in Africa* (Westport, Conn, Greenwood Press, 1999) [Main Library R 323.0256 S131 d]

4. ASIA-PACIFIC DEVELOPMENTS

(a) ASEAN Working Group for an ASEAN Human Rights Mechanism

ASEAN's Working Group for an ASEAN Human Rights Mechanism submitted a draft agreement on the Establishment of the ASEAN Human Rights Commission for consideration in July 2000. The draft agreement and other related documents are available on the Working Group's website, <http://www.rwgmechanism.com> (inaccessible as of 9 July 2004).

(b) The Asia Pacific Forum

The Asia Pacific Forum of National Human Rights Institutions is an organization of national human rights commissions in the region. Its twelve members are national institutions in the region which comply with the 1991 Paris Principles on National Institutions. Information on Forum activities, and links to websites of some of the Forum members, can be found at <http://www.apf.hreoc.gov.au>.

(c) Asian Human Rights Charter: A People's Charter

§ *Asian Human Rights Charter: A Peoples' Charter* (Hong Kong, Asian Human Rights Commission, Asian Legal Resource Centre, 1998). [KT19.8 A83 – pamphlets]. For the text and some further background information see also the website of the Asian Human Rights Commission at <http://www.asiapacificforum.net/member/index.html>.

- § *East Asian Consultation on the Draft Asian Human Rights Charter: Presentations : 28th January - 1st February, 1996*, organised by Asian Human Rights Commission, Asian Legal Resource Centre (Hong Kong, Asian Human Rights Commission, 1996) [KB181 E13 – pamphlets]

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