

# Volume Contents

## Articles

The Temporal Ontology of the Human Rights Council's Universal Periodic Review	Kathryn McNeilly	1
A Critical Appraisal of the Venice Principles on the Protection Promotion of the Ombudsman: An Equivalent to the Paris Principles?	Luka Glušac	22
Complementary Protection and Encampment	Dimitri Van Den Meerssche	80
A Legal Black Hole in the Cosmos of Virtue—The Politics of Human Rights Critique Against the World Bank	Dana Schmalz	101
Judicial Dialogue between National Courts and the Inter-American Court of Human Rights: A Comparative Study of Argentina, Brazil, Colombia and Mexico	Antonio Moreira Maués, Breno Baía Magalhães, Paulo André Nassar, and Rafaela Sena	108
Contested Indigeneity and Traditionality in Environmental Litigation: The Politics of Expertise in Regional Human Rights Courts The Recognition of Human Rights: A Threefold Myth	Marie-Catherine Petersmann	132
The 'Necessity' of Austerity and its Relationship with Athe UN Convention on the Rights of Persons with Disabilities: A Case Study of Ireland and the United Kingdom	Charles O'Sullivan and Donna McNamara	157
Consensus as a Basis for Dynamic Interpretation of the ECHR—A Critical Assessment	Paweł Łącki	186
The Use of International Human Rights Law Universal Periodic Review	Sangeeta Shah and Sandesh Sivakumaran	264
Regulatory Responses to 'Fake News' and Freedom of Expression: Normative and Empirical Evaluation	Rebecca K. Helm and Hitoshi Nasu	302
State Responsibility for a Failure to Prevent Violations of the Right to Life by Organised Criminal Groups: Disappearances in Mexico	Lene Guercke	329
Connecting the Dots: Digital Integrity as a Human Right	Johan Rochel	358
Anti-libidinal Interventions and Human Rights	Lisa Forsberg	384
Weighing Overall Fairness: A Critique of Balancing under the Criminal Limb of Article 6 of the European Convention on Human Rights	Andreas Samartzis	409
Fundamental Rights Implications of Interconnecting Migration and Policing Databases in the EU	Cristina Blasi Casagran	433

The Arab Court of Human Rights and the Enforcement of the Arab Charter on Human Rights	Ahmed Almutawa	506
Breastfeeding in Refugee Camps: A Child and Maternal Right?	Aleisha Ebrahimi	533
Article 31, 31 Years On: Choice and Autonomy as a Framework for Implementing Children's Right to Play in Early Childhood Services	Holly Doel-Mackaway and Yeshe Colliver	566
Regulating Infrastructure: Human Rights and the Sustainable Development Goals in Myanmar	Emma Palmer	588
Athletes' Freedom of Expression: The Relative Political Neutrality of Sport	Antonio Di Marco	620
The Human Right to Suicide under International Law	Aaron Fellmeth and Nourin Abourahma	641
The Crime of Genocide in General Assembly Resolutions: Legal Foundations and Effects	Michael Ramsden	671
Human Rights Protections in Drawing Inferences from Criminal Suspects' Silence	Yvonne Daly, Anna Pivaty, Diletta Marchesi and Peggy ter Vrugt	696
Non-Governmental Organisations and National Human Rights Institutions monitoring the execution of Strasbourg Judgments: An Empirical Perspective on Rule 9 Communications	Elif Erken	724
Abstract but Concrete, or Concrete but Abstract? A Guide to the Nature of Advisory Opinions under Protocol No 16 to the ECHR	Toon Moonen and Laurens Lavrysen	752
Is the UN Committee on the Rights of the Child Doing Enough to Protect the Rights of LGBT Children and Children with Same-Sex Parents?	Paula Gerber and Aaron Timoshanko	786
An Incremental Approach to Filling Protection Gaps in Equality Rights for Persons with Disabilities	Jane Richards	837
A Critical Reflection on the Right to the Truth about Gross Human Rights Violations	Marloes van Noorloos	874
Pushing Past the Tipping Point: Can the Inter-American System Accommodate Abortion Rights?	Patricia Palacios Zuloaga	899
Economic and Social Rights, Reparations and the Aftermath of Widespread Violence: The African Human Rights System and Beyond	Felix E. Torres	935
Poverty as Misrecognition: What Role for Antidiscrimination Law in Europe?	Sarah Ganty	962
Hate Speech and the European Court of Human Rights: Whatever Happened to the Right to Offend, Shock or Disturb?	Jacob Mchangama and Natalie Alkiviadou	1008

## Short Articles & Recent Developments

A Brand-New Exclusionary Clause to the Prohibition of Collective Expulsion of Aliens: The Applicant's Own Conduct in <i>N.D. and N.T. v Spain</i>	Giulia Ciliberto	203
---	------------------	-----

- Jeanty v Belgium: Saving Lives Provides (another)* Lewis Graham 221  
 Exception to Article 3 ECHR
- Critical Speech in Southeast Asian Grey Literature Stewart Manley 233  
 During the COVID-19 Pandemic
- States of Denial: Rationalising UK Government Responses Rhona K. M. Smith 458  
 to UN Special Procedures
- Historical and Human Rights Perspectives on the Dutch Tom Herrenberg 475  
 Ban on Insulting Foreign Heads of State
- McGirt v Oklahoma and the Right of Indigenous Peoples Federico Lenzerini 486  
 to Have Their Treaties Concluded with States Respected:  
 Is the Glass Half-Full or Half-Empty?

## Book Reviews

- Susan Marks, **A False Tree of Liberty: Human Rights in Radical Thought** (Oxford University Press, New York, 2020, xiii + 277 pp, £60.00) ISBN 9 780199675456 (hb) Daniel Quiroga-Villamarín 252
- Sarah Williams, **Hannah Woolaver and Emma Palmer, The Amicus Curiae in International Criminal Justice** (Hart Publishing, 2020, liii + 367pp, £72) ISBN 9781509913329 (hb) Molly Thomas 259
- Laurence Burgorgue-Larsen, **Les Trois Cours Régionales des Droits de l'Homme in Context: La justice qui n'allait pas de soi** (Éditions A. Pedone, 2020), 588 pp; ISBN 978-2-233-00955-5; 48€ Brice Dickson 499
- Elizabeth Grimm Arsenault, **How the Gloves Came Off: Lawyers, Policy Makers, and Norms in the Debate on Torture** (Columbia University Press, 2017, viii + 254 pp, £30.00) ISBN 9780231180788 (hb) 9,780,231,543,255 (ebk) Parisa Zangeneh 503
- Zvezda Vankova, **Circular Migration and the Rights of Migrant Workers in Central and Eastern Europe. The EU Promise of a Triple Win Solution** (Springer, 2020, xxii + 261 pp, Open Access) eBook ISBN 9783030526894 (eBook) Diego Acosta 1043
- Natasa Mavronicola, **Torture, Inhumanity and Degradation under Article 3 of the ECHR: Absolute Rights and Absolute Wrongs** (Hart Publishing, 2021, x + 209 pp, £67.50) ISBN 978-1-50990-299-6 (hb) Ebru Demir 1046