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Human Rights Law Centre

Human Rights Law Review
Human Rights Law Centre
University of Nottingham
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Human Rights Law Review

Instructions to Authors

The Human Rights Law Review welcomes the submission of articles for consideration by the editors with a view to publication. An abstract of no more than 150 words and four to six keywords should be included with all submissions.

Articles of between 10,000 and 15,000 words are preferred but shorter or longer articles may be considered. These should be original, unpublished work and not under consideration for publication elsewhere either in hard copy or online. The final decision on publication rests with the Editorial Board after submissions are refereed on the basis of anonymity. Substantive changes proposed by the referees/Editorial Board will only be made in consultation with the author.

Manuscripts should be submitted online through our Online Submission Website. Once you have prepared your manuscript according to the Instructions to Authors, please go to <https://mc.manuscriptcentral.com/hrlr> to submit.

Any queries regarding submission via the Online Submission Website should be sent to Claire Hardwidge (hrlr.editorialoffice@oup.com). Other enquiries should be sent to Mrs Vicky Spencer (Vicky.spencer1@nottingham.ac.uk).

Book reviews of no more than 3,000 words should be sent as an email attachment to the Book Reviews Editor, Hemi Mistry (hemi.mistry@nottingham.ac.uk).

STYLE SHEET FOR ARTICLES

HEADINGS

A maximum of four levels of headings is available using following scheme.

The Title

(bold, title case, centred)

Author*

(title case, centred)

Reference to the author's current position/affiliation. Qualifications are not included. An e-mail address (optional) should be made in an asterisked footnote. Any acknowledgments should be placed at the end of the manuscript under the heading 'AKNOWLEDGEMENTS' (centred, all capitals).

ABSTRACT

(bold, all capitals, centred)

- The abstract itself should follow, and should be non-bold, sentence case, and approximately 150 words.
- Abstracts are required for longer articles only (not short articles or recent developments).

Keywords

- The word 'KEYWORDS' should be bold, all caps, left aligned, and followed by a colon. It should be followed by the keywords themselves, which should not be bold, and should be sentence case, e.g.

KEYWORDS: torture, inhuman or degrading treatment, police, absolute rights, *Gäfgen v Germany*, Articles 3 and 6 European Convention on Human Rights

- Five or six keywords should be given.

Heading 1

(numeral prefix, bold, all capitals, centred, no abbreviations) e.g.

1. RESOLUTION 1373 AND ITS IMPLEMENTATION BY THE EUROPEAN UNION

Heading 2

(alphabetical prefix, bold, title case, centred, no abbreviations) e.g.

B. Article 6(1) European Convention on Human Rights: Access to Court

Heading 3

(Roman numerals in parenthesis, italics, sentence case, centred) e.g.

(i) *Peer pressure tools* Heading 4

(italics, sentence case, flush left) e.g.

Rights-based programming today

STYLE

Paragraphs

- The first line of the first paragraph of each section (i.e. following a new heading) should be flush left. The first line of each subsequent paragraph should be indented.

Spelling

Except in quoted materials, Oxford English spelling as found in the *Oxford English Dictionary*, *Concise Oxford Dictionary* or the *Oxford Dictionary for Writers and Editors*, should be used.

e.g. programme NOT program; favour **NOT** favour.

- Note: some words are always spelt with 's', e.g. analyse, emphasis, advertise.
- 'Judgment' spelled with only one 'e' when referring to a court ruling; otherwise use 'judgement'.

Punctuation

- All punctuation marks should be outside closing quotation marks except those that belong to the quotation itself.
- Only use commas to avoid ambiguity; do not use extraneous commas; do not use the Oxford comma in lists.

e.g. '... hats, gloves and coats' not '... hats, gloves, and coats'

Dates

- These should be set out as 10 January 2004.
- Periods should be partly elided, e.g. 1997-99.

Numerals

- Numbers below 10 should be spelt out, e.g. 'There were 11 cases, but only three were heard.'

EXCEPT

- in a list numerals and words should not be mixed, e.g. 1, 9, 11, 34 NOT one, nine, 11, 34
- where any number falls at the beginning of a sentence it should be spelt
- where there are numbers in names and street names
- in discursive contexts, e.g. 'a fifteen-year-old girl'; rather than 'a girl of 15'
- Numerals should not be used for centuries, e.g., nineteenth century NOT 19th century.
- Large round numbers may be expressed in a mixture of numbers and words, (6 million; 1.5 million), or entirely words (six million; one and a half million).

- Page spans should elided, e.g. 30-1; 145-9; 1841-5.
- Do **NOT** elide numbers in, or ending with, 10 to 19, i.e. write 10-12; 15-19; 114-18; 310-11 etc.
- Paragraph numbers should **NOT** be elided, e.g. write paras 20-27.

Italics

- The use of italics, in the main body of the text, should be restricted to the following occasions:

case names

Latin terms, except common Latin abbreviations, e.g. *ibid.* or *et al.* or *viz*

terms in languages other than English

to emphasise a word or phrase, but this should be used sparingly, and then followed by '(emphasis added)'

Footnote cues

- Footnote cues should appear after the punctuation mark.

e.g. The Court of Appeal gave judgment on 6 November 2002,¹ with the judgment of the Court being given by Lord Phillips, the Master of the Rolls.²

Abbreviations

- Where a convention or organisation has a regularly accepted abbreviation, on its first mention within the manuscript, state the name in full with the abbreviation in brackets; thereafter use the abbreviation.

e.g. International Monetary Fund (IMF).

e.g. Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (CAT).

- Where there is no recognised abbreviation, but a shortened version of a title is being used for convenience, on its first mention, within the manuscript state the name in full with the name to be used in brackets enclosed by single quotation marks.

e.g. United Nations Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances ('Drug Trafficking Convention').

Do **NOT** abbreviate 'for example' or 'that is'.

QUOTATIONS

- All quotations must be replicated exactly as from the original source and should be fully referenced, including the page/paragraph number from which the quote is taken.
- Quotations under three lines long should be kept in the main body of the text, surrounded by single quotation marks ("). Straight quotation marks (") should not be used.

- Quotations over three lines long should be indented from the main body of the text; no quotation marks are needed.

- Square brackets are only to be used in the middle of a quotation in the following circumstances:

Where there is a mistake: [sic] should be inserted to indicate awareness of the error.

To distinguish commentary from the quotation.

e.g. 'The specific cases of two detainees that are before our military tribunal, the British detainees [Feroz Abbasi and Moazzam Begg], is a difficult one.'

- Insert '...' (ellipses/three full stops) to indicate the omission of words in a quotation, the first full stop being preceded by a space. Four ellipses/full stops are used to indicate a complete sentence. Where a quotation forms part of a longer sentence the closing quote precedes all punctuation except an exclamation mark, dash or parenthesis belonging only to the quotation.

e.g. The State Party had described the characteristics of its Parole Board as follows: 'independent, chaired by a High Court judge, follows a settled procedure, and has full powers to release prisoners'.

- Where the quotation contains grammatically complete sentences starting with a capital letter, the full stop precedes the closing quote.

e.g. 'We [the Government] have got strong reservations about military commissions and those reservations have been raised and will continue to be raised with the United States.'

- Quotation marks, whether used to indicate speech or the specialised use of a word, should always be in single quotes in the first instance. Double quotation marks should be used for quotations within quotations.
- Any change in emphasis to part of a quote should be indicated after the quotation by use of '(emphasis added)'.

FOOTNOTES

- Footnotes not endnotes are to be used.
- Footnotes should be as brief as possible.
- Each footnote should end with a full stop. If a footnote refers to several sources, a semi-colon should separate the references.

REFERENCES

- The accuracy of references is the responsibility of the author.
- When referencing a particular page/paragraph use 'at xx/ at para xx'.
- NOTE: there is **NO** ellipse/full stop after 'para' or other abbreviations

e.g. 'Application No 62173/99' or 'Applications Nos 78245/79'
e.g. See Butler, *Soviet Law* (1988) at 107-9
e.g. *Barrios Altos Case* IACtHR Series C 83 (2001) at para 15

- The following examples of references should be used as a guide (if in doubt, give as full a reference as possible).

Cross references

- Use 'supra/infra n xx' **NOT** 'see note xx above/below'. Do not italicise supra/infra.
e.g. Michaels, supra n 12 at 24.
- 'Ibid.' should be used when there are two or more consecutive references to the same work (note the full stop that is used after the word 'ibid'). Use 'ibid.' at the beginning of a reference but lower case 'i' in 'ibid.' otherwise.
'Id.' is not to be used; do not italicise 'ibid.'
- For cross references to parts of the text use 'see above/below at section XX'.

Authors

- When there are two authors, separate their names with 'and' rather than by an ampersand ('&'). Where there are three authors, separate the first and second with a comma, and the second and third with an 'and'.
- Where there are MORE THAN three authors 'et al.' is to be used.
e.g. Harris et al., *Harris, O'Boyle & Warbrick: Law of the European Convention on Human Rights*, 3rd edn (2014).

Books

Turnbull, *A History of Singapore 1819-1988* (1989) at 62.
Buyse (ed.), *Margins of Conflict: The ECHR and Transitions to and from Armed Conflict* (2010).
O'Flaherty and Gisvold (eds), *Post War Protection of Human Rights in Bosnia and Herzegovina* (1998).
Moeckli, Shah and Sivakumaran (eds), *International Human Rights Law*, 2nd edn (2014).
Roberts and Guelff (eds), *Documents on the Laws of War, Vol I*, 3rd edn (2000).
Lauterpacht, *The Function of Law in the International Community* (2011 revised edn).

Essays within books

McCorquodale, 'Group Rights' in Moeckli, Shah and Sivakumaran (eds), *International Human Rights Law*, 2nd edn (2014) 333 at 340-2.

Articles

- Journal titles should not be abbreviated.

e.g. Baxter, 'So-Called "Unprivileged Belligerency": Spies, Guerrillas, and Saboteurs' (1951) 28 *British Yearbook of International Law* 323 at 327.
Mowbray, 'ECHR: Developments in Tackling the Workload Crises and Recent Cases' (2003) 3 *Human Rights Law Review* 135.
- The issue number is **NOT** to be included where the page numbers for the issues comprising a volume are consecutively numbered.

e.g. McGoldrick, 'Developments in the Right to be Forgotten' (2013) 13 *Human Rights Law Review* 761.

Unpublished Theses

Bloggs, *International Human Rights Law* (PhD thesis, University of Nottingham, 2002).

NGO and Government Reports

- Cite Author (individual author/s if named, organization if authors unnamed), *Title*, Organization (if not already mentioned as author), document number, date of publication (in parenthesis if year only), at [page/para number if a direct quote or paraphrase], available at: insert URL, [date document was last accessed].

e.g. Amnesty International, *2014 World Day Against the Death Penalty: Protecting people with mental and intellectual disabilities from the use of the death penalty*, AI ACT 51/005/2014, 10 October 2014, available at: amnesty.org/en/library/info/ACT51/005/2014/en [last accessed 20 October 2014].

e.g. Kemp, *Blast II Final Report: Bridewell Legal Advice Study - Adopting a 'whole systems' approach to police station legal advice* (Legal Services Commission, 2013) at 34, available at: justice.gov.uk/publications/researchand-analysis/lsrc [last accessed 21 October 2014].

Blogposts

- Cite Author, 'Title', *Blog*: name and organization, date of posting, available at: insert URL, [date last accessed], at [page number if direct quote or paraphrase].

e.g. Mead, 'The Right To Protest Contained By Strasbourg: An Analysis of Austin v. UK & The Constitutional Pluralist Issues it Throws Up', *Strasbourg Observers*, Blog commenting on developments in the case law of the European Court of Human Rights, 17 April 2012, available at: strasbourgobservers.com/2012/04/17/the-right-to-protest-contained-bystrasbourg-an-analysis-of-austin-v-uk-the-constitutional-pluralist-issues-itthrows-up/ [last accessed 7 January 2015].

Note: See below for citation of electronic sources.

Treaties/Conventions/Protocols

- The relevant UNTS/ETS/OAS etc number should be provided when referring to any treaty. If no such reference is available then reference should be made to an unofficial reference such as International Legal Materials (ILM) or International Human Rights Reports (IHRR) references. The citation should be preceded by the year of adoption except for EU treaties, see 'EU Documents' below.

e.g. Article 7 International Covenant on Civil and Political Rights 1966, 999 UNTS 171.

e.g. Article 8 Inter-American Convention on Forced Disappearance of Persons 1994, (1994) 33 ILM 1529.

e.g. Universal Declaration of Human Rights 1948, GA Res 217A (III), A/810 at 71 (1948).

- Use 'Article' in both the main body of the text and footnotes, **NOT** Art., art. or article, EXCEPT where the abbreviated form is part of the title to a document, such as in the title to general comments of the Human Rights Committee.

Cases

- There should be no full stop after 'v'
- Case names should be *italicised*
- Case names should **NOT** be included with the citation in the footnote **IF** the name is in the text of the article.

British

British cases should be cited using the electronic citation and, where available, to the relevant report from the official Law Reports series (e.g. Chancery, Appeals Cases etc) or, if not available, the Weekly Law Reports or the All England Reports, e.g. *R v Immigration Officer, Prague Airport, ex parte European Roma Rights Centre* [2004] UKHL 55; [2005] 2 AC 1.

Court of Justice of the European Union

- Use the official reports citation where available
 - e.g. C-459/99 *Mrax v Belgium* [2002] ECR I-6591 at para 62.
 - e.g. Opinion of Advocate General Warner in Case 792/79 R *Camera Care v Commission* [1980] ECR 119.
- Where the ECR reference is NOT available,
 - e.g. C-617/10 *Åklagaren v Hans Åkerberg Fransson* 26 February 2013, at paras 21-22.

European Court of Human Rights

Cases decided under the European Convention on Human Rights should be cited using the application number, type of decision (Admissibility/Merits/Just Satisfaction/Strike Out) and the date.

e.g. *Angelova and Iliev v Bulgaria* Application No 55523/00, Merits and Just Satisfaction, 26 July 2007.

European Commission on Human Rights

Article 31 Reports: e.g.

Amuur v France Application No 19776/92, Commission Report, 10 January 1995, at paras 44–50.

Admissibility decisions: e.g.

X v Germany Application No 7900/77, Commission Decision, 6 March 1978.

EU Documents

All EU documents should be referenced with the correct Official Journal citation.

e.g. Directive 2012/13/EU on the right to information in criminal proceedings [2012] OJ L 142/1.

e.g. Charter of Fundamental Rights of the European Union [2012] OJ C 326/391.

e.g. Treaty of Lisbon amending the Treaty on European Union and the Treaty establishing the European Community [2007] OJ C 306/1.

Inter-American Court of Human Rights

OC-17/02, *Legal Status and Human Rights of the Child* IACtHR Series A 17 (2002).

Note: only Advisory Opinions have OC numbers

Case of Gudiel Álvarez et al. v Guatemala IACtHR Series C 253 (2012)

Inter-American Commission on Human Rights

Case 11.753, *Ramón Martínez Villareal v United States of America* Report No 52/02 (2002)

Case 12.285, *Michael Domingues v United States of America* Report No 62/02 (2002)

African Commission/Court on Human and People's Rights

155/96, *Social and Economic Rights Action Centre and the Centre for Economic and Social Rights v Nigeria* 15th Annual Activity Report of the ACHPR (2002)

Note: Where the case is not contained in the annual report: e.g. 255/02, *Garreth Anver Prince v South Africa* 36th Ordinary Session of the ACHPR, 7 December 2004.

United Nations Treaty Body Communications

- Human Rights Committee – state whether the citation is ‘Admissibility’ or ‘Views’

e.g. *Michelle Lamagna v Australia* (737/97), Admissibility, CPR/C/65/D/737/1997.

- Other treaty bodies

e.g. For the Committee on the Elimination of Racial Discrimination *Hagan v Australia* (26/2002), CERD/C/62/D/26/2002.

International Criminal Courts e.g. ICTY/ICTR/ICC

Tadić IT-94-1-A, Judgment, Appeals Chamber, 15 July 1999, at 56.

Karemera and Others ICTR-98-44-AR72.5; ICTR-98-44-AR72.6, Decision on Jurisdictional Appeals, Appeals Chamber, 12 April 2006, at 19-25.

Fofana and Kondewa ('CDF') SCSL-04-14-T, Judgment, Trial Chamber I, 2 August 2007, at 3(7)(1).

Situation in Darfur, Sudan ICC-02/05-177 OA, OA 2, OA 3, Judgment on victim participation in the investigation stage of the proceedings in the appeal of the OPCD against the decision of Pre-Trial Chamber I of 3 December 2007 and in the appeals of the OPCD and the Prosecutor against the decision of Pre-Trial Chamber I of 6 December 2007, Appeals Chamber, 2 February 2009, at 10.

Al Bashir ICC-02/05-01/09-3, Pre-Trial Chamber I, 4 March 2009, Separate and Partly Dissenting Opinion of Judge Anita Ušacka, Decision on the Prosecutor's Application for a Warrant of Arrest Against Omar Hassan Al Bashir, at 2(i)-(ii).

International Court of Justice e.g.

Military and Paramilitary Activities in and against Nicaragua (Nicaragua v United States of America) Merits, Judgment, ICJ Reports 1986, 14 at para 70 (OR if the paragraphs are not numbered: at XX)

Legality of the Threat or Use of Nuclear Weapons Advisory Opinion, ICJ Reports 1996, 226.

Fisheries Jurisdiction (United Kingdom v Iceland) Interim Protection, Order, ICJ Reports 1972, 12 at para 22.

Factory at Chorzów (Germany v Poland) Merits, Judgment, PCIJ Reports 1928, Series A 17.

Interpretation of the Greco-Turkish Agreement of December 1st, 1926 Advisory Opinion, PCIJ Reports 1928, Series B 16.

Other International Documents

Resolutions

GA Res 217A(III), 10 December 1948, A/810 at 71 GA

Res 41/133, 4 December 1986, A/RES/41/133.

SC Res 1521, 22 December 2003, S/RES/1521 (2003).

Should the title of the resolution be required: UNCHR Res 1985/33, Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, 13 March 1985, E/CN.4/RES/1985/33.

General Comments/Recommendations

General comments should be referenced with the fullest date of the document.

e.g. Human Rights Committee, General Comment No 23: The rights of minorities (art. 27), 8 April 1994.

e.g. Committee on the Elimination of Discrimination against Women, General Recommendation No 23: Women in political and public life (1997).

Concluding observations

Committee on the Rights of the Child, Concluding observations regarding Burundi, 16 October 2000, CRC/C/15/Add.133.

Other European Documents

Council of Europe Parliamentary Assembly, Recommendation 1903 (2010), Fifteen years since the International Conference on Population and Development Programme of Action, 29 January 2010.

Council of Europe Parliamentary Assembly, Honouring of Obligations and Commitments by Ukraine, 24 September 2002, Doc 9226.

Hansard

HC Deb, Vol 408, col 751 (7 July 2003).

HL Deb, Vol 561, col WA 92 (28 February 1995).

Note: use italic pagination for written answers.

Newspapers

Dyer, 'MPs and Peers in Camp Delta Plea', *Guardian*, 10 January 2004.

Electronic Sources

- Websites should only be used where documentary sources are not available. Websites are **NOT** used for UN materials.
- References to websites should include author, title, date, the location (URL) and the date the source was last accessed.

e.g. Cotler, 'Beyond Durban: The Conference against Racism that Became a Racist Conference against Jews', 17 June 2003, available at: www.iafi.org.il/agenda/2001/english/wk3-22/6.asp [last accessed 16 September 2009].

Note: (1) The URL may be preceded by 'see' if more appropriate.
(2) http// or https// are **NOT** included.

STYLE SHEET FOR BOOK REVIEWS

HEADINGS

- The title should be constructed as follows:

Author, **Title** Edition No (if relevant) (publisher, year, number of introductory pages in roman numerals + number of pages/pp, price) ISBN number (pb/ hb)

e.g. Mashood Baderin, **International Human Rights and Islamic Law** (Oxford University Press, 2003, xxi + 302pp, £60.00) ISBN 0 19 92665 X (hb).

Note: (1) Where the book is a hardback, this is to be indicated as '(hb)'.

(2) Place of publication is **NOT** to be stated.

- Details of the reviewer including position held (or programme of study if a student) and institutional affiliation should appear at the end of the review. Qualifications are not to be included.

REFERENCES

- References within the review to page numbers in the reviewed book are shown after the quotation in brackets. They are not footnoted.

e.g. ... and declares the possibility of a 'common understanding that ensures the *full* guarantee of human rights to *every* human being *everywhere*' (p 2).

- However, if a reference to the reviewed book is not related to a quotation this can be footnoted. An abbreviated reference is all that is required: the page number, or if the book contains contributions from different authors then the author's name as well.

e.g. See also the introduction by Robert Wintermute, pp 1-5.

- References to cases in the reviewed book should be footnoted using the style guide for longer articles set out above.
- References to other publications, documents and cases should be cited following the style guide for longer articles set out above.