Record Nr. UNINA9910511469703321 Autore Istrefi Kushtrim Titolo European judicial responses to Security Council Resolutions : : a consequentialist assessment / / by Kushtrim Istrefi Leiden; ; Boston:,: Brill/Nijhoff,, [2018] Pubbl/distr/stampa 90-04-34526-4 **ISBN** 90-04-34525-6 Descrizione fisica 1 online resource (xii, 203 pages) Disciplina 341.4/8 Soggetti Human rights Civil rights Economic sanctions, European Sanctions (International law) Detention of persons Due process of law Electronic books. Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Nota di bibliografia Includes bibliographical references. Nota di contenuto Introduction -- Security Council Resolutions Affecting Human Rights: Targeted Sanctions and Security Detentions -- Duty to Comply with Security Council Resolutions: the Force of the UN Charter -- European Judicial Responses to Security Council Resolutions Affecting Individual Rights -- The Effects of the European Jurisprudence: Human Rights, Due Process Reform and the UN Charter -- Conclusion.

Sommario/riassunto

In European Judicial Responses to Security Council Resolutions: A Consequentialist Assessment, Kushtrim Istrefi examines the multiple effects of European courts decisions as regards Security Council targeted sanctions and security detentions interfering with fundamental rights. He elaborates what type of judicial responses ensured real and practical respect for human rights for the petitioners, encouraged Security Council due process reform, clarified Security Council authorisations on security detentions, and tested the primacy and universal character of the UN Charter. Making use of legal and non-legal instruments, Istrefi sheds some light upon what happened to,

among others, petitioners, the SC due process reform agenda, and the UN Charter after such cases as Kadi , Al-Jedda , Ahmed , Al-Dulimi .