Record Nr. UNINA9910793754103321 Autore Klinkner Melanie Titolo The right to truth in international law [[electronic resource]]: victims' rights in human rights and international criminal law / / Melanie Klinkner. Howard Davis Abingdon, Oxon [UK];; New York, NY:,: Routledge,, 2019 Pubbl/distr/stampa **ISBN** 1-317-33508-2 1-315-65978-6 1-317-33509-0 Descrizione fisica 1 online resource (286 pages) Disciplina 345.05046 International law and human rights Soggetti Truth commissions Victims of crimes - Legal status, laws, etc International criminal law Criminal justice, Administration of Truth Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Includes index. Note generali The need for truth -- The emergence of a right to the truth -- Content Nota di contenuto of the right to the truth -- The public aspect of the right to the truth --The right to the truth in different fora -- The Inter-American Court of Human Rights and the United Nations Human Rights Committee -- The right to the truth at the European Court of Human Rights -- Truth commissions and the right to the truth -- International criminal trials -- The right to the truth and the International Criminal Court. The United Nations has established a right to the truth to be enjoyed by Sommario/riassunto victims of gross violations of human rights. The origins of the right stem from the need to provide victims and relatives of the missing with a right to know what happened. It encompasses the verification and full public disclosure of the facts associated with the crimes from which they or their relatives suffered. The importance of the right to the truth is based on the belief that, by disclosing the truth, the suffering of victims is alleviated. This book analyses the emergence of this right, as

a response to an understanding of the needs of victims, through to its development and application in two particular legal contexts: international human rights law and international criminal justice. The book examines in detail the application of the right through the case law and jurisprudence of international tribunals in the human rights and also the criminal justice context, as well as looking at its place in transitional justice. The theoretical foundations of the right to the truth are considered as well as the various objectives appropriate for different truth-seeking mechanisms. The book then goes on to discuss to what extent it can be understood, constructed and applied as a hard, legally enforceable right with correlating duties on various people and institutions including state agencies, prosecutors and judges.