

EUROPEAN HUMAN RIGHTS

I Review

FRANCESCA KLUG
THE HUMAN RIGHTS ACT – A “THIRD WAY” OR “THIRD
WAVE” BILL OF RIGHTS

ELENA MARTIN SALGADO AND CLAIRE O'BRIEN
TABLE OF CASES UNDER THE HUMAN RIGHTS ACT

JEREMY CROFT
WHITEHALL AND THE HUMAN RIGHTS ACT 1998

DEREK O'BRIEN AND JOHN ARNOLD EPP
DEFENDING THE RIGHTS TO CHOOSE: LEGALLY AIDED
DEFENDANTS AND CHOICE OF LEGAL REPRESENTATIVE

DR RALF BRINKTRINE
THE HORIZONTAL EFFECT OF HUMAN RIGHTS IN GERMAN
CONSTITUTIONAL LAW: THE BRITISH DEBATE ON
HORIZONTALITY AND THE POSSIBLE ROLE MODEL OF THE
GERMAN DOCTRINE OF “MITTELBARE DRITTWIRKUNG
DER GRUNDRECHTE”

Issue 4
2000

EUROPEAN HUMAN RIGHTS

Review

Issue 4 2001

pages 361-462

EHRLR aims to promote better understanding of European human rights law, and to provide a forum for serious debate on the European Convention on Human Rights. Tailored to the needs of the practitioner and academic lawyers, it carries articles on all aspects of human rights law as well as providing authoritative commentaries on current developments in this field.

TABLE OF CONTENTS

The Human Rights Act – a “third way” or “third wave” Bill of Rights <i>Francesca Klug</i>	361
Bulletin	373
Table of Cases under the Human Rights Act <i>Elena Martin Salgado and Claire O'Brien</i>	376
Whitehall and the Human Rights Act 1998 <i>Jeremy Croft</i>	392
Defending the Right to Choose: Legally Aided Defendants and Choice of Legal Representative <i>Derek O'Brien and John Arnold Epp</i>	409
The Horizontal Effect of Human Rights in German Constitutional Law: the British Debate on Horizontality and the Possible Role Model of the German Doctrine of “Mittelbare Drittwirkung der Grundrechte” <i>Dr Ralf Brinktrine</i>	421
A Short Note on the German Federal Constitutional Court and its Power to Review Legislation <i>Lars Mammen</i>	433

CASES AND COMMENT

<i>Wettstein v. Switzerland</i>	439
<i>Heaney and McGuinness v. Ireland</i>	439
<i>Marlow v. United Kingdom</i>	441
<i>Nivette v. France</i>	444
<i>Öclan v. Turkey</i>	448
<i>Brumarescu v. Romania</i>	451
<i>Chapman v. United Kingdom</i>	453
<i>Egmez v. Cyprus</i>	456
BOOK REVIEWS	460

This Review may be cited as: [2001] E.H.R.L.R.

© Sweet and Maxwell Limited, 100 Avenue Road, NW3 3PF
(<http://www.sweetandmaxwell.co.uk>) and contributors 2001

All rights reserved. Crown copyright legislation is reproduced under the terms of Crown Copyright Policy Guidance issued by HMSO.

No part of this publication may be reproduced or transmitted in any form or by any means, or stored in any retrieval system of any nature without prior written permission, except for permitted fair dealing under the Copyright, Designs and Patents Act 1988, or in accordance with the terms of a licence issued by the Copyright Licensing Agency in respect of photocopying and/or reprographic reproduction.

Application for permission for other use of copyright material including permission to reproduce extracts in other published works shall be made to the publishers. Full acknowledgment of author, publisher and source must be given.

ISSN: 1361 1526