

Table of Contents

| | |
|---|------------|
| Editors' Preface | 7 |
| Abbreviations..... | 15 |
| I Topics of the Year | 21 |
| Mohsine EL AHMADI and Abdelaziz RADJ | |
| Arab Spring and Human Rights | 23 |
| Andreas ACCARDO, Jonas GRIMHEDEN and Klaus STARL | |
| The Case for Human Rights at the Local Level: More than an Obligation?..... | 33 |
| II European Union..... | 47 |
| Wolfgang BENEDEK | |
| EU Action on Human and Fundamental Rights in 2011 | 49 |
| Theodor RATHGEBER | |
| The EU's Performance in the UN Human Rights Council in 2011 in Light of the Review Process and its Main Outcomes | 71 |
| Jeff KENNER | |
| The Court of Justice of the European Union and Human Rights in 2011 | 81 |
| Daniel AUGENSTEIN and Christian BEHRMANN | |
| Partnering with Civil Society: The EU's Approach to Promoting Human Rights and Decent Work in Bangladesh | 97 |
| Gosia GORSKA | |
| Mutual Influence: The Case of the EU and the UN Guiding Principles on Business and Human Rights | 109 |

Paul GRAGL

The Shortcomings of Dublin II: Strasbourg's *M.S.S.* Judgment and its Implications for the European Union's Legal Order123

Rachel TOWERS

Recasting the Dublin II Regulation: Do the Draft Provisions on Appeal Rights, Detention and Access to Asylum Procedures Sufficiently Protect Asylum-Seekers' Fundamental Rights?141

Lidia Isabel ESTEVEZ PICON

Criminalizing Irregular Immigrants in the EU: A Human Rights Issue.....155

Paolo BIONDI

The Externalization of the EU's Southern Border in Light of the EU/Libya Framework Agreement: A Lawful Alternative or a Neo-Refoulement Strategy?167

Birgit Angela WEIXELBAUMER, Maria HADJIPAVLOU and Kalliope AGAPIOU-JOSEPHIDES

The EU Facing the Human Trafficking Challenge: Reintegration as a Possible Shift Towards a Victim-Centred Approach.....185

Sara DE VIDO

The European Contribution to the Recognition of the Human Right to Water197

III Council of Europe..... 215

Tatjana CARDONA, Elisabeth HANDL-PETZ, Eva LECHNER and Brigitte OHMS

ECtHR Jurisprudence in 2011: An Overview217

Tatiana MARTYNOVA

Implementation of European Court of Human Rights Judgments in the Russian Legal Order233

Violeta BEŠIREVIĆ

**A Short Guide to Militant Democracy: Some Remarks on the
Strasbourg Jurisprudence.....243**

Pierre THIELBÖRGER

**Positive Obligations in the ECHR after the Stoicescu Case: A
Concept in Search of Content?259**

Agnieszka SZKLANNA

**The Standing of Applicants and NGOs in the Process of
Supervision of ECtHR Judgments by the Committee of
Ministers269**

Lando KIRCHMAIR

**The Right to Judicial Protection under the ECHR: A Yardstick
for the Individual Action for Annulment after Lisbon?281**

Michaela POVOLNÁ

**Protection of Medical Data in the Scope of Article 8 ECHR:
An Analysis of the European Data Protection Safeguards.....293**

Markus MÖSTL

**Monitoring Human Rights by Council of Europe Bodies:
Quo Vadis?.....303**

IV OSCE 313

Manfred NOWAK and Karolina JANUSZEWSKI

Criminal Justice and Prison Standards in the OSCE Area315

Hans-Joachim HEINTZE

**The Unique Contribution of the OSCE in the Field of Minority
Protection349**

V Civil Society/NGOs/Cross-Cutting Issues 363

Gábor HALMAI

From the “Rule of Law Revolution” to the Constitutional Counter-Revolution in Hungary365

Enver HASANI, Dren DOLI and Fisnik KORENICA

Individual Complaint Mechanism as a Means to Protecting Fundamental Human Rights and Freedoms: The Case of the Constitutional Court of Kosovo383

Vedrana SPAJIĆ VRKAŠ and Mitja ŽAGAR

Civic Education in South-Eastern Europe: Education and Training for Human Rights and Active Democratic Citizenship401

Kira PRECKEL and Rosalind WILLI

The Role of Civil Society in the Universal Periodic Review: Human Dignity, in Your Hands?417

Mirt KOMEL

Statelessness and the Right to Have Rights: Universalism of Human Rights within the Context of the UN and EU433

VI Book Reviews 447

Biographies 457