



A NEW BOOK ON GENERAL PRINCIPLES CONCERNING FUNDAMENTAL RIGHTS: WHAT IS THEIR ROLE AFTER THE LISBON TREATY?

This book, just published by Prof. Chiara Amalfitano, analyses the role that EU general principles have taken in the protection of fundamental rights within the EU since the Lisbon Treaty. In particular, the author focuses on the relationship between written law (the Charter of Fundamental Rights) and unwritten law (the general principles) within the institutional framework of the EU.

The book demonstrates that, due to their complementary and autonomous function, the general principles still play a key role in the protection of fundamental rights within the EU despite the binding force of the Charter. Analysis throughout the book shows that the role of general principles concerning fundamental rights is particularly evident when they reflect the specificities of the EU legal system, and contribute to ensuring its autonomy. These conclusions are supported through a comprehensive review of the relevant case law of the European Court of Justice in the field of fundamental rights protection.

A particular focus is placed on convergences and discrepancies with respect to the jurisprudence of the European Court of Human Rights.

This work will be of great interest to scholars who are researching the protection of fundamental rights within the legal order of the EU. Human rights lawyers will also find this a compelling text.

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