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I-A Court HR, Velásquez Rodríguez Case, judgment of July 29, 1988, Series C, No. 4, p. 152, para. 166

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Eur. Court HR, Aydın v. Turkey, judgment (Grand Chamber) of 25 September 1997, Reports 1997-VI, p. 1895, para. 103 15

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Eur. Court HR, Soering v. the United Kingdom, judgment of 7 July 1989, Series A, No. 161, p. 34, para. 88 27
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Eur. Court HR, Aydin v. Turkey, judgment (Grand Chamber) of 25 September 1997, Reports 1997-VI, p. 1891, para. 83

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I-A Comm. HR, Report No. 5/96, Case 10.970 v. Peru, March 1, 1996, in OAS doc. OEA/Ser.L/V/II.91, doc. 7 rev

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<http://www.up.ac.za/chr/> ;

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<i>Eur. Court HR, Case of Ireland v. the United Kingdom, judgment of 18 January 1978, Series A, No. 25, p. 66, para. 167</i>	50
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<i>Eur. Court HR, Case of Tomasi v. France, judgment of 27 August 1992, Series A, No. 241-A, p. 40, para. 108</i>	52
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<i>Eur. Court HR, Case of Aksoy v. Turkey, judgment of 18 December 1996, Reports 1996-VI, p. 2278, para. 61</i>	54
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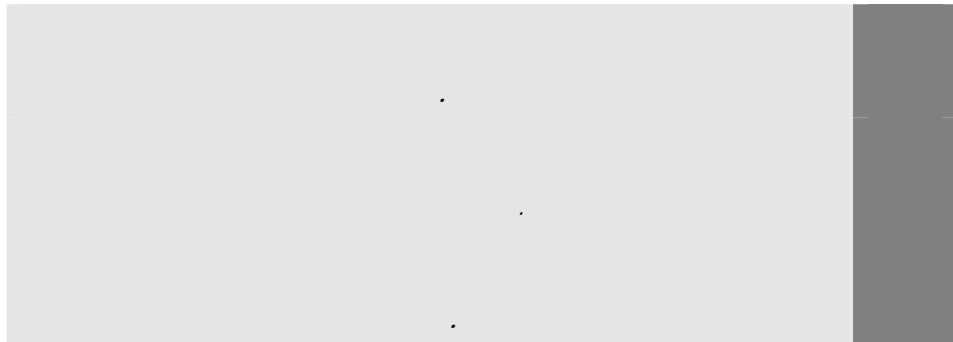
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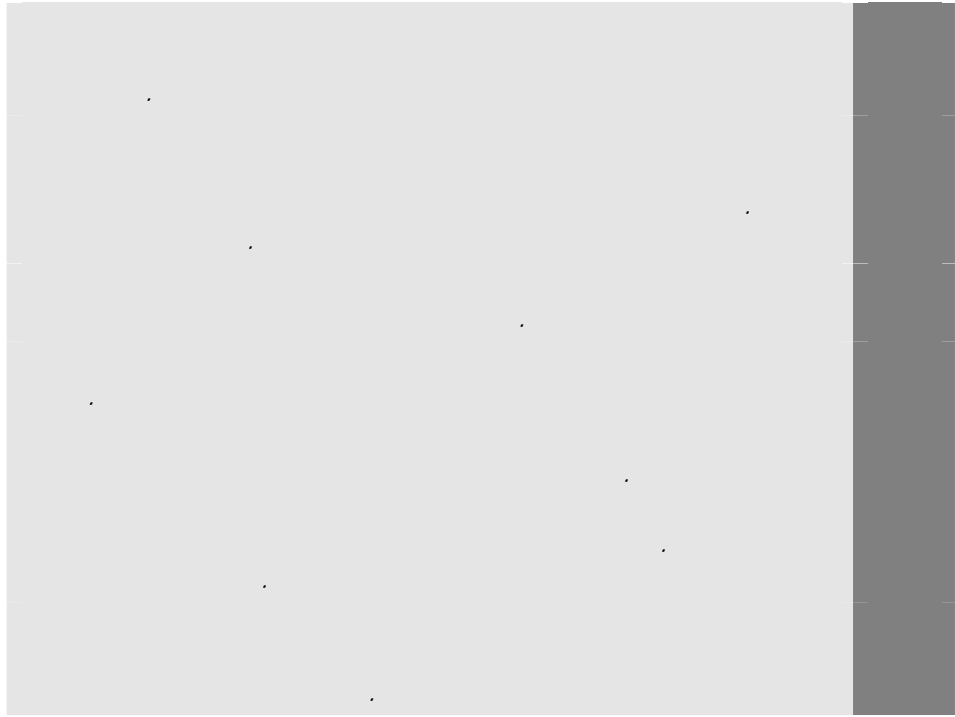
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I-A Court HR, Velásquez Rodríguez case, judgment of July 29, 1998, Series C, No. 4, p. 147, para. 155 and pp. 162-163, para. 194.

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Eur. Court HR, Case of Çakici v. Turkey, judgment of 8 July 1999, Reports 1999-IV, p. 615, para. 104; emphasis added

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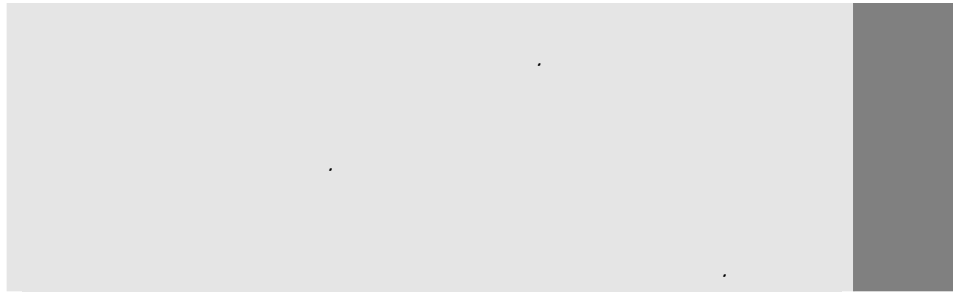
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Eur. Court HR, Case of Çakici v. Turkey, judgment of 8 July 1999, Reports 1999-IV, para. 105 at p. 616

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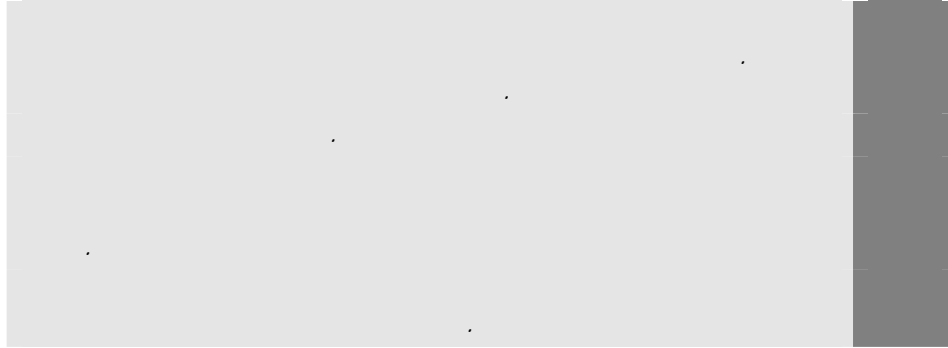
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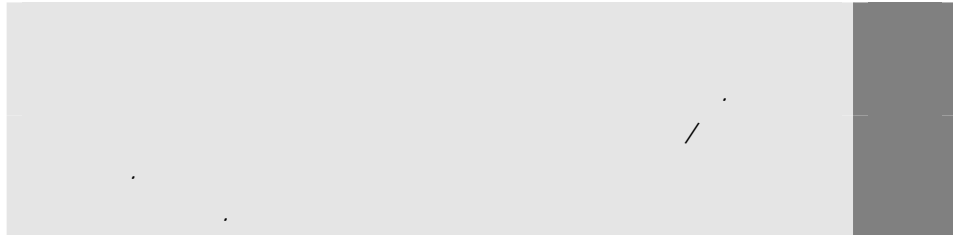
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6 - / 23 *ACHPR, John D. Ouko v. Kenya, Communication No. 232/99* 78
<http://www1.umn.edu/humanrts/africa/comcases/232-99.html> : 33-22 2000 / 79
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Report of the Commission adopted on 5 November 1969, 12 Yearbook 1969, p. 497, para. 21 and p. 494, para. 1. 81
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.5-8 16 () A/48/40		

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91 1998 /

http://www1.umn.edu/humanrts/africa/comcases/105-93_128-94_130-94_152-96.html

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Eur. Comm. HR, Application No. 9559/81, P. de Varga-Hirsch v. France, decision of 9 May 1983 on the admissibility, 33 DR, p. 213, para. 6. 94

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Eur. Comm. HR, Applications Nos. 9911/82 & 9945/82 (joined), R., S., A. and C. v. Portugal, 36 DR, p. 207, para. 16

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Eur. Comm HR, Application No. 8317/78, T. McFeeley and Others v. the United Kingdom, decision of 15 May 1980 on the admissibility, 20 DR, p. 86, para. 64.

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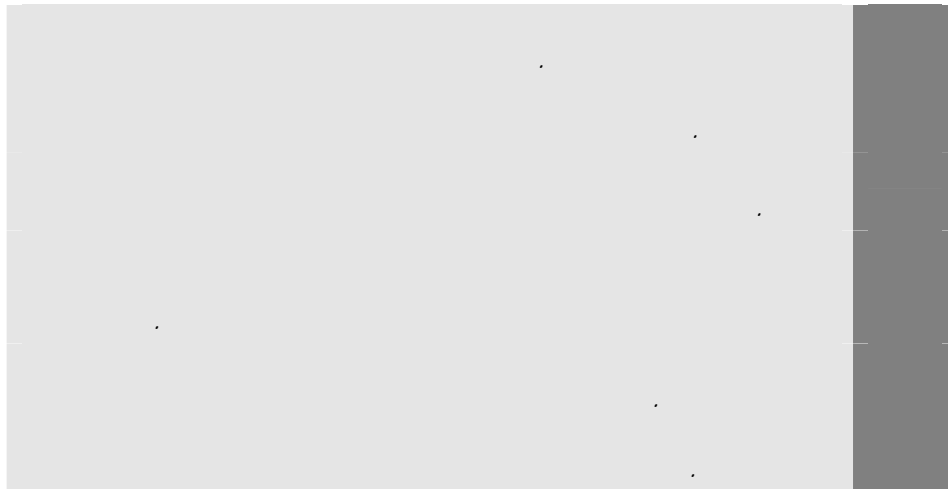
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(1) CPT/Inf (92) 4 Report to the Swedish Government on the Visit to :
Sweden carried out by the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT) from 5 to 14 May 1991, p. 52; (2) CPT/Inf (93) 13, Report to the Government of the Federal Republic of Germany on the visit to Germany carried out by the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT) from 8 to 20 December 1991, p. 70; (3) CPT/Inf (93) 8, Report to the Finnish Government on the visit to Finland carried out by the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT) from 10 to 20 May 1992, p. 56.

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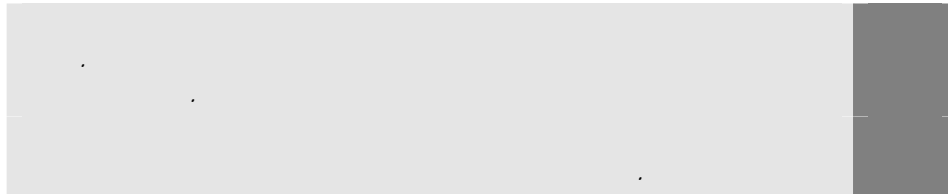
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Council of Europe doc. CPT/Inf (93) 3, *Report to the Swiss Federal Council on the Visit to Switzerland carried out by the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT) from 21 to 29 July 1991*, p. 75 in the French text.

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Council of Europe doc. CPT/Inf (93) 3, *Report to the Swiss Federal Council on the Visit to Switzerland carried out by the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT) from 21 to 29 July 1991*, p. 77.

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I-A Court HR, Suárez Rosero case v. Ecuador, judgment of November 12, 1997, in OAS doc. OAS/Ser.L/V/III.39, doc. 5, Annual Report of the Inter-American Court of Human Rights 1997, p. 296, para. 51. 128

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I-A Court HR, Case of Velásquez Rodríguez v. Honduras, judgment of July 29, 1988, Series C, No. 4, p. 148, para. 156; emphasis added. Cf. also ibid., p. 159, para. 187.



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I-A Comm. HR, Report No. 38/96, Case 10.506 v. Argentina, October 15, 1996, in OAS doc. OEA/Ser.L/V/II.95, doc. 7 rev., Annual Report of the Inter-American Commission on Human Rights 1996, pp. 58-59, para. 48.

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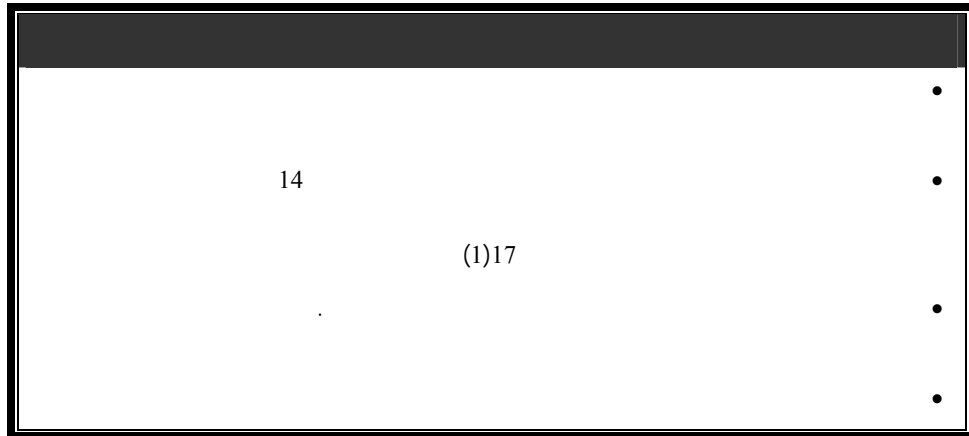
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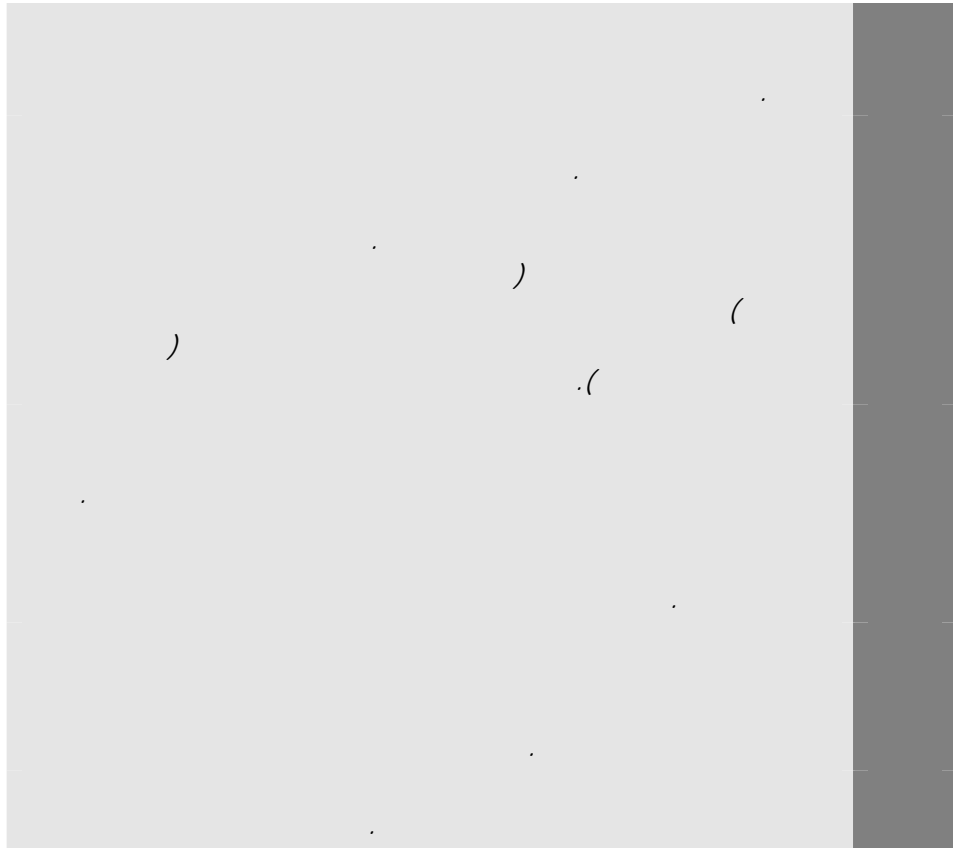
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<i>Eur. Court HR, Golder Case v. the United Kingdom, judgment of 21 February 1975, Series A, No. 18, para. 40 at p. 20</i>			161
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<i>Eur. Court HR, Case of Silver and Others v. the United Kingdom, judgment of 25 March 1983, Series A, No. 61, pp. 38-38, para. 99</i>			163

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May 1991, p. 57, para. 5(a).

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I-A Court HR, Villagrán Morales et al. Case (The "Street Children" Case), judgment of November 19, 1999, Series C, No. 63, pp. 194-195, para. 225.

I-A Court HR, Velásquez Rodríguez Case, judgment of July 29, 1988, Series C, No. 4, p. 156, para. 177

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See e.g. *I-A Court HR, Velásquez Rodríguez Case, judgment of July 29, 1988, Series C, No. 4* and *I-A Court HR, Villagrán Morales et al. Case (The "Street Children" Case), judgment of November 19, 1999, Series C, No. 63.*

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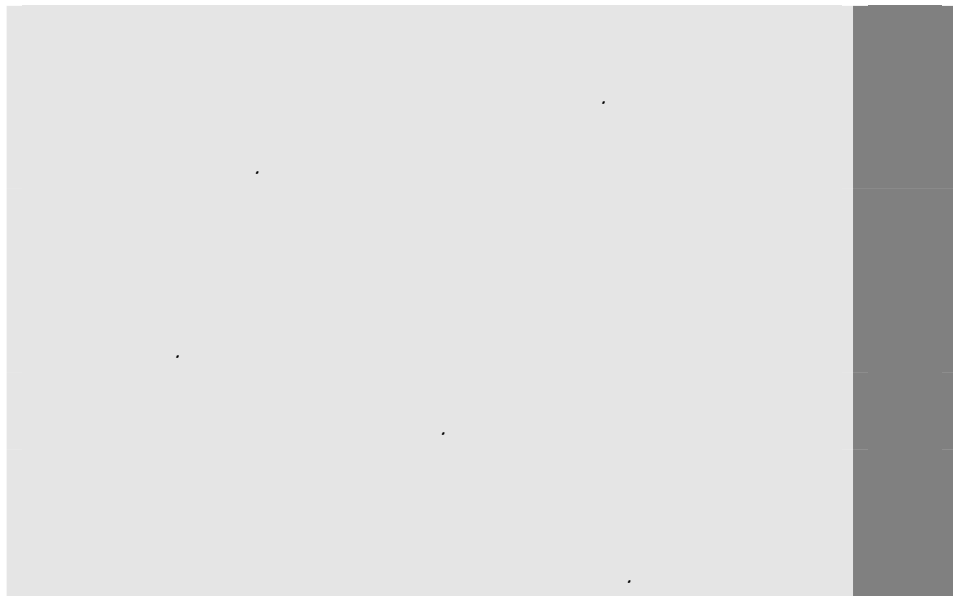
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Eur. Court HR, Case of Çakici, judgment of 8 July 1999, Reports 1999-IV, p. 617, para. 112

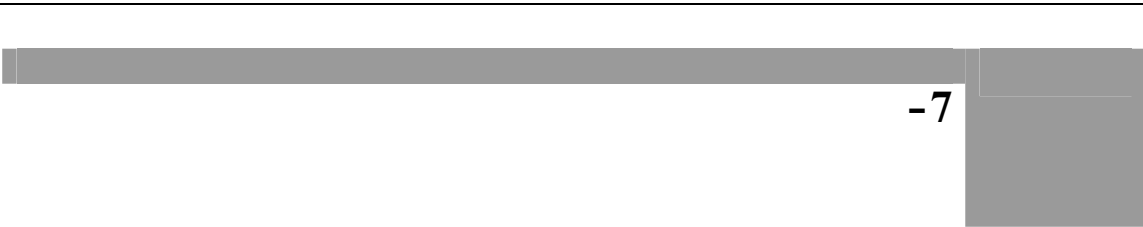
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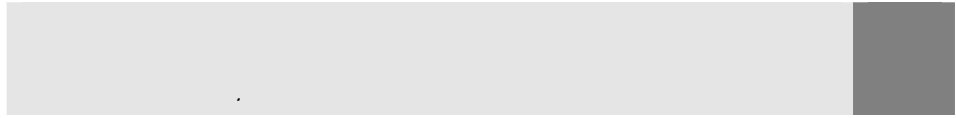
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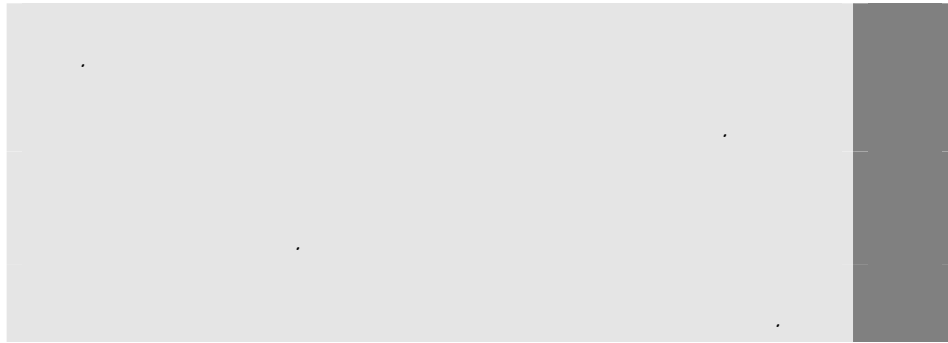
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Anna-Lena Svensson-McCarthy, *The International Law of Human Rights and States of Exception - With Special Reference to the Travaux Préparatoires and Case-Law of the International Monitoring Organs* (The Hague/Boston/London, Martinus Nijhoff Publishers), 1998, p. 721.

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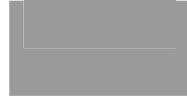
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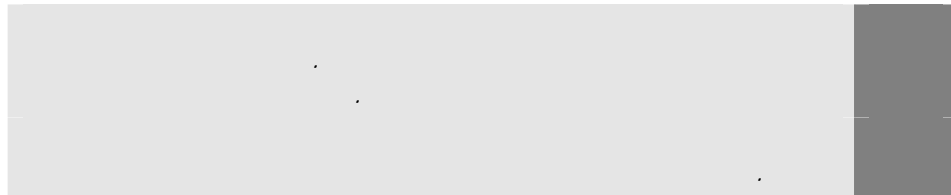
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statement as to the Beijing Rules, "The United Nations and Juvenile Justice: A Guide to International Standards and Best Practice", in *International Review of Criminal Policy, Nos. 49 and 50, 1998-1999* (New York, United Nations, 1999), p. 5, para. 38 (hereinafter referred to as *The United Nations and Juvenile Justice*).

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Eur. Court HR, Case of T. v. the United Kingdom, judgment of 16 December 1999, para. 72; the text of this judgment can be found at www.echr.coe.int.

12

Eur. Court HR, V. v. the United Kingdom, judgment of 16 December 1999, Reports 1999-IX, p. 144, para. 74.

13



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.149 (1999)
.75 (1999)

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.12	:	CRC/C/15/Add.66	19
.9	138	23	19
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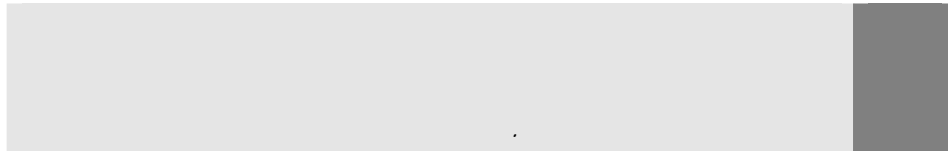
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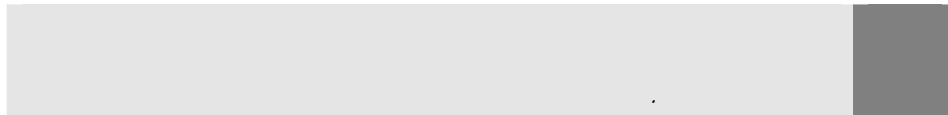
" (3)40

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<http://cm.coe.int/ta/rec/1987/87r20.htm> :
.350 (2000)
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.329 (1995)
.70 (2000)

CRC/C/46	44
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.71	46

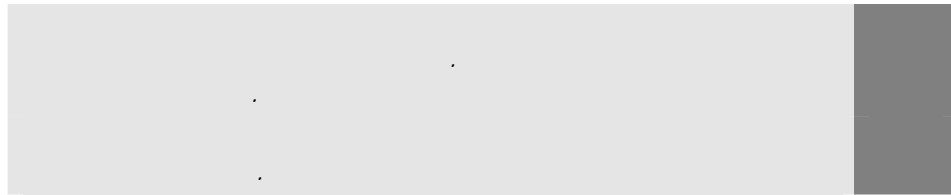
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.525	62
.525	63
CRC/C/46	64



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	117	(1998)	CRC/C/80	
	()192	(1999)	CRC/C/90	74
	.12	:	CRC/C/15/Add.2	75
	.16	:	CRC/C/15/Add.21	76
	.27 16	:	CRC/C/15/Add.53	77
))180 32	A/55/44	.502	78
CRC/C/15/Add.61	14	:	CRC/C/15/Add.4	79
	.165	(1999)	.23	
			CRC/C/87	80

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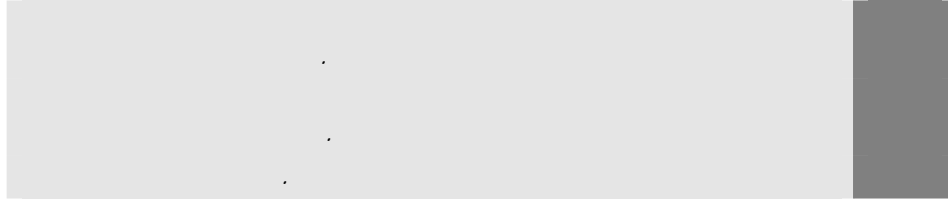
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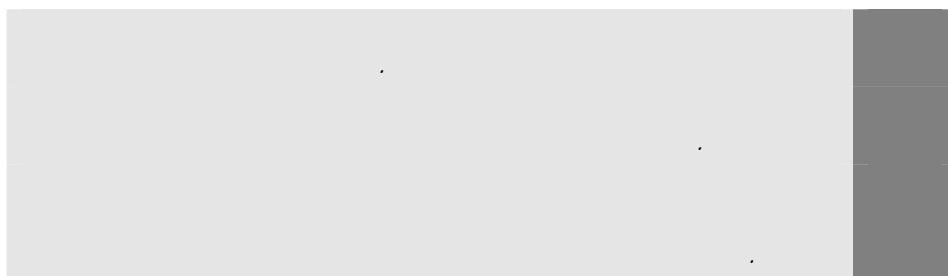
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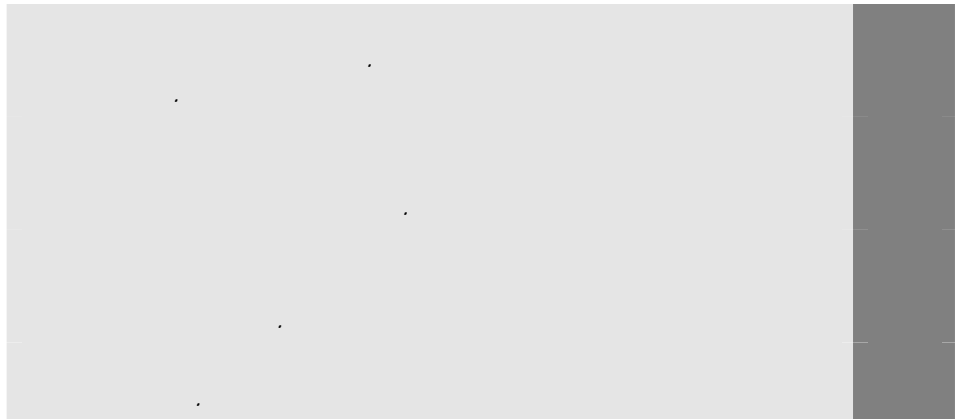
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CRC/C/15/Add.13

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			.13	:	
			.275	:	130
CRC/C/15/Add.33	31	:	CRC/C/15/Add.68	131	
"Proceedings", a CD published by "			.27	:	
the Hague Conference on Private International Law, on the children's conventions concerning child abduction, adoption co-operation and protection of children. The text of the Convention can also be found at http://www.hcch.net .			.276-275	:	132
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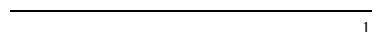


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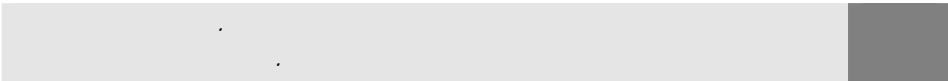
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¹⁹1993

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www.un.org/womenwatch/daw/beining/plaform

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1995

www.un.org/womenwatch/confer/beining5/
18

.1993 / 20 104/48

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.1 216 () 19

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(5)16 14 12 11 6

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31

.328 64 () A/54/40

.17 52 () A/56/49

I-A Court HR, Velásquez Rodríguez Case, Judgment of July 29, 1988, Series C, No. 4, p. 149, para. 158

.174-173 155-154

Carin Benninger-Budel and Anne-Laurence Lacroix, *Violence against Women – A Report*

(Geneva, World Organization against Torture (OMCT), 1999), pp. 119-120.

26

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" "

()10 5 ()2

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32 "

340

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33"

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3-2-4

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.11	218-217	() 19	32
.() 193	69	33
() 178	20	34
	A/55/38	.179	20
		.194	69
	.236	51	E/2001/22 (E/C.12/2000/21)
.1			www.who.int/ :
			38

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" 39"
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- ❖
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4-2-4

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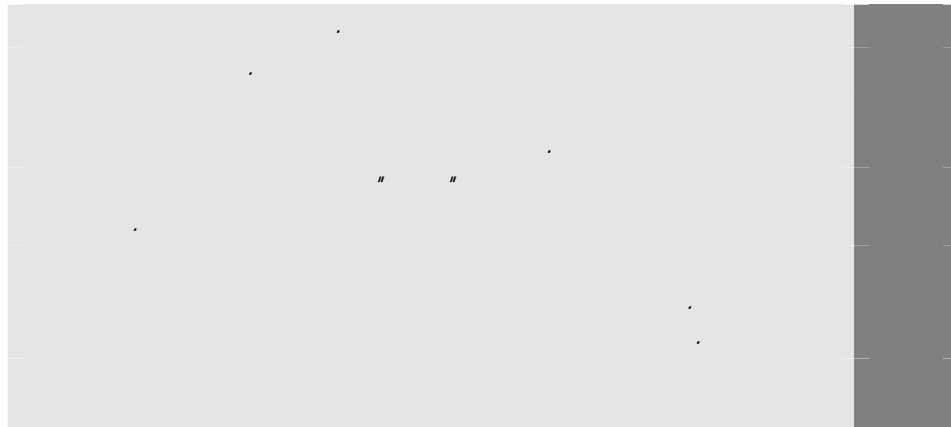
45"

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5-2-4

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47 "



.19	96	() A/56/40
.280	55	() A/54/40
.20	48	() A/56/40
	.181-180	20	A/55/38
.12	100	() A/56/40

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A/56/40 () 328	64	() A/54/40	.15 170 49
		() 17	52 ()
55	A/56/44			50
		() 128	54	() 129
		() 58	26	51
		: .1996	:	52

" 53 "

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55 .(

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56 "

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2-3-4

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59 "

.()179 32 A/55/44

()180 32 53

.()187 34 54

.212 209 23 A/54/44

(7) 20 57

.5 139 (2000 / 15) 1997/759 58

1-9 138 () A/55/40 59

.11 138

" " 60

7 " " " " 61 " "

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" 13	26	:	.250	37	A/55/44	- 3) 28	.13	180	60
	"		() 9		61
	" 19	18	" 12	"						
	" 27		"	"						

62 "

63 "

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64 "

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67

68

(22000 / 24)	1999/149	62
.3-8 185-184	A/56/44	63
.4-8 185		64
.9 5-8 186-185		65
.7-8 185		62
<i>Eur. Court HR, Case of Jabari v. Turkey, Judgment of 11 July 2000, para. 3</i>		
	www.echr.coe.int/	67
	11-9	68
	14-12	

69"

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3

70 "

3

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71"3

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72"

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74

3-3-4

.18	69
.38	70
.39	71
.41-40	72
.41	73
.42	74

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76"

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118

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.() ()24	219		.190	68	A/55/34	() 19		75
						.102	59	76
						.		77
						.154	64	78
						.		79
						.		80

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89

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93

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.281

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.414 72

89

Eur. Court HR, Case of X and Y v. the Netherlands, Judgment of 26 March 1985, Series A, No. 91, pp. 8-9, paras. 9-13

.23 11

90

.27 13

91

.30

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92

93

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" .94
: .95" 3
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96"

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" " " "

98

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97

4-4

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1998

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.(()7) "

Eur. Court HR, Case of A v. the United Kingdom, Judgment of 23 September 1998, Reports 1998-VI, p. 2699, para. 21

.22 2699

.23 2700-2699

.24 2700

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.('6'() '22'()(2)8)



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2-1-5

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1949 1

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2001 /
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. 17 2002 / 8 .99"

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.16 51 () A/56/40

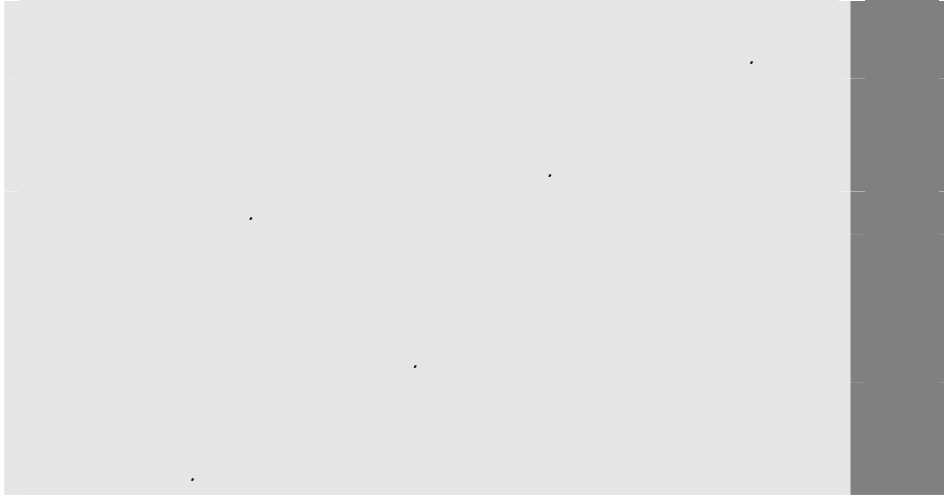
101

.12 67

102

.10 79

103



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1-6

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12 (" " " ")
(3)17 (3)23
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1962

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23

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114"

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115"

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116"

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113

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172

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.16

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115

.16-15

226

116

117

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119

1-1-6

120

121

()5

122

				.16	226	117
	.182	38	A/55/18			118
.358	54	344	64 (E/2001/22/E/C.12/2000/21)			119
		(-3) 28	120
				.24	173-172	121
.9	43-42	() A/56/40			122
		() 21		
				.14	226	

123 21

124

2-1-6

(2)16

-2

23

125

126

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128

129 24 23 3

.355-354	37	A/56/38
.282	38	A/55/38

.4 138

(23) 19

.18 52 () A/56/40

.20 74

123
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127
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135 21

3-1-6

137

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138

				.12	91	130
			() 21	131
					.36	230-229
				.36	229	132
				.38	230	133
						134
.353-352	36	A/56/38				135
.114-113	61-60	A/55/38				136
	.136	17	A/56/38			137
.309	60	() A/54/40			138
				.213	46	

139ⁿ

140ⁿ

4-1-6

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141ⁿ

142

26 3 2

143ⁿ

12

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144

145ⁿ

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.364	49	A/56/18
.216-215	23	A/55/38
.32	53	() A/56/49
.158	38	() A/54/40
.406	41	A/55/38

139
140
141
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145

Eur. Court HR, Case of F. v. Switzerland, judgment of 18 December 1987, Series A, No. 128, p. 16, para. 32

"
" .146 12
5-1-6

" " 3
(2)16
" " ...

" (2)16

" 147"
" "

23
" " 148"

149"

6-1-6

(2)23
(2)17
() (1)16
" "

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230 " .36 17 " .40 19 33 16 146
() 21 147
.39 148
.4 138 .62 10 A/55/38 (23) 19 149
.5 138 150

151"

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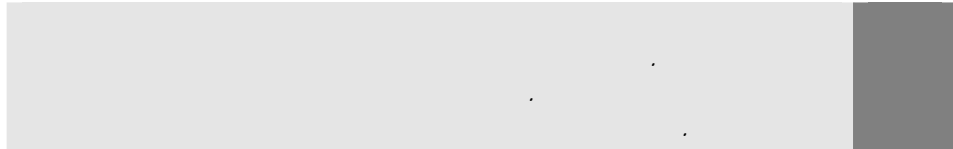
152"

153

154"

155"

156"



227

() 21

151
152

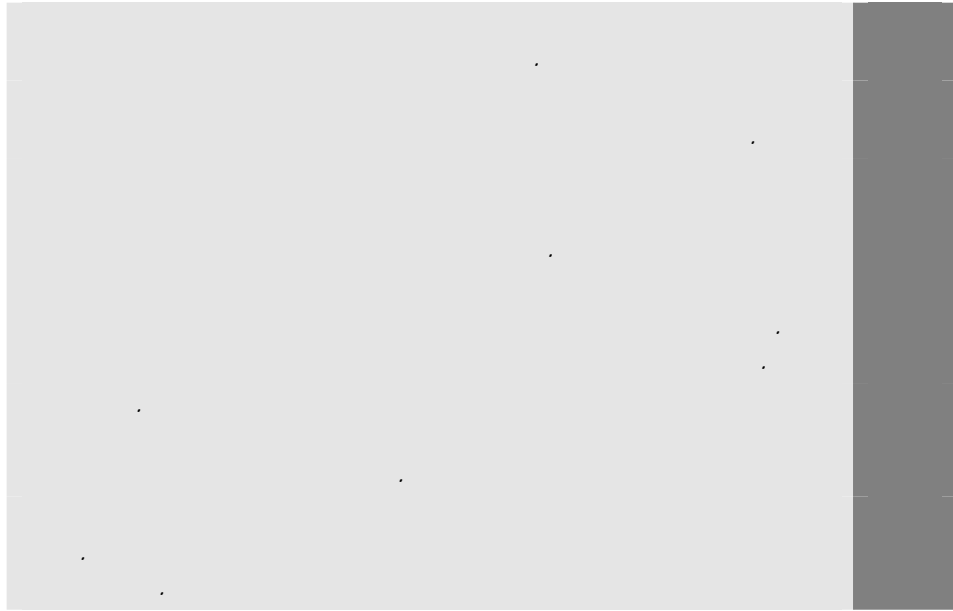
.21 48 () A/56/40
.417 69 A/56/18

.22 227

.21 153
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.3-1 194



2-6

1957
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.2 '2'2 ()2-9

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.4 3 '2'2 ()2-9

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.8 '1'2 ()2-9

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223

163

164"

165"

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166

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167

168"

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170"

		125	58	A/56/38		164
					.75	54
		.172	19	A/55/38		165
.234	50	E/2001/22 (E/C.12/2000/21)				166
		.188-187	68	A/55/38		167
		.10	90	() A/56/40		168
		.288	52	A/56/18		
	(159	40	E/2001/22 (E/C.12/2000/21)			
35	A/56/38)		(330
		.263	49	A/56/18		169
)	.150	33
						170

() (1) 16

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171"

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174

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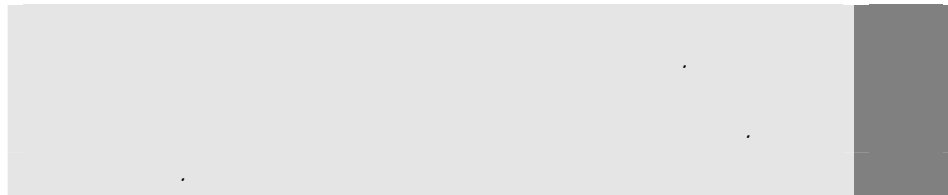
"

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() (1) 16

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176



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.224-223

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.9 (23) 19
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3-4-6

196 182

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() () (1)16

.25	173	(- 3) 28	179
.17	226	() 21		180
.9	90	() A/56/40		181
.79	54	A/56/38			182

183"

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5-4-6

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186"

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.9 90

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6-4-6

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193

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.33 229

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.329-328

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8-4-6

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197^u

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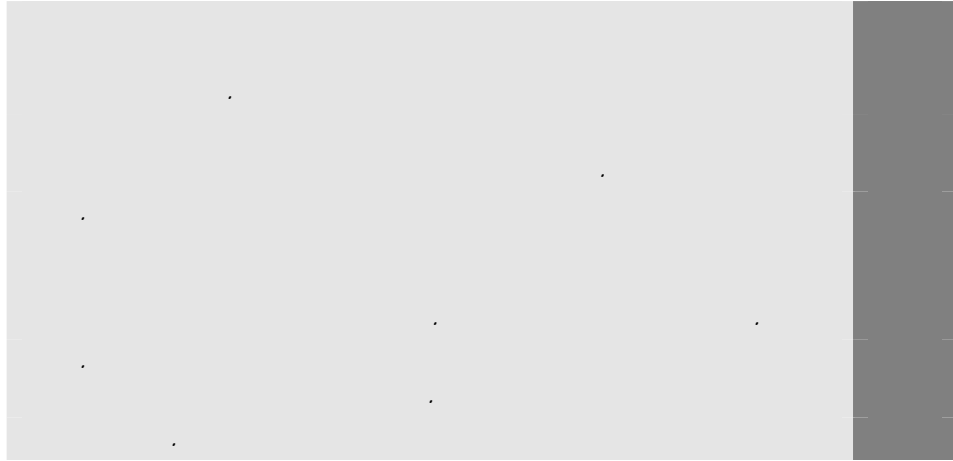
) "

198 (2-7

199^u

.27	173	(- 3) 28	194
.13	226	() 21	195
			.18	227	196
26	173	(- 3) 28	197
					198
.35	229	() 21	199

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A/55/38

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.226-225

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.278-277

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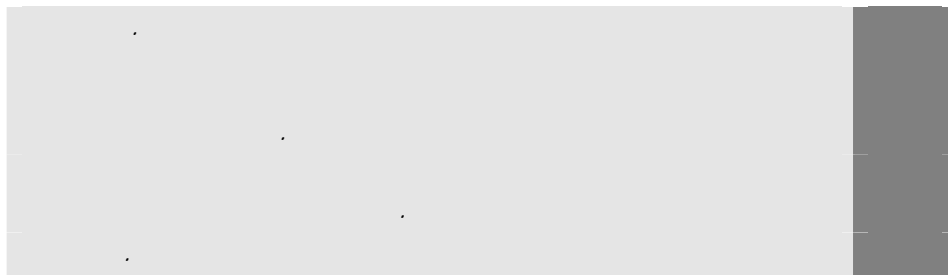
210

213

212

214

228	.346	60	327	58	E/2000/22 (E/C.12/1999/11)	207
				() 21	208
					.29	228
		.84-82	12	A/55/38		210
	.9	43-42	() A/56/40	.62	10
	.137	35	() A/54/40		212
.173	39	165	38-37	E/2000/22 (E/C.12/1999/11)		213
						214



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217

218" " .

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221" "

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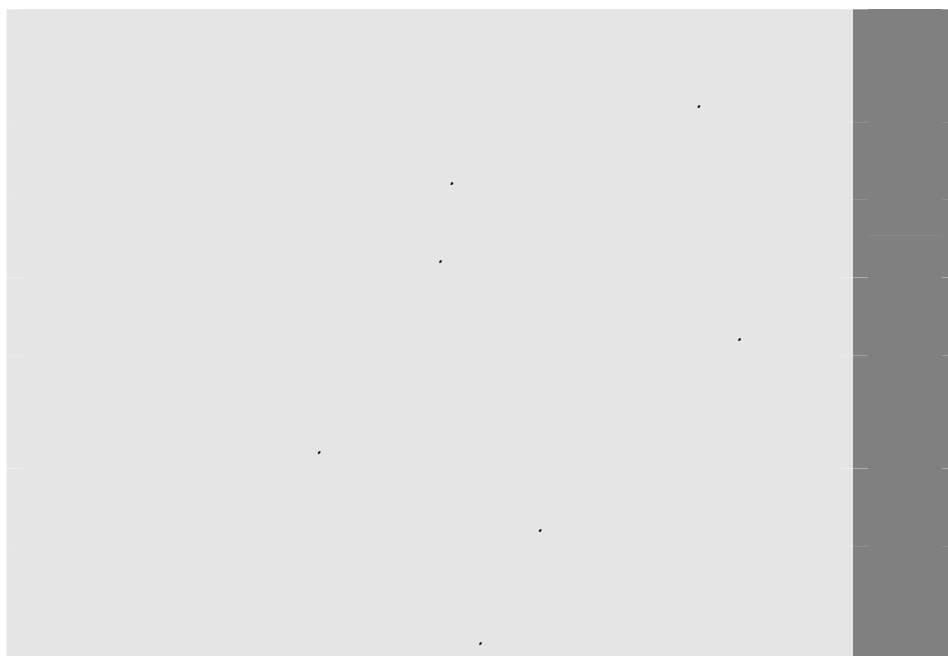
8 7

				.6-5	158-157	217
				.8	158	218
				.9	158	219
				.12	159	220
				.23	161	221
.29	174-173	(-3) 28	222
	.21	69	() A/56/40		223
A/54/40				.12	86	224
				.366	69	()

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.5	234	() 23	225
		.6	234	226
		.20-18	237	227
		.27-25	248	228

" 229"
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 230"
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 233"
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			.30	239	229
			.31	239	230
			37-35	240	221
			.42-41	241	232
.80	12	A/55/38			233
.130	17	A/56/38			234

12 1

235

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(3)12

237 12

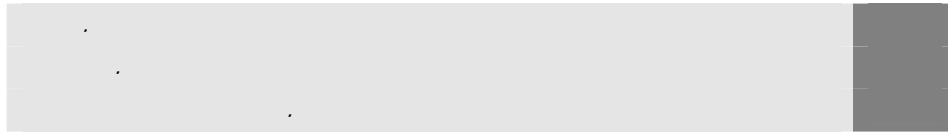
238

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239



2-9

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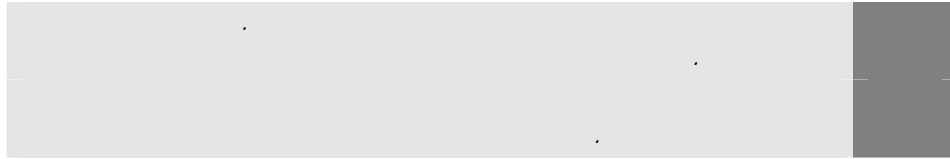
(2)11

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240

.6	164				(- 12) 27	235
.16	171-170	(- 3) 28		236
		.18	166	(-12) 27		237
	.137	35	() A/54/40				238
		.172	19	A/55/38				239
			(- 3) 28		240
							.20	171

3-3-4



3-9

22 21 19 18
11-9 11-8 16 15 13 12

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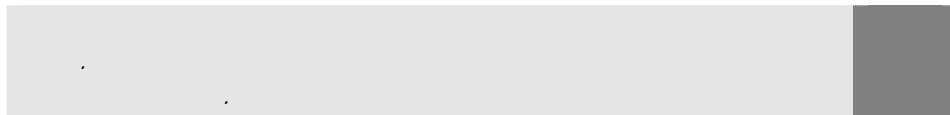
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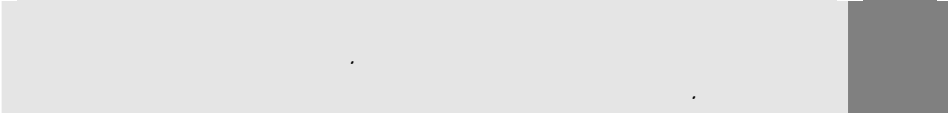
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242

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243ⁿ

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245ⁿ

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166

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E/2001/22 (E/C.12/2000/21)

242

.351 64

243

.288

52

A/56/18

244

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A/51/40

245

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(1)14 3 (1)2)

.126-125

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A/55/38

246

.57

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A/56/38

.58-57

56

247

248

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249

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(1)6

254

255

256

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257"

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258

" (1)6 "

(1)6

259"

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260"

"

" "

<i>Eur. Court HR, Case of Airey v. Ireland, judgment of 9 October 1979, Series A, No. 32, p. 12, para. 20, and p. 6, para. 8</i>	254
.11	7
.23	12
.24	13-12
.24	13-12
.28	16-15
.28	16

262

“

”

261”

264”

263”

”



-11

.360	37	A/55/38			261
			.50	55	262
.177	31	A/56/38			263
			.211	24	264



