

proportionality and judicial activism pdf

Title: Proportionality and judicial activism: fundamental rights adjudication in Canada, Germany and South Africa / Niels Petersen, Professor of Public Law, International Law and EU Law, University of Münster Faculty of Law.

JUDICIAL ACTIVISM PROPORTIONALITY AND - Assets

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Proportionality and Judicial Activism: Fundamental Rights

These expressions viz., judicial activism and judicial restraint are used from the angle of the personal or professional view of the "role" of the Court. Accordingly, the courts may be condemned or commended for straying from or for conforming to that "role". In U.S.A., in more than two centuries of judicial

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Proportionality and Judicial Review: A UK Historical

proportionality is at the centre of judicial activism,⁹ and it is therefore important to understand how it relates with judicial review and whether its use can be a cause for judicial activism. 10

Chapter 10 The Contextual Nature of Proportionality and

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