

CALL FOR PAPERS

The Superior Court of Justice (STJ), the Law School of Brasilia University (UnB) and the European Court of Human Rights (ECtHR) are receiving papers until February 12th, 2020, to be presented during the Congress on the American Convention on Human Rights (ACHR), to happen on March 12th and 13th, 2020, at the STJ. The event will count on the oral presentation of the papers by their authors, according to the rules of this announcement. The documents will be collected and organized in a work jointly coordinated by the STJ's President, Justice João Otávio de Noronha, and the judge of the European Court of Human Rights Paulo Pinto de Albuquerque. The work will be published on September 25, 2020, the 28th Anniversary of the entry into force of the ACHR in Brazil, in printed and digital versions by the Brazilian Council of Federal Justice (CJF). Papers should be sent to CADH@stj.jus.br, mamedesaid@gmail.com and albuquerque@echr.coe.int. The works submitted for publication must be unpublished, written in Portuguese or Spanish and are sole responsibility of the authors. The scientific board of the congress will select the papers to be published regarding its thematic relevance according to this announcement. The names of the referees will remain confidential as well as, for them, the names of the authors. The submission of any collaboration automatically implies authorization for its publication. The following rules must be observed:

- a) The papers must be sent with its author identification and with the filled identification form, in separate files;
- b) The paper must be presented in Word format, A4 size, in 1.5 spacing justified, with left and right margins of 3 cm, top and bottom margins of 2.5 cm;
- c) The typing must be in Times New Roman 12, in numbered pages on the lower right corner;
- d) The papers should contain between 8.000 and 16.000 words, including footnotes. The first page of the paper should include: 1) paper title and subtitle (written in the language used in the text, as well as in English, in uppercase, and with Times





- New Roman 12, bold and centralized); 2) information about the author(s) (author's name in Times New Roman 12, centered and bold, with footnote indicating the highest university title, the institution that represents and the e-mail that can be published) and, in separate file, in addition to this complete data, the mailing address and a telephone number to be contacted; 3) abstract (Times New Roman 12, single spacing);
- e) The abstract must be presented one line after the author's name, in the language used in the text, and the abstract in English must not exceed 250 words (10 lines). Keywords should be used to identify the content of the paper. In a line after the abstract, present a maximum of 5 words separated by period (in the language of the paper and in English) that allow the proper indexing of the work. After two lines, start the text of the paper;
- f) Do not include bibliographic references in footnotes; The bibliography, which will be listed at the end of the paper, will be cited by parentheses in its text, using the surname in capital letters, separated by a comma from the year of the work publication and followed by pagination, such as (SOUZA, 1997) or (SOUZA, 1997, p. 33), or incorporated to the paragraph by the surname in lowercase, followed by the year of the work publication in parentheses, for example: According to Souza (1997);
- g) Case law should be cited in the footnotes according to the following examples:
- Comissão Interamericana dos Direitos Humanos, *Escher et al. c. Brasil*, Relatório n.º 18/06, 19 abril 2006, § 38;
Corte Interamericana dos Direitos Humanos, *Acevedo Buendía et al. ("Demitidos e Aposentados da Controladoria") c. Peru*, Exceções Preliminares, Fundo, Reparações e Custas, 1 julho 2009, Series C N.º 198, § 38;
Corte Interamericana dos Direitos Humanos, *A instituição do asilo e o seu reconhecimento como um direito humano no sistema interamericano de proteção*, Opinião Consultiva OC-25/18, 30 maio 2018, § 38;
Corte Europeia de Direitos Humanos, *Chahal c. Reino Unido* [GC], n.º 22414/93, § 38, 15 novembro 1996;
Corte de Justiça da União Europeia, *Abdida*, C-562/13, § 38, 18 dezembro 2014.
- h) The speakers from the countries that have ratified de ACHR should be: 1) magistrates; 2) members of the Public Prosecution Office; 3) members of the



- Public Defender's Office; 4) members of the State Attorney General's Office; and
- 5) university professors with a doctorate in law;
- i) Speakers must indicate in the e-mail the thematic subject of the paper according to the following division of subjects:

I – THE CORE VALUES OF THE ACHR

- 1) The value of human dignity in the ACHR**
- 2) The value of freedom in the ACHR**
- 3) The value of equality in the ACHR**
- 4) The value of solidarity in the ACHR**
- 5) The value of democracy in the ACHR**

II – THE CONTEXT OF THE ACHR

a) THE REGIONAL CONTEXT

- 6) The relations between the ACHR and the Constitution of Argentina**
- 7) The relations between the ACHR and the Constitution of Bolivia**
- 8) The relations between the ACHR and the Constitution of Brazil**
- 9) The relations between the ACHR and the Constitution of Costa Rica**
- 10) The relations between the ACHR and the Constitution of Chile**
- 11) The relations between the ACHR and the Constitution of Colombia**
- 12) The relations between the ACHR and the Constitution of Ecuador**
- 13) The relations between the ACHR and the Constitution of Mexico**
- 14) The relations between the ACHR and the Constitution of Peru**

b) THE GLOBAL CONTEXT

- 15) The relations between the ACHR and the general international law**
- 16) The relations between the ACHR and the international humanitarian law**
- 17) The relations between the ACHR and the international criminal law**
- 18) The relations between the ACHR and the international biomedical law**
- 19) The relations between the ACHR and the law of the sea**
- 20) The relations between the ACHR and the international trade and investment law**
- 21) The relations between the ACHR and the international tax law**
- 22) The relations between the ACHR and the private international law**
- 23) The relations between the ACHR and the international civil procedural law**
- 24) The relations between the ACHR and the European Convention on Human Rights**



- 25) The relations between the ACHR and the Charter of Fundamental Rights of the European Union**
- 26) The relations between the ACHR and the African Charter on Human and Peoples' Rights**
- 27) The relations between the ACHR and the international law on persons with disabilities (United Nations Convention on the Rights of Persons with Disabilities)**
- 28) The relations between the ACHR and the international law on cultural rights**
- 29) The relations between the ACHR and the comparative law**

III – THE RIGHTS AND THE LIBERTIES OF THE ACHR

CIVIL AND POLITICAL RIGHTS

Article 3. Right to Juridical Personality

- 30) The right to juridical personality in the ACHR**

Article 4. Right to Life

- 31) The right to life in the ACHR**
- 32) The prohibition on death penalty in the ACHR**
- 33) Exceptions to the right of life in the ACHR**
- 34) Abortion in the ACHR**
- 35) Medically assisted procreation in the ACHR**
- 36) Euthanasia in the ACHR**

Article 5. Right to Humane Treatment

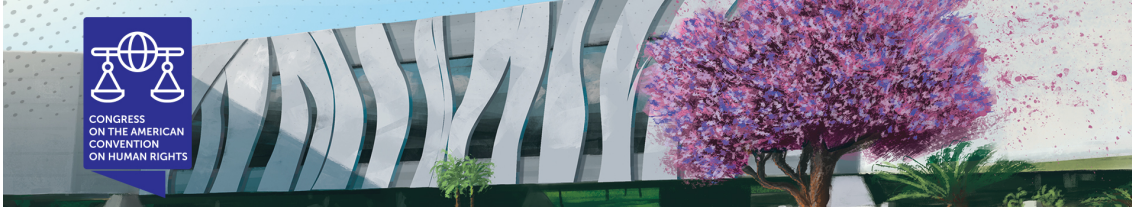
- 37) The right to physical integrity in the ACHR**
- 38) The right to health in the ACHR**
- 39) Prohibition on torture and cruel, inhuman, or degrading punishment or treatment in the ACHR**
- 40) Punishments consisting of deprivation of liberty in the ACHR**

Artigo 6. Freedom from Slavery

- 41) Prohibition on slavery and servitude in the ACHR**
- 42) Permission to perform forced or compulsory labor in the ACHR**

Artigo 7. Right to Personal Liberty

- 43) The principles of deprivation of physical liberty in the ACHR**
- 44) Procedural guarantees of a person deprived of his liberty in the ACHR**
- 45) Prohibition on imprisonment for debt**



Artigo 8. Right to a Fair Trial

a) Civil proceedings

- 46) The concept of “rights and obligations of a civil, labor, fiscal, or any other nature” in the ACHR**
- 47) The concept of tribunal (“competent, independent, and impartial tribunal, previously established by law”) in the ACHR**
- 48) The right to access a court, to mediation and to arbitration in the ACHR**
- 49) The right to a hearing “with due guarantees and within a reasonable time” in the ACHR**
- 50) The Brazilian declarative civil proceedings under the Article 8 of the ACHR**
- 51) The Brazilian executory civil proceedings under the Article 8 of the ACHR**
- 52) Appeals in the Brazilian civil proceedings under the Article 8 of the ACHR**
- 53) The enforcement of the ACHR in arbitration**

b) Criminal proceedings

- 54) The concept of “accusation of criminal nature” in the ACHR**
- 55) The minimum guarantees during criminal proceedings in the ACHR**
- 56) The presumption of innocence in the ACHR**
- 57) The Brazilian criminal proceedings under the ACHR**

c) Other proceedings

- 58) The guarantees of administrative proceedings in the ACHR**
- 59) The Brazilian administrative proceedings under the ACHR**
- 60) The guarantees of fiscal proceedings in the ACHR**
- 61) The Brazilian fiscal process according to the ACHR**
- 62) The guarantees of the labor process in the ACHR**
- 63) The Brazilian labor process according to the ACHR**
- 64) The guarantees of disciplinary proceedings in the ACHR**
- 65) The Brazilian disciplinary proceedings according to the ACHR**

Article 9. Freedom from Ex Post Facto Laws

- 66) Principle of criminal legality**

Article 10. Right to compensation

- 67) Right to compensation for a miscarriage of justice in the ACHR**

Article 11. Right to Privacy



- 68) Right to respect for honor in the ACHR**
- 69) Right to respect for private life in the ACHR**
- 70) Right to respect for family in the ACHR**
- 71) Right to respect for home in the ACHR**
- 72) Right to respect for the environment in the ACHR**
- 73) Right to respect for correspondence in the ACHR**

Article 12. Freedom of conscience and religion

- 74) Freedom of conscience in the ACHR**
- 75) Freedom of religion in the ACHR**

Article 13. Freedom of Thought and Expression

- 76) Freedom of thought and expression in the ACHR**
- 77) Freedom of expression on the Internet in the ACHR**
- 78) Freedom of speech of the whistleblower in the ACHR**
- 79) Press freedom in the ACHR**
- 80) The hate speech in the ACHR**

Article 14. Right of Reply

- 81) Right of reply in the ACHR**

Article 15. Right of Assembly

- 82) Right of Assembly in the ACHR**

Article 16. Freedom of Association

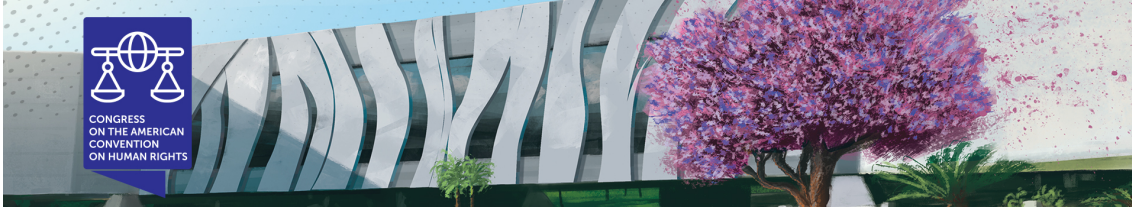
- 83) Freedom of Association in the ACHR**
- 84) Trade union freedom in the ACHR**
- 85) Right to collective bargaining and strike at the ACHR**

Article 17. Rights of the Family

- 86) The notion of “family” in the ACHR**
- 87) Right to marriage in the ACHR**
- 88) Equality of rights and adequate equivalence of responsibilities of spouses in the ACHR**
- 89) Equal rights of children born outside and inside of marriage in the ACHR**

Article 18. Right to a Name

- 90) The right to a name in the ACHR**



Article 19. Rights of the child

91) The rights of the child in the ACHR

Article 20. Right to Nationality

92) The right to nationality in the ACHR

Article 21. Right to Property

93) The right to property in the ACHR

Article 22. Freedom of movement and residence

94) The freedom of movement in the ACHR

95) The freedom of residence in the ACHR

96) The expulsion of nationals in the ACHR

97) The expulsion of foreigners in the ACHR

98) The right to asylum in the ACHR

Article 23. Right to Participate in Government

99) Political rights in the ACHR

Article 24. Equality before the law

100) Equality under the law in the ACHR

Article 25. Right to Judicial Protection

101) The right to judicial protection against acts that violate fundamental rights in the ACHR

ECONOMIC, SOCIAL AND CULTURAL RIGHTS

Article 26. Progressive Development

102) The gradual protection of economic, social and cultural rights in the ACHR

IV - The ACHR Regime

103) Exhaustion of domestic remedies in the ACHR

104) Suspension of guarantees in the ACHR

105) Federal clause in the ACHR

106) Interpretation of the ACHR

107) Scope of restrictions on rights in the ACHR

108) Recognition of other rights in the ACHR

109) Reservations to the ACHR



110) Denunciation of the ACHR

V - SPECIAL PROTECTION STATUTES

- 111) The special protection of women by the ACHR**
- 112) The special protection of children by the ACHR**
- 113) The special protection of the elderly by the ACHR**
- 114) The special protection of patients by the ACHR**
- 115) The special protection of persons with disabilities by the ACHR**
- 116) The special protection of workers by the ACHR**
- 117) The special protection of foreigners and immigrants by the ACHR**
- 118) The special protection of refugees and asylum seekers by the ACHR**
- 119) The special protection of national, religious, ethnic and other minorities by the ACHR**

VI - INTER-AMERICAN COMMISSION ON HUMAN RIGHTS

- 120) Organization**
- 121) Functions**
- 122) Competence**
- 123) Procedure**

VII - INTER-AMERICAN COURT OF HUMAN RIGHTS

- 124) Organization**
- 125) Jurisdiction and Functions**
- 126) Procedure**
- 127) Common provisions of the Commission and the Court**

During the congress, the Superior Court of Justice will make available its main auditorium and the following services: local transfers by vans and lunches at the Court.

At the event, the STJ will also provide simultaneous translation service to Portuguese, Spanish and English.

Brasilia, November 6th, 2019