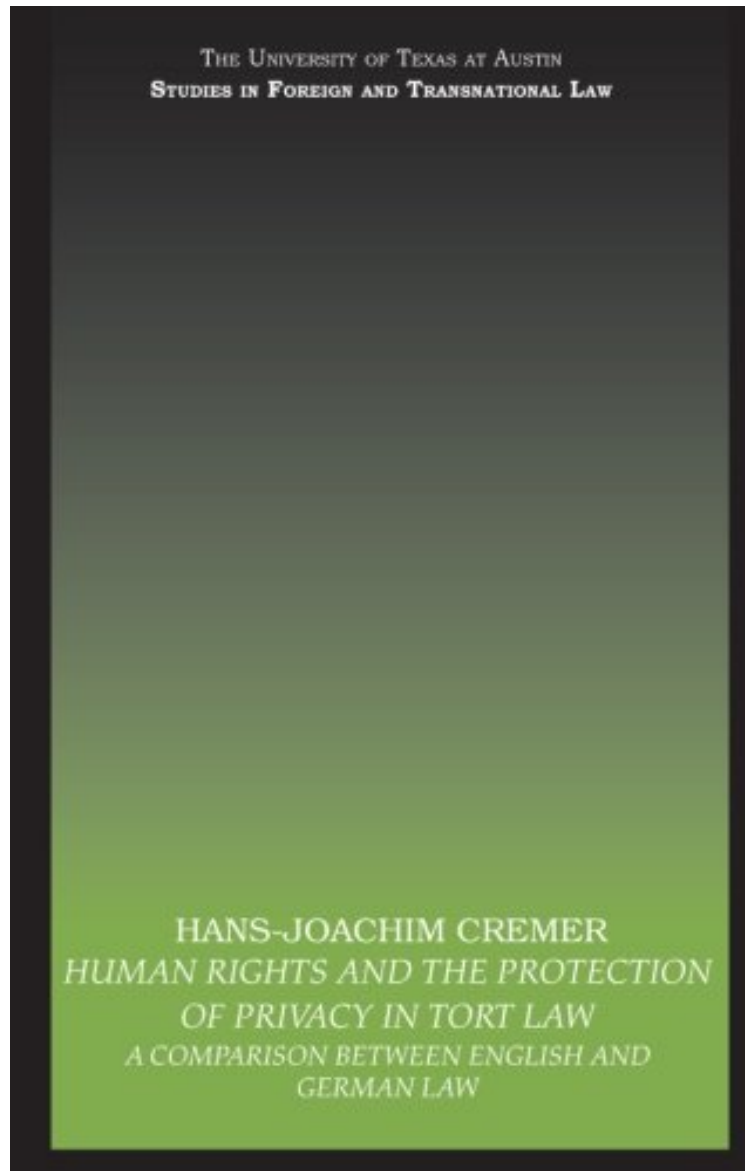


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Human Rights and the Protection of Privacy in Tort Law: A Comparison between English and German Law (University of Texas at Austin Studies in Foreign and Transnational Law)

Hans-Joachim Cremer

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purchasing it in order to gauge whether or not it would be worth my time, and all praised Human Rights and the Protection of Privacy in Tort Law: A Comparison between English and German Law (University of Texas at Austin Studies in Foreign and Transnational Law):

In its case law, the European Court of Human Rights has acknowledged that national courts are bound to give effect to Article 8 of the European Convention of Human Rights (ECHR) which sets out the right to private and family life, when they rule on controversies between private individuals. Article 8 of the ECHR has thus been accorded *mittelbare Drittwirkung* or indirect third-party effect in private law relationships. The German law of privacy, centring on the "allgemeines Persönlichkeitsrecht", has quite a long history, and the influence of the European Court of Human Rights interpretation of the ECHR has led to a strengthening of privacy protection in the German law. This book considers how English courts could possibly use and adapt structures adopted by the German legal order in response to rulings from the European Court of Human Rights, to strengthen the protection of privacy in the private sphere.

About the Author Hans-Joachim Cremer is Professor of Public Law and Legal Philosophy at the University of Mannheim since 2000. He earned his doctorate at the University of Heidelberg. His dissertation on legal protection against expulsion and deportation won the University's Ruprecht Karl's Award in 1995. In 1999 he completed his Habilitation at Heidelberg. His post-doctoral thesis investigates the methodology of constitutional interpretation.