## Table of Contents

List of Contributors		vii
	an Rights Critics and Defenders: An Introduction a Uitz and Maria Bertel	1
Part I	Critique of Human Rights Criticism	
1	The Fate of Human Rights in Indifferent Societies – (i.e. in More and More Constitutional Democracies)  András Sajó	15
2	Neither Invariant nor Sacrosanct – Human Rights Critique and Deliberation Past and Present Marie-Luisa Frick	47
3	One Step Too Far – Some Philosophical and Political Reflections on the Current Critique of Human Rights Matthias Mahlmann	67
4	Liberal Rights Between Radical Democratic Critique and Liberal Failure Nenad Dimitrijevic	81
Part I	I Social Challenges to Human Rights	
5	The War on Terror and the Decline of Human Rights Mordechai Kremnitzer	101
6	From Human Rights to Humanity's Law – The Current State of Play Ruti G. Teitel	111
Part I	II Populism and Human Rights	
7	Populism and Human Rights – From Disenchantment to Democratic Riposte Laurence Burgorgue-Larsen	135

8	Land Reform in the Time of Populism – The Law and Politics of Land Reform in South Africa Juha Tuovinen	157
9	The Ideological Turn in Bulgarian Constitutional Discourse – The Rise Against 'Genders' Ruzha Smilova	177
10	Human Rights Watchdogs Face Illiberal Rulers in Europe Renáta Uitz	199
Part l	V New Attitudes of International and National Courts	
11	The Demise of the Rights of Migrants and Refugees under the European Convention on Human Rights Paulo Pinto de Albuquerque	227
12	Functional Disobedience, National Courts and the ECtHR Giuseppe Martinico	247
13	Human Rights Law and Constitutional Democracies in Latin America – Interactions, Contestations and Engagement Jorge Contesse	269
14	The 2018 Constitutional Referendum in Ecuador – The Failure of the Inter-American System to Protect Democracy Oswaldo Ruiz-Chiriboga	291
15	Prosecutions and Politics in a Constitutional State – Prosecution of Heads of State in Post-apartheid South Africa Kate O'Regan	315
16	Reframing Powerlessness Inside and Outside Courts – Claims of Harm in Equality Cases in Brazil and South Africa Thiago de Souza Amparo	337