

LORENZ LANGER

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Religious Offence and Human Rights

The Implications of
Defamation of Religions

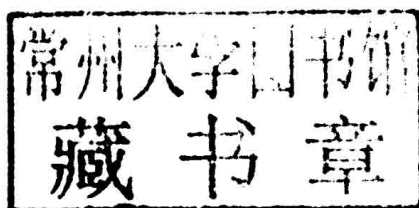


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Legal and political developments have generally been considered up to December 2012, although a few more recent judgments and events have also been taken account of; websites have, unless indicated otherwise, been accessed last on 31 December 2012.

Abbreviations

Abbreviated journal names are not listed in the following table; they are printed in full in the bibliography.

Romanisation of Arabic terms in most cases follows the second edition of the *Encyclopaedia of Islam*, although for terms that are frequently and commonly used in English, an anglicised version is substituted: hence Quran and Quranic rather than *Qur'ān* or *Qur'ānic*; Mohammed rather than *Muḥammad*; Allah rather than *Allāh*; Shia and Shiites as well as Sunni and Sunnis instead of *Shīa*, *Shī'īs*, *Sunnī* and *Sunnīs*; fatwa instead of *fatwā*; and most importantly, Sharia instead of *sharī'a*.

Since in the *Economist*, the running order of sections is different in each regional edition, its articles are quoted without page numbers.

AAS	<i>Acta Apostolicae Sedis</i>
ACHPR	African Charter on Human and Peoples' Rights, 27 June 1981, 1520 UNTS 245
ACHR	American Convention on Human Rights, 22 November 1969, 1144 UNTS 144
al.	alinea
AP	Additional Protocol
Aug. civ.	Aurelius Augustinus, <i>De civitate Dei</i> – <i>The City of God</i> against the Pagans, trans. G. E. McCracken and D. Wiesen, Loeb Classical Library, 7 vols. (Cambridge, MA: Harvard University Press, 1957–72)
Aug. conf.	Aurelius Augustinus, <i>Confessiones</i> — <i>Confessions</i> , ed. W. Watts, Loeb Classical Library, 2 vols. (London: Heinemann, 1951)
Aug. ep.	Aurelius Augustinus, <i>Epistulae</i> , 5 vols., ed. A. Goldbacher, <i>Corpus Scriptorum</i>

	Ecclesiasticorum Latinorum (Vienna: F. Tempsky, 1895–1903)
BDoR	Kocku von Stuckrad (ed.), <i>The Brill Dictionary of Religion</i> , 5 vols. (rev. edn, Leiden: Brill, 2006)
BGBL	<i>Bundesgesetzblatt</i> (Austria)
BVerfGE	<i>Entscheidungen des Bundesverfassungsgerichts</i> (Judgments of the Federal Constitutional Court of Germany)
CA	Court of Appeals
can.	<i>Canon Cat. Catechismus Catholicae Ecclesiae</i> (Città del Vaticano: Libreria Editrice Vaticana, 1997)
CAT	Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment
CCPR	UN Human Rights Committee
CEDAW	Convention on the Elimination of all Discrimination against Women
CERD	UN Committee on the Elimination of Racial Discrimination
CESCR	UN Committee on Economic, Social and Cultural Rights
CETS	Council of Europe Treaty Series
CFM	OIC Council of Foreign Ministers
CHR	UN Commission on Human Rights
CIC	Deutsche Bischofskonferenz (ed.), <i>Codex iuris canonici (Latin-German)</i> (5th edn, Kevelaer: Butzon and Bercker, 2001)
CIC 1917	Benedict XV, <i>Codex iuris canonici</i> (Rome: Typis Polyglottis Vaticanis, 1917)
Cic. leg.	Marcus Tullius Cicero, <i>De legibus (lateinisch-deutsch)</i> , trans. R. Nickel, <i>Sammlung Tusculum</i> (Zurich: Artemis and Winkler, 1994)
Cic. off.	Marcus Tullius Cicero, <i>De officiis</i> , ed. W. Miller, Loeb Classical Library (London: Heinemann, 1961)
Cod. Theod.	Paul Krüger and Theodor Mommsen (eds.), <i>Codex Theodosianus</i> , 3 vols. (Hildesheim: Weidmann, 1990)
CoE	Council of Europe
Cor.	Corinthians
CRC	Convention on the Rights of the Child
CTS	Clive Parry (ed.), <i>The Consolidated Treaty Series</i> , 231 vols. (Dobbs Ferry: Oceana, 1969–1981)

dec.	decision
Deut.	Deuteronomy
Dig.	Theodor Mommsen, Paul Krueger and Alan Watson (eds.), <i>The Digest of Justinian, Latin/English</i> , 4 vols. (Philadelphia: University of Pennsylvania Press, 1985)
DKK	Danish krone
ECHR	European Convention for the Protection of Human Rights and Fundamental Freedoms
ECommHR	European Commission on Human Rights
ECOSOC	UN Economic and Social Council
ECtHR	European Court of Human Rights
El ²	P. J. Bearman et al. (eds.), <i>Encyclopaedia of Islam</i> , 12 vols. (2nd edn, Leiden: Brill, 1960–2006)
EJ ²	Michael Berenbaum and Fred Skolnik (eds.), <i>Encyclopaedia Judaica</i> , 22 vols. (2nd edn, Detroit: Macmillan Reference, 2007)
EoJ ²	Jacob Neusner, Alan J. Avery-Peck and William Scott Green (eds.), <i>The Encyclopaedia of Judaism</i> , 4 vols. (2nd edn, Leiden: Brill, 2005)
EoR ²	Jones, Lindsay (ed.), <i>Encyclopedia of Religion</i> , 15 vols. (2nd edn, Detroit: Macmillan Reference, 2005)
ER	English Reports
EU	European Union
Ex.	Exodus
Firth and Rait	C. H. Firth and Robert S. Rait, <i>Acts and Ordinances of the Interregnum, 1642–1660</i> , 3 vols. (London: HM Stationery Office, 1911)
Frowein-Peukert ³	Jochen Abraham Frowein and Wolfgang Peukert, <i>Europäische Menschenrechtskonvention: EMRK-Kommentar</i> (3rd edn, Kehl am Rhein: Engel, 2009)
FSC	Federal Shariat Court (Pakistan)
Fulcher hist.	Fulcher of Chartres, <i>Historia Hierosolymitana</i> , ed. H. Hagenmeyer (Heidelberg: Carl Winter, 1913)
GA	UN General Assembly
Gen.	Genesis
Georges	Georges, Karl Ernst, <i>Ausführliches lateinisch-deutsches Handwörterbuch</i> , 2 vols. (8th edn, Hannover: Hahn, 1913/1918)

Herod.	Herodotus, <i>The Persian Wars</i> , ed. A. D. Godley, Loeb Classical Library, 3 vols. (London: Heinemann, 1920)
HL Deb.	House of Lords Debates
Hom. <i>Od.</i>	Homer, <i>Odyssey</i> , ed. A. T. Murray, Loeb Classical Library, 2 vols. (London: Heinemann, 1919)
HRC	UN Human Rights Council
HRG	Adalbert Erler, Wolfgang Stämmler and Dieter Werkmüller (eds.), <i>Handwörterbuch zur deutschen Rechtsgeschichte</i> , 5 vols. (Berlin: Schmidt, 1964–98)
HRG ²	Wolfgang Stämmler et al., <i>Handwörterbuch zur deutschen Rechtsgeschichte HRG</i> (2nd edn, Berlin: E. Schmidt, 2004–)
IACommHR	Inter-American Commission on Human Rights
IACtHR	Inter-American Court of Human Rights
ICCPR	International Covenant on Civil and Political Rights
ICCPR OP I	Optional Protocol to the International Covenant on Civil and Political Rights
ICERD	International Convention on the Elimination of All Forms of Racial Discrimination
ICESCR	International Covenant on Economic, Social and Cultural Rights
IESS	William A. Darity (ed.), <i>International Encyclopedia of the Social Sciences</i> , 9 vols. (2nd edn, Detroit: Macmillan Reference, 2008)
Inst.	Paul Krüger and Theodor Mommsen (eds.), <i>Institutiones, Corpus Iuris Civilis</i> 1 (11th edn, Berlin: Weidmann'sche Buchhandlung, 1908)
IS	OIC Islamic Summit
JCP	Juris-classeur périodique
Lev.	Leviticus
LexMA	<i>Lexikon des Mittelalters</i> , 9 vols. (Munich: Artemis, 1977–99)
Liv.	Titus Livius, <i>Ab urbe condita – From the Founding of the City</i> , ed. B. O. Foster, Loeb Classical Library, 14 vols. (London: Heinemann, 1958–67)
LJ	Lord Justice of Appeal
Lk	Luke
LNTS	League of Nations Treaty Series

<i>m. Sanh.</i>	<i>Mishna Sanhedrin</i> , in Jacob Neusner, <i>The Mishnah: A New Translation</i> (New Haven: Yale University Press, 1988), 583–608
Matt.	Matthew
Menge-Güthling	Menge, Hermann and Otto Güthling, <i>Griechisch-deutsches und deutsch-griechisches Wörterbuch: Teil 1: griechisch-deutsch</i> (Berlin: Langenscheidt, 1913)
Mk	Mark
MPEPIL	Wolfrum, Rüdiger (ed.) <i>Max Planck Encyclopedia of Public International Law: Online-Edition</i> (Oxford University Press, 2008–12), < www.mpepil.com >
NAM	Non-Aligned Movement
NCE ²	Catholic University of America (ed.), <i>New Catholic Encyclopedia</i> , 15 vols. (2nd edn, Detroit: Gale 2003)
NGO	Non-governmental organisation
NIDB	Sakenfeld, Katharine Doob (ed.), <i>The New Interpreter's Dictionary of the Bible</i> , 5 vols. (Nashville: Abingdon, 2006)
Nov.	Schoell, Rudolf and Wilhelm Kroll (eds.), <i>Novellae, Corpus Iuris Civilis</i> 3 (7th edn, Berlin: Weidmann'sche Buchhandlung, 1895)
OAS	Organisation of American States
OECD	Organisation for Economic Co-operation and Development
OED Online	<i>Oxford English Dictionary Online</i> (Oxford University Press, 2012), < www.oed.com >
OETW	John L. Esposito (ed.), <i>The Oxford Encyclopedia of the Islamic World</i> , 6 vols. (Oxford University Press, 2009)
OHCHR	Office of the United Nations High Commissioner for Human Rights
OIC	Organisation of the Islamic Conference (prior to June 2011); Organisation of Islamic Co-operation (after June 2011)
OJ	Official Journal
OSCE	Organisation for Security and Co-operation in Europe

Ov. <i>met.</i>	Publius Ovidius Naso, <i>Metamorphoses</i> , trans. F. J. Miller, Loeb Classical Library 42-3, 2 vols. (London: Heinemann, 1928)
PACE	Parliamentary Assembly of the Council of Europe
PBUH	'Peace Be upon Him', honorific for the prophet Mohammad
Plat. <i>nom.</i>	Plato, <i>Nomoi</i> , Werke in acht Bänden, griechisch und deutsch (Darmstadt: Wissenschaftliche Buchgesellschaft, 1990)
Plat. <i>pol.</i>	Plato, <i>Politeia</i> , Werke in acht Bänden, griechisch und deutsch (Darmstadt: Wissenschaftliche Buchgesellschaft, 1990)
PLD	All-Pakistan Legal Decisions
PPC	Pakistan Penal Code
PV	<i>Procès-verbaux</i> (verbatim records of meetings)
QB	Queen's Bench
Qur.	<i>The Qur'an: A New Translation</i> by M. A. S. Abdel Haleem, Oxford World's Classics (Oxford University Press, 2005)
Rad. Niger, <i>re milit.</i>	Radulphus Niger, <i>De re militari et triplici via peregrinationis ierosolimitane</i> , ed. L. Schmugge (Berlin: De Gruyter, 1977)
RE	Georg Wissowa et al. (eds.), <i>Paulys Realencyclopädie der classischen Altertumswissenschaft</i> , 84 vols. (Stuttgart: J. B. Metzler, 1893-1973)
Sanh.	<i>Sanhedrin</i> , The Babylonian Talmud, ed. Isidore Epstein, 35 vols. (London: Soncino Press, 1978), VII
SC	UN Security Council
Soph. <i>Antig.</i>	Sophocles, <i>Antigone</i> , Loeb Classical Library (London: Heinemann, 1912)
Soph. <i>El.</i>	Sophocles, 'Electra', in H. Lloyd-Jones (ed.), <i>Ajax, Electra, Oedipus Tyrannus</i> , Loeb Classical Library (Cambridge MA: Harvard University Press, 1994), 165-321
Soph. <i>Oid. T.</i>	Sophocles, 'Oedipus Tyrannus', in H. Lloyd-Jones (ed.), <i>Ajax, Electra, Oedipus Tyrannus</i> , Loeb Classical Library (Cambridge MA: Harvard University Press, 1994), 326-483
SR	Summary Records

Sub-Comm.	UN Sub-Commission on Prevention of Discrimination and Protection of Minorities (prior to 1999); UN Sub-Commission on the Promotion and Protection of Human Rights (after 1999)
Suet. <i>Tib.</i>	Gaius Suetonius Tranquillus, 'Tiberius', in J. C. Rolfe (ed.), <i>The Lives of the Caesars</i> , Loeb Classical Library (Cambridge, MA: Harvard University Press, 1989), I, 290–401
Tert. <i>virg.</i>	Tertullianus, 'De virginibus velandis', in V. Bulhart (ed.), <i>Ad martyras, Ad Scapulam, De fuga in persecutione, De monogamia, De virginibus velandis, De pallio</i> , Corpus Scriptorum Ecclesiasticorum Latinorum 76 (Vienna: Tempsky, 1957), 79–103
TGI	Tribune de Grande Instance
Thom. <i>summ. theol.</i>	Thomas Aquinas, <i>Summa theologiæ</i> , Latin text and English translation, introductions, notes, appendices, and glossaries, ed. T. Gilby, 60 vols. (London: Blackfriars, 1964)
Tim.	Timothy
TRE	Horst Robert Balz, Gerhard Krause and Gerhard Müller (eds.), <i>Theologische Realenzyklopädie</i> , 38 vols. (Berlin: de Gruyter, 1977–2004)
Ufr	Ugeskrift for Retsvæsen
UN	United Nations
UNHCHR	United Nations High Commissioner for Human Rights
UNOG	United Nations Office at Geneva
UNTS	United Nations Treaty Series
VCLT	Vienna Convention on the Law of Treaties
Verg. <i>Aen.</i>	Publius Vergilius Maro, <i>Aeneis</i> , lateinisch-deutsch, ed. G. Fink (Düsseldorf: Artemis and Winkler, 2005)
Vit. <i>Bon.</i>	Willibaldus Moguntinus, 'Vita Bonifatii', in W. Levison (ed.), <i>Scriptores rerum Germanorum</i> 57, MGH (Hanover: Hahn, 1905), 1–58
vol., vols.	volume, volumes
WLR	Weekly Law Reports (England and Wales)
ZaöRV	Zeitschrift für ausländisches öffentliches Recht und Völkerrecht

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Chauvy and Others v. France, Application no. 64915/01, ECtHR (29 June 2004), ECHR Reports 2004-VI

Choudhury v. United Kingdom, Application no. 17439/90, ECommHR (5 March 1991)

Church of Scientology and 128 of its members v. Sweden, Application no. 828/78, ECommHR, Plenary (14 July 1980)

Cyprus Case, Application no. 157/56, ECommHR (2 June 1958), 2 Yearbook ECHR, 174

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Application nos. 2832/66; 2835/66; 2899/6, ECtHR, Plenary (18 June 1971), Series A no. 12
- Dubowska and Skup v. Poland, Application nos. 33490/96, 34055/96,
ECommHR (18 April 1997)
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5101/71, 5102/71, 5354/72, 5370/72, ECtHR, Plenary (8 June 1976),
Series A no. 22
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59842/10, 51671/10, 36516/10, ECtHR (15 January 2013)
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ECHR Reports 2006-I
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78, 8406/78, ECommHR (11 October 1979)
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ECHR Reports 2005-VIII
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(18 January 1978), Series A no. 25
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- Jersild v. Denmark, Application no. 15890/89, ECtHR, Grand Chamber
(23 September 1994), Series A no. 298
- Karataş v. Turkey, Application no. 23168/94, ECtHR, Grand Chamber
(8 July 1999), ECHR Reports 1999-IV
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ECtHR (1 October 2009), ECHR Reports 2009
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March 2011), ECHR Reports 2011
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(1 July 1961), Series A no. 3

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