

European Convention on Human Rights

WHAT IS THE EUROPEAN COURT OF HUMAN RIGHTS (ECtHR)?

Governing body that enforces of the Convention for the Protection of Human Rights (aka European Convention on Human Rights).

KEY IDENTIFYING ELEMENTS OF EUROPEAN COURT OF HUMAN RIGHTS JUDGEMENTS (LEXIS)

1. Official Report Citation
2. Name of Court
3. Application Number
4. Judgement Date

4. Judgement Date

3. Application Number

McFarlane v Ireland (Application No 31333/06)

[Copy Citation](#)

(2010) 52 EHRR 605, [\[2010\] ECHR 31333/06](#)

Court: European Court of Human Rights

Judgment Date: 10/09/2010

In this document:

[Catchwords & Digest](#)

[Cases referring to this case](#)

[Cases considered by this case](#)

1. Official Report Citation

2. Name of Court

KEY IDENTIFYING ELEMENTS OF EUROPEAN COURT OF HUMAN RIGHTS JUDGEMENTS (WESTLAW)

1. Law Report Citation
2. Name of Court
3. Application Number
4. Judgement Date

*605 McFarlane v Ireland

For educational use only

Application No.31333/06

Before the European Court of Human Rights

The President , Judge Rozakis ; Judges Bratza , Lorenzen , Tulkens , Casadevall , Barreto , Bîrsan , Zupančič , Fura , Gyulumyan , Mijović , Spielmann , Myjer , Ziemele , López Guerra , Bianku , Power ;
September 10, 2010

Criminal proceedings; Ireland; Reasonable time; Right to effective remedy; Right to fair trial;

H1. In 1975, the applicant was imprisoned for his involvement in a bombing in Northern Ireland. In September 1983 he escaped from prison. In December 1983, the applicant was suspected of being involved in a kidnapping in Ireland, after his fingerprints were

3. Application Number

2. Name of Court

4. Judgement Date

1. Law Report Citation



No Substantial Judicial Treatment

Court

European Court of Human Rights

Judgment Date

10 September 2010

Report Citation

(2011) 52 E.H.R.R. 20

KEY IDENTIFYING ELEMENTS OF EUROPEAN COURT OF HUMAN RIGHTS JUDGEMENTS (HUDOC)

1. Name of Court
2. Application Number
3. Judgement Date

The image shows a screenshot of a judgment from the European Court of Human Rights. At the top is the court's logo, consisting of three stylized domes. Below the logo, the text reads "EUROPEAN COURT OF HUMAN RIGHTS" and "COUR EUROPÉENNE DES DROITS DE L'HOMME". The text "THIRD SECTION" is centered below. The case title "CASE OF KILIN v. RUSSIA" is followed by the application number "(Application no. [10271/12](#))". The word "JUDGMENT" is centered below. A horizontal line separates the header from the main text. The main text contains legal analysis: "Art 10 • Freedom of expression • Conviction for sharing content online within a small social-media group with intent to incite violence against non-Russian ethnicities, established in absence of commentary • Video excerpt of a well-known 'mockumentary' film, when taken out of context, reasonably perceived as stirring up ethnic discord calling for violence • Applicant's criminal intent relevant and sufficient despite absence of broader background tensions • Proportionate penalties" and "Art 6 § 1 • Public hearing • Holding appeal hearing in camera not strictly required as safety consideration • No need to show actual damage to the defendant's exercise of other procedural rights • Public hearing at first instance not dispensing with the requirement for a public hearing on appeal". At the bottom, the location "STRASBOURG" and the date "11 May 2021" are displayed. Three grey callout boxes with white text and arrows point to specific elements: "1. Name of Court" points to the court's name, "2. Application Number" points to the application number, and "3. Judgement Date" points to the date.

EUROPEAN COURT OF HUMAN RIGHTS
COUR EUROPÉENNE DES DROITS DE L'HOMME

THIRD SECTION

CASE OF KILIN v. RUSSIA
(Application no. [10271/12](#))

JUDGMENT

Art 10 • Freedom of expression • Conviction for sharing content online within a small social-media group with intent to incite violence against non-Russian ethnicities, established in absence of commentary • Video excerpt of a well-known "mockumentary" film, when taken out of context, reasonably perceived as stirring up ethnic discord calling for violence • Applicant's criminal intent relevant and sufficient despite absence of broader background tensions • Proportionate penalties

Art 6 § 1 • Public hearing • Holding appeal hearing in camera not strictly required as safety consideration • No need to show actual damage to the defendant's exercise of other procedural rights • Public hearing at first instance not dispensing with the requirement for a public hearing on appeal

STRASBOURG
11 May 2021

FINDING EUROPEAN COURT OF HUMAN RIGHTS JUDGEMENTS



HUDOC Database



Legal Databases
(via the Library)





HOW TO CITE EUROPEAN COURT OF HUMAN RIGHTS JUDGEMENTS (REPORTED)

Outline:

Case Name (Year) Volume ECHR or EHRR First Page, pinpoint (if needed).

Example:

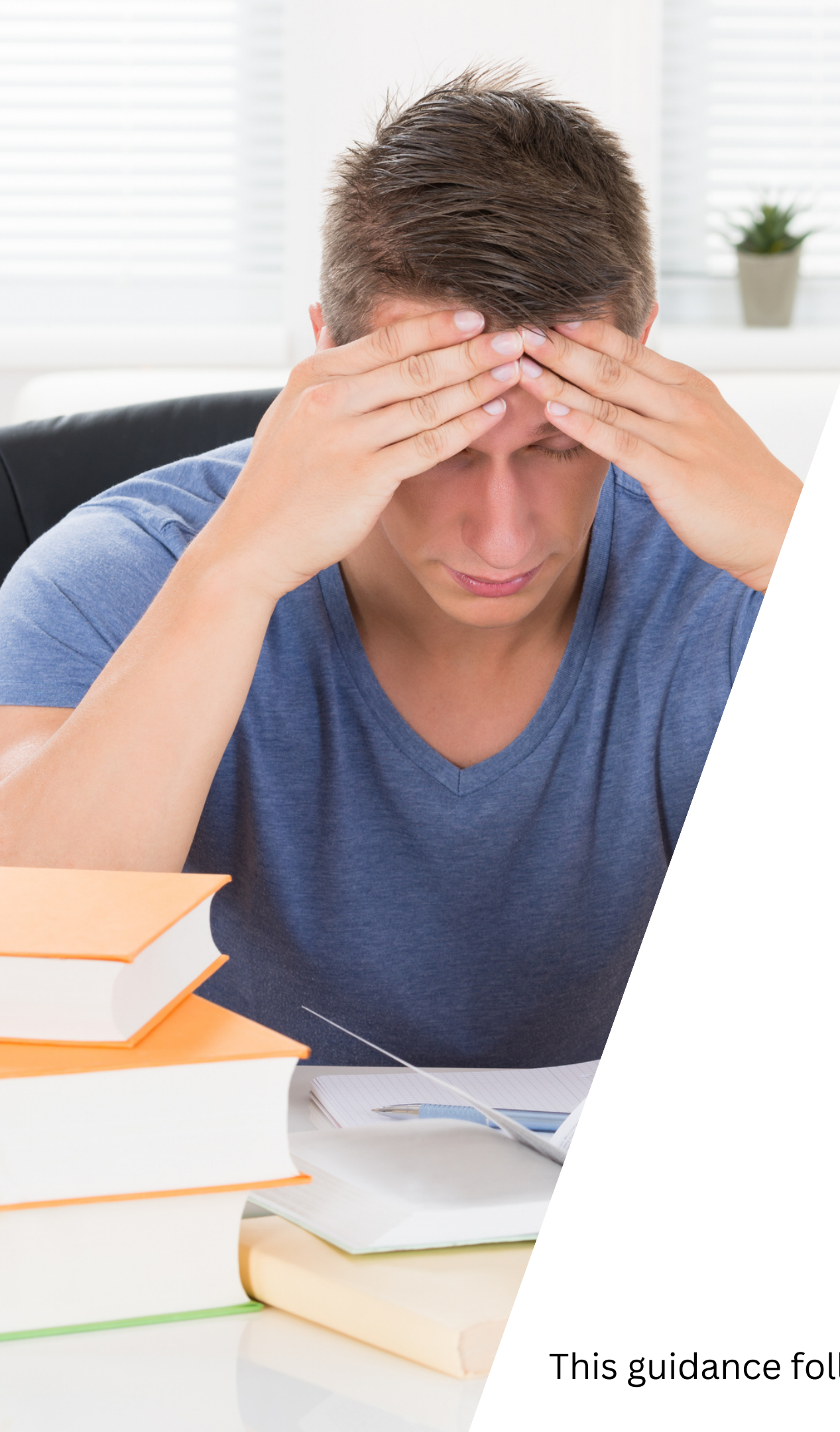
McFarlane v Ireland (2010) 52 EHRR 605, 12.

Note:

- Cite either the official Reports of Judgments and Decisions (ECHR) or the European Human Rights Reports (EHRR)

This falls under **Section 2.7.1 Judgments of the European Court of Human Rights** of the OSCOLA guide, **so the reference goes in the footnotes NOT bibliography.**

This guidance follows OSCOLA (4th edn). Please consult Ref@P if you are using APA 7.



HOW TO CITE EUROPEAN COURT OF HUMAN RIGHTS JUDGEMENTS (UNREPORTED)

Outline:

Case Name App no (ECHR, Day Month Year), pinpoint (if needed).

Example:

Kiln v Russia App no 10271/12 (ECHR, 11 May 2021), [12].

This falls under **Section 2.7.1 Judgments of the European Court of Human Rights** of the OSCOLA guide, so the reference goes in the **footnotes NOT bibliography**.