

W201 The Individual and the State

Questions on the effect of the Human Rights Act 1998

1. Now the Human Rights Act 1998 has taken effect in how many ways will the approach of a UK court to a human rights issue be different?

Can you set out some of them?

2. What is the doctrine of proportionality?

3. Does the doctrine of proportionality apply to the human right itself or to the restrictions on the right?

4. What does margin of appreciation mean?