

Contents

Part I The Realitie(s) of Human Dignity in Europe

The Concept of Human Dignity in Belgian Law: A Variety of Approaches	3
Geneviève Schamps	
The Jurisprudential Reality(-ies) of the Principle of Human Dignity in France: A Prevailing or an Authoritative Principle?	25
Francis Kernaleguen	
The Principle of Dignity in Germany and Its Irradiating Effect with Regard to Biomedicine	39
Francoise Furkel	
Applying the Overarching Principle of Human Dignity in Greek Law	59
Penelope Agallopoulou	
The Concept of Human Dignity as the Foundation of Rights in the Hungarian Biomedical Law	71
Judit Sándor	
Practical Reason and Enantiosemantics of Human Dignity: The Reality of the Principle in Italy	83
Carlo Sotis	
Human Dignity as a Fundamental Principle in Biomedicine: A Spanish Perspective	97
Verónica San Julián Puig	
Human Dignity: Conceptual Unity and Plurality of Content in Swiss Law	117
Dominique Manaï	

Towards a Libertarian Application of Dignity in English Law: A Case Law Analysis	129
Thérèse Callus	
The Principle of Dignity and the European Court of Human Rights	141
Jean-Pierre Marguénaud	
Part II The Realitie(s) of Human Dignity in Africa	
The Reality of the Human Dignity Principle in the Framework of the Egyptian Legal System	153
Hassan Abdelhamid	
The Principle of Human Dignity in Tunisia: Between Political Recuperation and Low Practical Recognition	167
Amel Aouij-Mrad	
Part III The Realitie(s) of Human Dignity in America	
Human Dignity in Brazilian Law: A Founding Principle of Laws and Court Judgements	181
Maria-Claudia Crespo-Brauner and Anderson Orestes Cavalcante Lobato	
Dignity in Canadian Law, a Popular but Ambiguous Notion	191
Dominique Goubau	
Putting the Principle of Human Dignity to the Test: A “Useless” Concept from an American Perspective?	203
Kristina Orfali	
Human Dignity in the Case Law of the Inter-American Court of Human Rights	219
Anderson Orestes Cavalcante Lobato and Brigitte Feuillet-Liger	
Part IV The Realitie(s) of Human Dignity in Asia	
The Emergence of Human Dignity in China: From a Private Right to a Constitutional Principle	231
Li Zhang	
Ambivalence of the Relationships Between Dignity and Freedoms in Turkish Law	245
Saïbe Oktay-Özdemir and Gülen Sinem Tek	

Part V Interdisciplinary Approaches

The “Reality” of the Principle of Human Dignity: A Critical Philosophical Approach	259
Gilbert Hottois	
From Dignity to Responsibility.....	269
David Le Breton	
Human Dignity: A Notion that Provides More Confusion Than Clarity	283
Ruwen Ogien	

Part VI Looking Forward

The Case for a Limited Use of Dignity as a Legal Principle	289
Brigitte Feuillet-Liger	