

Síofra O’Leary

Présidente de la Cour européenne des droits de l’homme¹

PUBLICATIONS

Author of three books, two co-edited books and dozens of articles published in nationally and internationally recognised legal journals.

A sample of publications is provided below:

Books (sole author)

Employment Law at the European Court of Justice. Judicial Structures, Policies and Processes, 2002, Hart Publishing, Oxford.

The Evolving Concept of European Citizenship. From the Free Movement of Persons to Union Citizenship, 1996, Kluwer European Monographs Series.

Books (edited)

A. Dashwood and S. O’Leary (eds.), *The Principle of Equal Treatment in E.C. Law*, 1997, Sweet and Maxwell, London.

S. O’Leary and T. Tiilikainen (eds.), *Nationality and Citizenship Status in the New Europe*, 1997, Sweet and Maxwell, London.

Articles

The Court of Justice as a Reluctant Constitutional Adjudicator: an examination of the abortion information case (1992) 17 *ELRev.* 138-157.

Annotation of Case C-295/90 *European Parliament v. Council* (1993) 30 *CMLRev.* 639-651.

Nationality and Community Citizenship - A Tale of Two Unhappy Bedfellows (1992) 12 *YEL* 353-384.

The Relationship Between Community Citizenship and the Protection of Fundamental Rights in Community Law (1995) 32 *CMLRev.* 519-554.

El principio de subsidiariedad y los estados de estructura compleja (1996) *Revista Española de Estudios Políticos* (in conjunction with J.M. Fernández-Martín).

Judicial Exceptions to the Free Provisions of Services (1995) 1 *ELJ* 308-329 (in conjunction with J.M. Fernández-Martín).

¹ Le mandat en tant que Présidente et juge de la Cour européenne des droits de l’homme expire le 1^{er} juillet 2024.

Annotation of Case C-175/94 *The Queen v. Secretary of State for the Home Department, ex parte J. G. Gallagher*, (1996) 33 *CMLRev.* 777-793.

Accession by the European Communities to the European Convention on Human Rights: the Opinion of the Court of Justice (1996) *EHRLRev.* 362-377.

Putting Flesh on the Bones of EU Citizenship, annotation of Case C-85/96 *Martínez Sala* (1999) 24 *ELRev.* 68-79.

The New Frontiers of Sex Equality Law in the European Union (1999) 24 *ELRev.* 331-353 (in conjunction with G.F. Mancini).

Judicially-created Exceptions to the Free Provisions of Services (2000) 11 *European Business Law Review* 347-362 (in conjunction with J.M. Fernández Martín).

Equal treatment and EU citizens: A new chapter on cross-border educational mobility and access to student financial assistance (2009) 34 *ELRev.* 612-627.

Developing an Ever-Closer Union Between the Peoples of Europe? A reappraisal of the case-law of the Court of Justice on the free movement of persons and EU citizenship (2008) 27 *YEL* 167-193.

The past, present and future of the purely internal rule in EU law (2009) XLIV *Irish Jurist* 13-46.

Applying principles of EU social and employment law in EU staff cases (2011) 36 *ELRev.* 769-797.

The curious case of frontier workers and study finance: annotation of Case C-20/12 *Giersch* (2014) 51 *CMLRev.* 601-622.

Court, Charters and Conventions: Making Sense of Fundamental Rights Protection in the EU (2016) LVI *Irish Jurist*, 50th anniversary edition, 4 – 41.

Freedom under Pressure: A Strasbourg Perspective in Three Chapters at the 200th Anniversary of the University of Ghent, December 2017.

Balancing Rights in a Digital Age (2018) LIX *Irish Jurist* 59 – 92.

A Tale of Two Cities: Fundamental Rights Protection in Strasbourg and Luxembourg, Edinburgh School of Law Research Paper, No. 2018/02 and (2018) 20 *Cambridge Yearbook of European Legal Studies* 3 – 31.

Some Reflections on Protocol n° 16 (2018) 3 *EHRLR* 220 (in conjunction with T. Eicke).

Data protection and privacy questions in the digital age: whither jurisdiction and the ECHR? in Bratza et al. (eds) *Human Rights Challenges in the Digital Age: Judicial Perspectives*. Council of Europe Publishing, 2020, 93-122.

Courts, Judges, Lawyers and Legal Principles – Ireland’s Contribution to European Courts and European Case-law (2018) 41 *DULJ* 103.

La surveillance de masse et la CEDH dans *Human Rights with a Human Touch. Liber amicorum Paul Lemmens*, Intersentia, 2019, 253 – 280.

Nationality and Citizenship: Integration and Rights-Based Perspectives in Lenaerts et al. (eds) *An Ever-Changing Union? Perspectives on the Future of EU Law in Honour of Allan Rosas*, Hart Publishing, 2019, 51-74.

Acquisition and Loss of Nationality: Irish and European Perspectives (2019) 22 *IJEL* 1.

The ECHR at 70: Human Rights and Technological Developments in *The European Convention of Human Rights at 70: Milestones and Major Achievements*, ECHR, 2020.

The EU Charter Ten Years On: A View from Strasbourg in Bobek and Prassl (eds.), *The EU Charter of Fundamental Rights in the Member States*, Bloomsbury, 2020, 37 – 66.

The Role of Courts in Upholding the EU's Foundational Values in Article 2 TEU in *The XXIX FIDE Congress in the Hague 2021: Proceedings Vol. 4*, Eleven 2022, 143-149.

Democracia, libertad de expresión y derecho en la era digital, IX Conferencia Tomás y Valiente, Universidad Autónoma de Madrid, 2021.

Democracy, Expression and the Law in our Digital Age (2022) 73 *NILQ* 1 – 22.

L'ELSJ à la Cour européenne des droits de l'homme : la présomption « *Bosphorus* », la protection plus étendue et d'autres histoires dans *Sa justice : l'espace de liberté, de sécurité et de justice : liber amicorum en hommage à Yves Bot*, Bruylant, 2022.

The Legacy of *Airey v. Ireland* and the Potential of European law in relation to Legal Aid (2019) 42 *DULJ* 93.

Safeguarding Europe's Foundational Values: the Rule of Law and Beyond in *Liber Amicorum Spano*, Anthemis, 2022, 535 – 546.

Legal Tales of European Integration: the ECHR and modern Ireland, Iveagh House EU50 Lecture, 2023.

Perspectives from the European Court of Human Rights in *EUnited in Diversity II – The Rule of Law and Constitutional Diversity*, CJEU, forthcoming 2023.