

The Belfast Agreement

a practical legal analysis



Austen Morgan

*Including the full text of the
unpublished Mitchell Draft Paper*

The Belfast Agreement A Practical Legal Analysis

Brian Barton, Patrick J. Roche



The Belfast Agreement A Practical Legal Analysis:

The Belfast Agreement Austen Morgan, 2000 The text of the Good Friday Agreement 1998 is also available as Cm 3883 ISBN 0101388322 The author is a barrister in London and Belfast *The Peacebuilding Elements of the Belfast Agreement and the Transformation of the Northern Ireland Conflict* Cornelia Albert, 2009 The aim of this book is to analyse whether the implementation of the peacebuilding elements of the Belfast Agreement contributed to the transformation of the protracted Northern Ireland Conflict Therefore this book deals with the following sections of the Agreement Rights Safeguards and Equality of Opportunity Decommissioning Security Policing and Justice and Prisoners The author comes to the conclusion that the majority of the peacebuilding elements contributed to the transformation of the Northern Ireland Conflict The results of the study were obtained in conducting interviews in consulting surveys and in studying reports and other relevant literature on the recent developments in Northern Ireland

The European Convention on Human Rights and the Conflict in Northern Ireland Brice Dickson, 2012-03-15 This book charts the role played by the European Convention on Human Rights during the conflict in Northern Ireland from 1968 to the present day It offers a systematic case study of the Convention's capacity to protect human rights in a society wracked by terrorism and political conflict [Anti-Terrorism Law and Normalising Northern Ireland](#) Jessie Blackbourn, 2014-08-07 The Northern Ireland peace process has been heralded by those involved as a successful example of transformation from a violent conflict to a peaceful society This book examines the implementation of the Belfast Agreement in Northern Ireland and evaluates whether its goal to establish a normal peaceful society has been fully realised Using the political and legal status of England Scotland and Wales as a comparison Jessie Blackbourn evaluates eight aspects of Northern Ireland which the Agreement aimed to normalise the contested constitutional status of Northern Ireland the devolution of power decommissioning the removal of emergency laws demilitarisation police reform criminal justice reform and paramilitary prisoners The book highlights the historical context which gave rise to the need for a programme of normalisation within the Belfast Agreement with respect to these areas and assesses the extent to which that programme of normalisation has been successfully implemented By evaluating the implementation of the Belfast Agreement the book demonstrates the difficulties that transitional or post conflict states face in attempting to wind back extraordinary counter terrorism policies after periods of violence have been brought to an end The book will be of great use to students and researchers concerned with the emergence evolution and repeal of anti terrorism laws and anyone interested in the history of the conflict and peace process in Northern Ireland

Secession and European Union Law Núria González Campañá, 2024-05-08 Secession is a live issue in today's Western Europe In the last decade we have witnessed the consolidation of pro independence movements in Scotland and Catalonia and in the near future we might see their re emergence or the rise of other pro secession movements in other European regions The response of the EU institutions to secession within EU Member States may well be based mainly on political considerations However since the EU is a

community based on the rule of law it has also to justify its position with normative arguments of principle Secession and European Union Law provides such normative support drawing on a pluralist reading of the relation between EU law and national law to support the conclusion that EU law should respect domestic constitutional orders This book studies secession within EU Member States through legal methodology the theoretical doctrinal analysis of concepts and institutions considering the evolving reality and case law The legal approach has three dimensions given the three different legal orders that interact at the EU level international law EU law and national constitutional law Based on Article 4 2 TEU the central claim of this book is that the EU duty to respect national identity and fundamental constitutional structures generate obligations to respect Member States constitutional orders provided that the values enshrined in the Article are not violated by the Member State affected Topical and original Secession and European Union Law reviews and rethinks key features of the EU and the EU legal order

The Politics of Northern Ireland Arthur Aughey, 2005-01-27 In this book one of the leading authorities on contemporary Northern Ireland politics provides an original sophisticated and innovative examination of the post Belfast agreement political landscape Written in a fluid witty and accessible style this book explores how the Belfast Agreement has changed the politics of Northern Ireland whether the peace process is still valid the problems caused by the language of politics in Northern Ireland the conditions necessary to secure political stability the inability of unionists and republicans to share the same political discourse the insights that political theory can offer to Northern Irish politics the future of key political parties and institutions

A Treatise on Northern Ireland Brendan O'Leary, 2019 The third volume of the definitive political history of Northern Ireland

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O'Leary, 2019-04-17 The Good Friday Agreement deserved the attention the world gave it even if it was not always accurately understood After its ratification in two referendums for the first time in history political institutions throughout the island of Ireland rested upon the freely given assent of majorities of all the peoples on the island It marked it was hoped the full political decolonization of Ireland Whether Ireland would reunify or whether Northern Ireland remain in union with Great Britain now rested on the will of the people of Ireland North and South respectively a complex mode of power sharing addressed the self determination dispute The concluding volume of Brendan O Leary s *A Treatise on Northern Ireland* explains the making of this settlement and the many failed initiatives that preceded it under British direct rule Long term structural and institutional changes and short term political maneuvers are given their due in this lively but comprehensive assessment The Anglo Irish Agreement is identified as the political tipping point itself partially the outcome of the hunger strikes of 1980 81 that had prevented the criminalization of republicanism Until 2016 the prudent judgment seemed to be that the Good Friday Agreement had broadly worked eventually enabling Sinn F in and the DUP to share power with intermittent attention from the sovereign governments Cultural Catholics appeared content if not in love with the Union with Great Britain But the decision to hold a referendum on the UK s membership of the European Union has collaterally damaged

and destabilized the Good Friday Agreement That in turn has shaped the UK's tortured exit negotiations with the European Union In appraising these recent events and assessing possible futures readers will find O Leary's distinctive angle of vision clear sharp unsentimental and unsparing of reputations in keeping with the mastery of the historical panoramas displayed throughout this treatise **The Northern Ireland Question** Brian Barton, Patrick J. Roche, 2009-01-15 The book examines how the Belfast Agreement came about and its effect on unionism nationalism the paramilitaries electoral support for local parties and the constitutional position of Northern Ireland It also considers the extent to which the Agreement may be regarded as an exercise in political cynicism or the basis for lasting peace **The Northern Ireland Legal Quarterly**, 2002

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