

# Başak Çalı Research Publications

Status: August 2019

## Main Publications

### Refereed Monograph

Çalı (ed.) (2015) *The Authority of International Law: Obedience, Respect and Rebuttal* (Oxford University Press).

### Edited books

Çalı (ed.) (2010) *International Law for International Relations* (Oxford University Press).

Meckled-García and Çalı (eds.) (2006) *The Legalization of Human Rights: Multidisciplinary Perspectives on Human Rights and Human Rights Law* (Routledge).

### Journal Articles

Çalı (2019) 'On Einsteinian waves, international law and national hats: Afterword to the Foreword by Doreen Lustig and J. H. H. Weiler', *International Journal of Constitutional Law* 17(1) 24-30.

Çalı (2019) 'Russia and the European Court of Human Rights: The Strasbourg Effect', *International Journal of Constitutional Law* 17(1) 361-365. (Book review)

Çalı (2018) 'Explaining Variation in the Intrusiveness of Regional Human Rights Remedies in Domestic Orders', *International Journal of Constitutional Law* 16(1) 214-234.

Çalı, Madsen and Viljoen (2018) 'Comparing Regional Human Rights Regimes: Defining a Research Agenda', *International Journal of Constitutional Law* 16(1) 128-135.

Çalı (2018) 'Coping with Crisis: Whither the Variable Geometry in the Jurisprudence of the European Court of Human Rights', *Wisconsin International Law Journal* 35(2) 237-276.

Çalı and Durmuş (2018) 'Judicial Self-Government as Experimental Constitutional Politics: The Case of Turkey' *German Law Journal* 19(7) 1672-1706.

Çalı and Cunningham (2018) 'Judicial Self Government and the Sui Generis Case of the European Court of Human Rights' *German Law Journal* 19(7) 1978-2006.

Çalı (2017) 'All you need is time? Long Term Migrant Case law of the European Court of Human Rights', *Israel Law Review* 50(3) 447-497.

Çalı (2017) 'International Human Rights Law: One Purpose or Many? Reflections on Macklem's The Sovereignty of Human Rights', *Jerusalem Review of Legal Studies* 15(1) 77-88.

Çalı (2017) 'The Power of Ordinary Laws and the Feebleness of the Constitutional Rights: Right to Freedom of Assembly in Turkey', *Research and Policy on Turkey* 2(2) 162-178.

Çalı (2016) 'The Disciplinary Account of the Authority of International Law: Does it Stand Firm against its External Critics?' *European Society of International Law, ESIL Reflections* 5(5) 1-8.

Çalı, Ghanea and Jones (2016) 'Big Promises, Small Gains: Domestic Effects of Human Rights Treaty Ratification in the Member States of the Gulf Cooperation Council', *Human Rights Quarterly* 38(1) 21-35.

Çalı (2015) 'Comparing the Support of the EU and the US to International Human Rights Law: Worlds Too Far Apart?' *International Journal of Constitutional Law* 13(4) 901-922.

Çalı and Koch (2014) 'Foxes Guarding the Foxes? Peer Review of Human Rights Judgments by the Committee of Ministers of the Council of Europe', *Human Rights Law Review* 14(2) 301-325.

Çalı, Koch and Bruch (2013) 'The Social Legitimacy of Human Rights Courts: A Grounded Interpretivist Theory of the Elite Accounts of the Legitimacy of the European Court of Human Rights', *Human Rights Quarterly* 35(3) 955-984.

Çalı (2010) 'The Logics of Supranational Human Rights Litigation, Official Acknowledgment and Human Rights Reform: The Southeast Turkey cases before the European Court of Human Rights between 1996-2006', *Law and Social Inquiry* 35, 311-337.

Çalı (2009) 'On Interpretivism and International Law', *European Journal of International Law* 20(3) 805-822.

Çalı (2008) 'The Purposes of the European Human Rights System: One or Many?' *European Human Rights Law Review* 3, 299-306.

Rodley and Çalı (2007) 'Kosovo Revisited: Humanitarian Intervention on the Fault Lines of International Law', *Human Rights Law Review* 7(2) 275-297.

Çalı (2007) 'Balancing Human Rights: Methodological Problems with Weights, Scales and Proportions', *Human Rights Quarterly* 29(1) 251-270.

Çalı (2004) 'Bargaining Transnationalism: The European Court of Human Rights', XV *Finnish Yearbook of International Law* 111-128.

## Book chapters

Çalı (2019) 'The case for the right to meaningful access to internet as a Human Right in International Law', in: *The Cambridge Handbook on New Human Rights* (ed.), (Cambridge University Press). (Forthcoming)

Çalı (2019) 'Political Limits of Human Rights', in: *The Limits of Human Rights*, Fassbender and Knut (eds.), (Oxford University Press). (Forthcoming)

Çalı, McGregor and Elibol (2019) 'The International Court of Justice as an Integrator, Developer and Globaliser of International Human Rights Law', in: *Human Rights in Other International Courts* (ed.), (Cambridge University Press) 62-86.

Çalı (2019) 'Authority', in: *Concepts for International Law: Contributions to Disciplinary Thought*, d'Aspremont and S. Singh (eds.), (Edward Elgar Publishing) 39-53.

- Çalı (2018) 'Influence of the International Covenant on Civil and Political Rights in Middle East', in: *The Human Rights Covenants at 50: Their Past, Present, and Future*, Keller and Moeckli (eds.), (Oxford University Press) 124-149.
- Çalı (2017) 'Regional Protection', in: *International Human Rights Law*, Moeckli et al. (eds.), (Oxford University Press) 411-424.
- Çalı (2017) 'International Judicial Review', in: *Handbook on Global Constitutionalism*, Lang and Wiener (eds.), (Edward Elgar Publishing) 291-304.
- Çalı (2017) 'The European Court of Human Rights? Would Marx have endorsed it?' In: *Liberalism in Neoliberal Times*, Nash et al. (eds.), (Goldsmiths Press) 63-67.
- Çalı (2017) 'Enforcement', in: *The Optional Protocol to the UN Covenant on Economic, Social and Cultural Rights: A Commentary*, Langford and Porter (eds.), (University of Pretoria Press) 359-380.
- Çalı and Koch (2017) 'Lessons Learnt from the Implementation of Civil and Political Rights Judgments', in: *Enforcing Economic, Social and Cultural Rights*, Langford (ed.), (Cambridge University Press) 47-73.
- Çalı (2016) 'Towards a Responsible Domestic Courts Doctrine? The European Court of Human Rights and the Variable Standard of Judicial Review of Domestic Courts', in: *Shifting Centres of Gravity in Human Rights Protection. Rethinking Relations between the ECHR, EU, and National Legal Orders*, Arnardóttir and Buyse (eds.), (Routledge) 144-161.
- Çalı (2016) 'A New Doctrine on the Block? The European Court of Human Rights and the Responsible Courts Doctrine', in: *International Law and... Select Proceedings of the European Society of International Law*, Reinisch et al (eds.), (Hart Publishing) 67-78.
- Çalı (2015) 'Does the remedy jurisprudence of the European Court of Human Rights do enough for media freedom?' In: *Journalism at Risk: Threats, Perspectives and Challenges*, (Council of Europe Publishing) 81-104. (Turkish translation published by Bilgi University, 2016).
- Çalı (2013) 'The Legitimacy of Human Rights Treaty Bodies: An Indirect Instrumentalist Defense', in: *The Legitimacy of Human Rights Regimes*, Follesdal and Ulfstein (eds.), (Cambridge University Press) 141-164.
- Çalı (2013) 'Specialized Rules of Treaty Interpretation: Human Rights', in: *The Oxford Guide to Treaties*, Hollis (ed.), (Oxford University Press) 525-551. (Received the American Society of International Law Book Award, 2013).
- Çalı (2010) 'From Bangladesh to Responsibility to Protect: The Legality and Implementation Criteria for Humanitarian Intervention', in: *The Delivery of Human Rights*, Gilbert, Hampson and Sandoval (eds.), (Routledge) 228-245.
- Çalı (2009) 'Perspectives on International Relations in International Law', in: *International Law for International Relations*, Çalı (ed.), (Oxford University Press) 71-99.
- Çalı (2009) 'International Human Rights Law', in: *International Law for International Relations*, Çalı (ed.), (Oxford University Press) 281-306.
- Çalı and Griffin (2009) 'International Humanitarian Law', in: *International Law for International Relations*, Çalı (ed.), (Oxford University Press) 234-258.

Çalı and Rodley (2009) 'Use of Force between International Law and International Relations', in: *International Law for International Relations*, Calı (ed.), (Oxford University Press) 213-234.

Çalı (2007) 'Between Legal Cosmopolitanism and a Society of States: The Limits of International Justice at the European Court of Human Rights', in: *Paths to International Justice: Social and Legal Perspectives*, Dembour and Kelly (eds.), (Cambridge University Press) 111-133.

Çalı (2007) 'Human Rights Discourse in Turkey: Domestic Human Rights NGOs', in: *Human Rights in Turkey: Policies and Prospects*, Arat (ed.), (University of Pennsylvania Press) 217-232. (Received the American Library Association Choice Award of Outstanding Academic Titles).

Çalı and Ergun (2005) 'Global Governance and Domestic Politics: Fragmented Visions', in: *Criticising Global Governance*, Lederer and Muller (eds.), (Palgrave-Macmillan) 161-176.

### **Selected Academic Blog Posts**

Çalı (2019) 'No Going Nuclear in Strasbourg : The Infringement Decision in Ilgar Mammadov v. Azerbaijan by the European Court of Human Rights', 30 May 2019, Verfassungsblog.

Çalı (2018) 'Academics for Peace and their Freedom of Expression', 13 June 2018, Verfassungsblog.

Çalı (2018) 'A few steps forward and a few steps sideways and a few steps backwards: The CAT's revised and Updated General Comment on Non Refoulement Part 1', 20 March 2018, EJIL: Talk!

Çalı (2018) 'Will legalism be the end of constitutionalism in Turkey?' 22 January 2018, Verfassungsblog. (Republished on Hertie School of Governance website)

Çalı (2017) 'Merabishvili v. Georgia: Has the Mountain Given Birth to a Mouse?' 3 December 2017, Verfassungsblog.

Çalı (2016) 'The Regime of Crisis: Turkey', 04 November 2016, Hertie School of Governance.

Çalı (2016) 'Turkei: Europa trägt eine Mitverantwortung', 03 November 2016, Die Zeit.

Çalı (2016) 'The Disciplinary Account of the Authority of International Law: Does it Stand Firm against its External Critics?', May 2016, European Society of International Law Reflections 5(5).

Çalı (2016) 'Interactions between International Human Rights Law and Other Sub-Branched of International Law: A Research Agenda', 04 February 2016, EJIL: Talk!

Çalı (2016) 'Farewell to Marckx and all that or how I received 'the letter' from the registry of the European Court of Human Rights', 20 January 2016, Strasbourg Observers.

Çalı (2015) 'Tears in our eyes: third state obligations in international law', 30 July 2015, EJIL: Talk!

Çalı (2014) 'ESIL IHRL online Symposium: Is there general human rights law?' 15 October 2014, EJIL: Talk!

Çalı (2014) 'Back to Square One After Sixty Years: The Tory Attack on the European Human Rights System', 05 October 2014, *Opinio Juris*.

Çalı (2014) 'The European Court of Human Rights: Would Marx have endorsed it?' 27 August 2014, Open Democracy.

Çalı (2014) 'The ILC's clever compromise on the validity of reservations to treaties', 11 April 2014, EJIL: Talk!

Çalı (2014) 'Third Time Lucky - The Turkish Constitutional Court and a Woman's Right to Identity', 29 January 2014, EJIL:Talk!

Çalı (2014) 'The Turkish Constitutional Court and the Balbay Case', 18 January 2014, I-Connect - the Blog of the International Journal of Constitutional Law.

Çalı (2013) 'The Talk of Temporary Withdrawal from the ECtHR', 03 February 2013, UCL European Institute.

Çalı (2013) 'Weak and Strong International Judicial Review: Legal Policy Implications', 29 January 2013, Opinio Juris.

Çalı (2012) 'Syrian and Turkish Military Activities and International Law', 11 October 2012, EJIL: Talk!

Çalı (2011) 'Disinformation or Undemocratic Monster: Why the European Court of Human Rights is under attack in the United Kingdom?' 09 February 2011, Online Comment.

Çalı (2010) 'A woman's right to her name' (in Turkish), Radical Newspaper Op-Ed (2010).

### **Policy Reports, Practice Guides and Working Papers**

Çalı (2019) 'The European Court of Human Rights and Accountability for Neoliberal State Conduct: Never the Twain Shall Meet?' In: *Legal Trajectories of Neoliberalism: Critical Inquiries on Law in Europe*, Salomon and Bruno de Witte (eds.), (EUI Working Paper RSCAS 2019/43) 21-25.

Çalı and Montoya (2017) 'The March of Universality? The march of Universality? Religion-based Reservations to the core UN Treaties and what they tell us about human rights and universality in the 21st century', May 2017 (Universal Rights Group, Geneva).

Çalı and Bruch (eds.) (2011) 'Monitoring the Implementation of Human Rights Judgments: A Handbook for Non-Governmental Organisations' (University College of London) (Translated to Turkish, Russian, Croatian and German).

Çalı (ed.) (2010) 'Democracy and Human Rights' (Council of Europe Policy Briefing).

Çalı and Wyss (eds.) (2008) 'The Authority of International Institutions: The case of human rights treaty bodies', October 2008 (UCL SPP Working Paper).