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Help

Having read these examples, please contribute to the debate by considering the following three questions:

1. What similarities and differences exist between these different modalities of courts referring to each other's judgments? The examples are that of (a) a regional human rights court referring to the International Court of Justice, to another regional human rights court, and to UN human rights treaty bodies' approaches; (b) a regional human rights court referring to a domestic supreme court; (c) a regional human rights court referring to the approach of an expert body, from the same regional organization, based on a separate legal instrument; (d) a national court referring to the interpretation given by a regional human rights court to an instrument binding on the State concerned, as well as to how other national courts have reacted to such interpretation. Which motivations can explain, in each case, the choice to follow the approach adopted by another body?
2. What are the advantages and the dangers associated with an increased use of judgments or materials from other jurisdictions in human rights litigation? Are certain uses of comparative jurisprudence legitimate, while others are not?
3. What are the key factors that favor the development of this approach, based on a dialogue across jurisdictions? Why did it gain in importance in recent years?

**INSTRUCTIONS:** In responding to the above questions, **DO NOT click on 'New Post'**. Click on 'Show discussion', and then, in the first discussion thread, called '[1.5] Jus commune of Human Rights and judicial dialogue', **click on 'View discussion'** and then on '**Add a response**' to propose your views to the community. If you want to comment on a peer's opinions in that thread then click on 'Add a comment' in his reponse. You can also watch the tutorial (<http://youtu.be/SINSJKdez6g>) (see also, the uptaded (<http://youtu.be/TNoOB8q19kQ>) version) in order to make the best use of the interface.

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