

Studying public morality as restriction on right to freedom of expression from the perspective of European human rights court procedures and cases

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Abstract

Freedom of expression as internal opposition groups tell, it's not without any limitations. International human rights system particularly European human right convention has established some restrictions. Morality is of those restrictions which has concept and meaning ambiguity. It has changed from time to time and locations to locations. Because of that, European human rights convention cannot apply special criteria in relation to morality. These circumstances have led European human rights court to margin of appreciation approach to identifying and formulating of morality. Judges attentions to judging morality by majority of people and ultra-attentions on pluralism are very important in identification of public morality violations in European human rights systems.

Key words

Morality, European human rights, margin of appreciation, pluralism