

TABLE OF CONTENTS

Articles

Roda Mushkat

The Anatomy of China's Human Rights Regime: A Behaviourally Underpinned Analytical and Evaluative Account 131

Notes

Antonios E Kouroutakis

Judges and Policy Making Authority in the United States and the European Union 186

Claudia Mayer & Herwig Wutscher

Are Austrian Courts Obligated to Consider the Jurisprudence of the European Court of Human Rights when Interpreting the ECHR? 201

Developments Austria

Johannes Schön

Electronic Monitoring of Sexual Offenders: No Violation of the Principle of Equal Treatment
Austrian Constitutional Court, Judgment of 11 March 2014, G 93/2013 212

Christoph Schramek

European Fiscal Compact is Held to be in Accordance with the Constitution
Austrian Constitutional Court, Judgment of 3 October 2013, SV 1/2013 218

Marion Guerrero

Assisted Reproduction in the Shadow of the Past
Austrian Constitutional Court, Judgment of 10 December 2013,
G 16/2013 and G 44/2014 224

Developments CEE

Daniel Viktor Török

Hungarian Constitutional Court: The Hungarian System of Transfer of Cases
Judgment of 5 December 2013, Decision 36/2013 235

Ketevan Shubashvili

Constitutional Court of Georgia: Deprivation of Driving License –
a Sanction or a Cause of Discrimination?
Judgment of 6 August 2013, No 1/4/535 243

Aim and Scope

The Vienna Journal on International Constitutional Law is dedicated to the advancement of legal knowledge in the field of International Constitutional Law. By linking various perspectives the Journal endorses an approach towards a coherent understanding of International Constitutional Law and preparing the ground for novel answers to the challenges of a changing global legal framework. Connecting different systems of Constitutional Law on a national and international level allows to explore the tension and the congruence, both within and between constitutional networks, and to further discuss and develop appropriate solutions.

The Journal aims to provide a forum for critical discussion on topics of International Constitutional Law focusing on recent developments in National Constitutional Orders and in Public International Law as well as on questions in the field of Legal Theory. Advised by a body of international referees the Journal features high-standard contributions by scholars and legal professionals from around the globe. Furthermore, the Journal monitors constitutional developments in CEE, particularly by assessing select case law of National High Courts.

The Vienna Journal on International Constitutional Law addresses the global scientific community, scholars and researchers in various disciplines working in the field of International Constitutional Law. Moreover, the Journal provides information on comparative constitutional developments, relevant to practitioners as well as academics.