



ASSESSMENT REVIEW
on the Inaugural Dossier of
doc. JUDr.PhDr.Lucia Mokr, Ph.D.

1. Dr.Lucia Mokr's list of publications is impressive. The number of texts shows her as being a fruitful and devoted researcher in the area of International Law. Since the personality of a researcher in law matures with her/his experience, the following quality assessment will focus on Dr. Mokr's most recent AAA-publication, namely her book on "Internal Dimension of Human Rights in the EU", published by Nakladatelstvi C.H.Beck, Prague, in 2021.

2. The research topic chosen by Dr.Mokr for her newest book proves an alert sense for a current area of legally, socially, economically and politically important questions with great future potential. The impact of human rights on all facets of a polity can be seen, for example, in the abundant jurisprudence of the German Federal Constitutional Court. Also in the context of the polity of the European Union the internal dimension of human rights law cannot be overestimated.

The "respect for human rights" is part of the values on which the Union is founded according to Article 2 sentence 1 of the Treaty on European Union (TEU) and partakes in the three-part leading aim of the Union ("to promote peace, its values and the well-being of its peoples"; "Leitzieltrias") as laid down in Article 3 TEU. This orientation is not confined to the Union, since Article 2 sentence 2 TEU explicitly states that these values "are common to the Member States". The wording has to be understood as an

obligation of every Member State as underlined by the “serious breach”.procedure of Article 7 TEU. The practical ramifications of this rather abstract point of orientation for the daily life become in particular visible in the Charter of Fundamental Rights of the European Union, which is in force as Union law since 2009 and provides that “the provisions of this Charter are addressed to the institutions, bodies, offices and agencies of the Union” and “to the Member States ... when they are implementing Union law”. The more Union law is applicable, the more the Member States are bound to observe the Charter rights.

Since the unfolding of the content of the Charter is currently gaining in importance, Dr.Mokrá’s research results and new questions come just in time. They will contribute to the conceptual understanding and application of human rights law in the European Union on Union level as well as on the level of the Member States.

3. Inspired by the soaring European development in this area Dr.Mokrá’s book chooses a convincing approach to modern human rights protection by arguing that the current challenges “require the commitment of the international community as a whole” and by analysing “a dynamic relationship between national governments and their international obligations”.

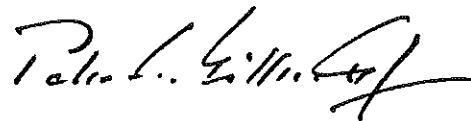
On this basis she intelligently unfolds the system of the European Union’s human rights law, its historical roots in the jurisprudence (so called “established case law”) of the Court of Justice of the European Communities, its connections to International Human Rights Treaties and its confluence in the Charter of Fundamental Rights. On Union level Dr.Mokrá’s book separately emphasizes the area of connection between EU citizenship and human rights protection in the specific area of the free movement of persons within the Union and EU citizens’ political rights.

In view of the development of Union law Dr.Mokrá convincingly devotes the main part of her book to a comprehensive and thorough analysis of the

content of the Charter and its interpretation by the Court of Justice. She significantly takes into account and discusses scholarly publications in English language at the height of the time.

4. In terms of content Dr.Mokrá's book shows her author as having a fine sense for new relevant research topics and as possessing academic scholarship, circumspect subtle problem awareness and a sure legal judgment within the relevant legal order. Her opinions are well-founded. Hence the book allows for deducing that its author is beyond any doubt very qualified for fulfilling demanding academic tasks on university level.

Heidelberg, 02.08.2021

A handwritten signature in black ink, reading "Peter-Christian Müller-Graff". The signature is written in a cursive style with a large, sweeping flourish at the end.

(Prof.Dr.Dr.habil.Dr.h.c.mult.Peter-Christian Müller-Graff, Ph.D.h.c., MAE)