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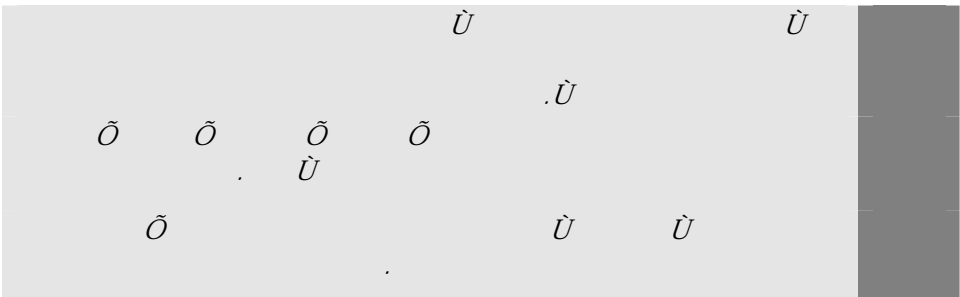
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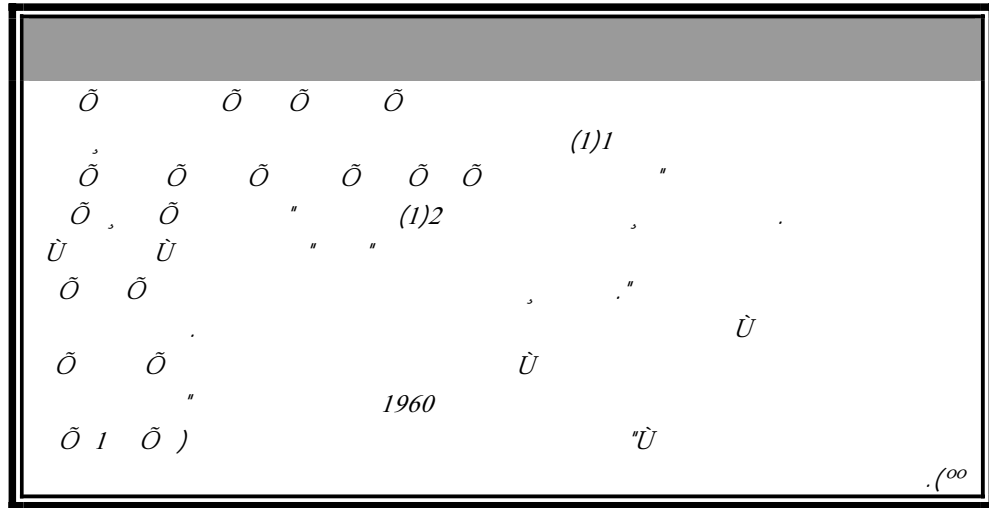


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Anna-Lena Svensson-McCarthy, *The International Law of Human Rights and States of Exception - With Special* Õ <sup>22</sup>  
*Reference to the Travaux Préparatoires and Case-Law of the International Monitoring Organs* (The Hague/Poston/London,  
.113 ,114-112 ,Martinus Nijhoff Publishers, 1998)  
,82 ,16 ,E/CN.4/SR.195 <sup>23</sup>







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Philip Alston Õ , Û 29  
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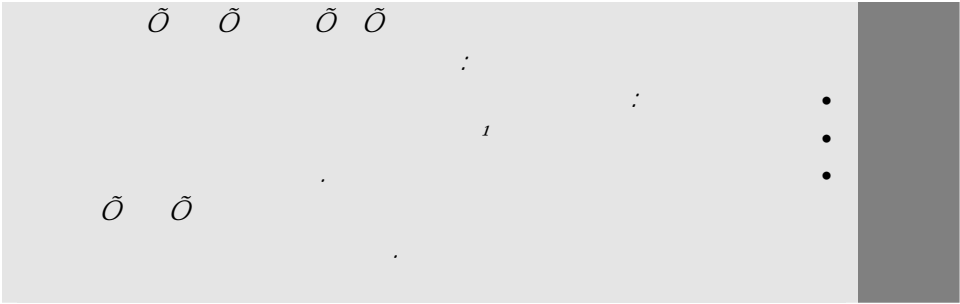
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*Implementation Handbook for the Convention on the Rights of the Õ*  
.( ) 681,1988 .Peter Newel Rachael Hodgkin *Child*



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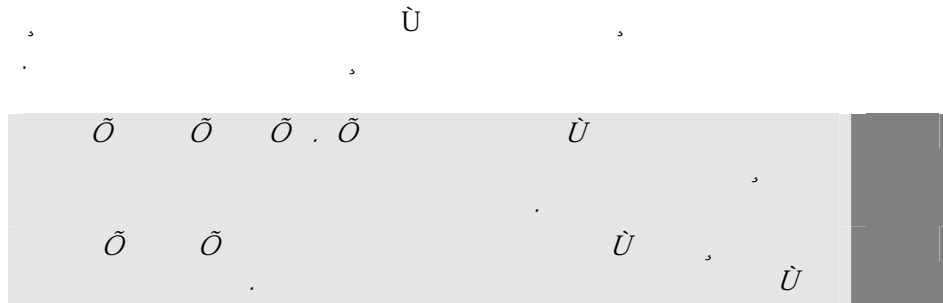
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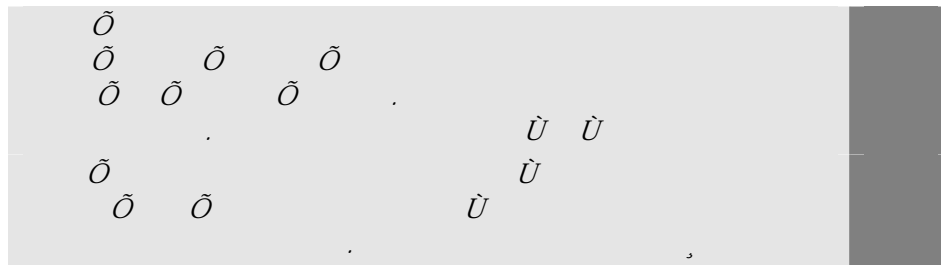
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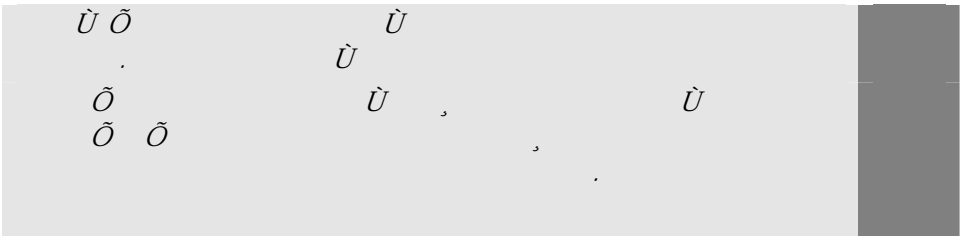
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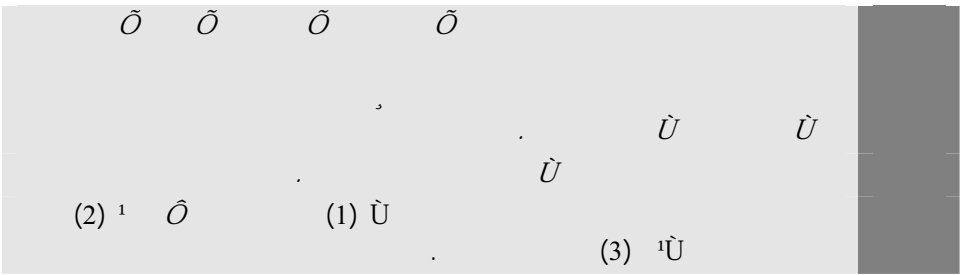
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*A Basic Handbook for UN Staff :Human Rights* 72  
 .5 United Nations Staff College Project

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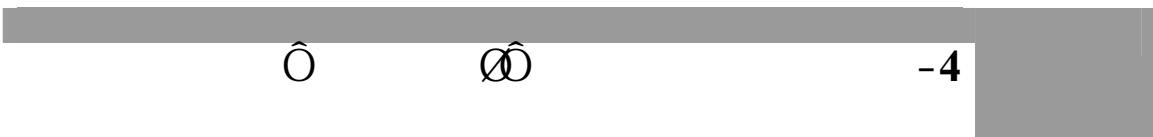
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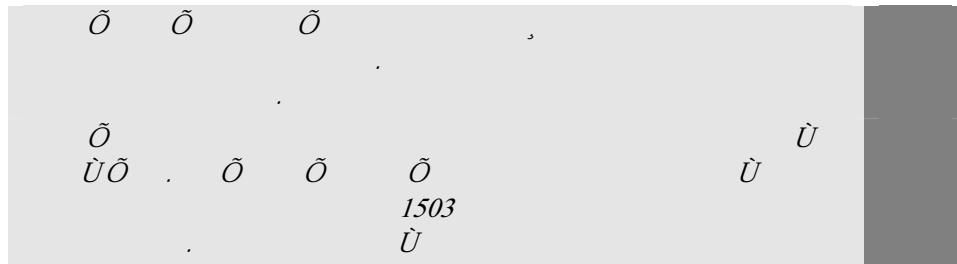
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