



Derechos humanos y restricciones: Los dilemas de la justicia (Spanish Edition)

Alejandra Medina Mora F.

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¿Qué es una restricción a los derechos humanos?, ¿cuántas y cuáles son las restricciones que presenta nuestra Constitución?, ¿deben observarse ciertas reglas para establecerlas y aplicarlas? Si ese fuera el caso, ¿en qué consisten esas reglas? Interrogantes que son centrales en el debate jurídico actual, en particular en México después de la reforma constitucional de derechos humanos de 2011 y de las interpretaciones realizadas por la Suprema Corte de Justicia de la Nación a partir de la misma y de algunas decisiones de la Corte Interamericana de Derechos Humanos. Sin pretensión exhaustiva ni definitiva, pero sí polémica y propositiva, en este libro se abordan dichos cuestionamientos y se reconstruyen los debates que se han suscitado sobre el tema de las restricciones constitucionales a los derechos humanos. El análisis está dividido en dos partes vinculadas que, sin embargo, pueden leerse de manera independiente. Por un lado, una exposición del contexto histórico e institucional en el que ha adquirido relevancia la discusión sobre el concepto de restricciones. Por el otro, un estudio en el que se analizan de una forma seria y rigurosa sus alcances y los imperativos que impone el derecho internacional para su interpretación y eventual aplicación. De esta manera, la obra pretende informar e incidir en la deliberación académica y jurisdiccional sobre los derechos humanos y sus restricciones.

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