Small Group:  

**Justiciability of ESR**

### Challenges

- Implementation of the European Social Charter at national level, and not all countries ratified
- Amicus curiae needs enormous research to back up cases
- Challenge of interpreting the European Convention of Human Rights in line with other instruments

### Actions

- Collective complaints before European Committee of Social Rights and European Economic and Social Committee
- Submission of Rule 9 communications, on implementation of judgments
- NHRI submission to constitutional and other courts
- Monitoring/providing evidence and data

### Proposals

- Using strategic litigation and pilot cases
- Exploring concept of “human dignity” before courts
- Identifying principles on specific topics in view of courts case law (e.g. ENNHRI publication)
- Ensuring synergy between ENNHRI’s Economic, Social and Cultural Rights Working Group, Legal Working Group, and Asylum and Migration Working Group