12. Land Law and Human Rights

This chapter considers the relationship between land law and human rights. From a distinctly land law perspective, the human rights discourse has given rise to much debate, which continues to fuel much academic commentary. The chapter focuses on the key European Convention on Human Rights (ECHR) rights incorporated into domestic law by the Human Rights Act 1998 (HRA 1998) — namely, Art. 1 of the First Protocol to the ECHR and Art. 8 of the ECHR. It identifies other Convention rights which exert an influence on land law. It begins with a brief summary of the broader machinery of the HRA 1998.
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