



## THE COURT OF STRASBURG AND THE PROPORTIONALITY PRINCIPLE. THE RECENT JURISPRUDENCE CONCERNING FRANCE

This article points out the importance of the principle of proportionality as a method of interpretation of the European Convention on Human Rights as it appears in the recent case law of the Strasbourg Court though it is not mentioned in the Convention itself. We can now say that this principle is included in all the articles of the Convention and the Court refers to the principle in cases concerning every States Parties to the Convention. We choose to focus our study on the case-law concerning France and we found that there are three ways the Court uses the principle: the ordinary proportionality (explicitly or quasi-explicitly mentioned : art. 8 to 11), the reinforced proportionality (art. 15 and non-derogable rights) and the implicit proportionality (art. 6 and art. 14 in conjunction with art. 1, Protocol I).