



## Ordine internazionale e diritti umani

International Legal Order and Human Rights  
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Ordre Juridique International et Droits de l'Homme  
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EDITORIALE  
SCIENTIFICA

### **DYSFUNCTIONAL RELATIONSHIPS BETWEEN PARENTS AND CHILDREN IN THE CONTEXT OF DIFFICULTIES AND DIALECTICAL DISCONTINUITY OF THE ECHR WITH THE ITALIAN COURTS**

The present investigation examines the disputes concerning dysfunctional parent-child relationships in the more general framework of the complex relationships between the ECtHR and the Italian Courts. With this in mind, it has ascertained that at the basis of the differences existing between these two jurisprudential lines, European and Italians, there is no problem of reciprocal invasion of the respective margins of appreciation, nor a diversity of principles and values to which it is subject. the exercise of their respective judicial power. Rather, it is the different approach adopted by the said Courts in the interpretation of fundamental principles, such as the best interest of the child, that creates misunderstandings and distances and undermines their dialectical relationship, also hindering the search for possible remedies. Only a greater awareness of their respective responsibilities and the role that each of the two Courts can play in overcoming the difficulties of their relationship can make the latter useful and functional, to the benefit of human rights, especially those of the younger generations.