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One of the ideas forming a cornerstone of human rights is the need to humanise criminal and procedural Law. However, today, a questioning of this framework can be perceived which may mean a step backwards in the evolution of rights. This questioning has two main milestones; firstly, the appearance of new conceptions about criminal Law, most importantly that referred to as “enemy criminal law”, which means defending the possibility of assessing an individual’s behaviour using double standards: those applicable to people considered to be enemies and those for citizens in general. Secondly, the justification of practices which had been consigned to the “dungeons of history”, like torture. One of the reasons this questioning has arisen is the appearance of international terrorism, the critical moment being the attacks of 11 September. So, the arguments justifying this regression will be studied along these lines, with the aim of finding answers based on rights.

**Summary of contents:** Freedom and security: current tension between them; Projection of the tension between freedom and security in the conception of criminal law; Torture and the death penalty; Terrorism and rights; The limitation of rights.