

Human Rights in EU Law: Charter of Fundamental Rights and the ECHR

This table sets out Articles of the Charter where both the meaning and the scope are the same as the corresponding Articles of the European Convention of Human Rights (ECHR).

| Charter of Fundamental Rights | ECHR as far as incorporated by the Human Rights Act 1998 |
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| Article 2 (right to life) | Article 2 |
| Article 4 (prohibition of torture and inhuman and degrading treatment) | Article 3 |
| Article 5 (1) and (2) (prohibition of slavery and forced labour) | Article 4 |
| Article 6 (right to liberty and security) | Article 5 |
| Article 7 (right to private and family life, home, correspondence) | Article 8 |
| Article 9 (right to marry, but wider scope to include other forms of marriage) | Article 12 |
| Article 10 (1) freedom of thought conscience and religion) | Article 9 |
| Article 11 (freedom of expression and information) | Article 10 |
| Article 12 (freedom of assembly and association) | Article 11 |
| Article 14 (right to education) | Article 2 of Protocol 1 |
| Article 17 (right to property) | Article 1 of Protocol 1 |
| Article 19 (2) (non-refoulement) | corresponds to Article 3 ECHR as interpreted by the European Court of Human Rights |
| Article 47(2) and (3) (broader scope as without the limitation to the determination of civil rights and obligations or criminal charges does not apply as regards Union law and its implementation) | Article 6 (1) |
| Article 48 (presumption of innocence and rights of defence) | Articles 6 (2) and (3) |
| Article 49 (1) except the last sentence and (2) (principle of legality and proportionality of criminal offences and penalties) | Article 7 |



This table sets out additional rights guaranteed in the EU Charter, not currently found in the ECHR (as incorporated by the Human Rights Act 1998).

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| Article 1 | Human dignity |
| Article 3 | Right to integrity of the person |
| Article 5 (3) | Prohibition of human trafficking (though recognized in ECtHR case law forming part of Article 4 ECHR) |
| Article 8 | Right to protection of personal data (though aspects at least are covered by ECtHR case law on Article 8 ECHR) |
| Article 13 | Freedom of the arts and sciences |
| Article 15 | Freedom to choose and occupation and right to engage in work |
| Article 16 | Freedom to conduct a business |
| Article 18 | Right to asylum |
| Article 19 (1) | Prohibition of collective expulsions |
| Article 20 | Equality before the law |
| Article 21 | Non-discrimination (though partly ensured by the Equality Act 2010) |
| Article 22 | Cultural, religious, linguistic diversity |
| Article 23 | Equality between men and women |
| Article 24 | The rights of the child |
| Article 25 | The rights of the elderly |
| Article 26 | Integration of persons with disabilities |
| Article 27 | Workers' right to information and consultation within the undertaking |
| Article 28 | Right of collective bargaining and action |
| Article 29 | Right of access to placement services |
| Article 30 | Protection in the event of unjustified dismissal (NB however employment rights guaranteed at the domestic level) |
| Article 31 | Fair and just working conditions |
| Article 32 | Prohibition of child labour and protection of young people at work |
| Article 33 | Family and professional life |
| Article 34 | Social security and social assistance |
| Article 35 | Health care |
| Article 36 | Access to services of general economic interest |
| Article 37 | Environmental protection |
| Article 38 | Consumer protection |
| Article 50 | Right not to be tried or punished twice in criminal proceedings for the same criminal |



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| | offence (NB that rules against double jeopardy exist in English and Scots law) |
| Title V Citizens' Rights | Rights of EU citizens, largely replicating rights guaranteed by the Treaty on the Functioning of the EU. |

