TABLE OF CONTENTS

Preface		V
Acknowledgements		VII
Abbrevi	Abbreviations	
	Part I INTRODUCTION	
Chapter		
_	and Overview of this Study	3
1.1	Purpose	3
1.2	Political Commitments with Regard to Minorities Following from	
	the Opinions of the Parliamentary Assembly of the Council of	_
1 2 1	Europe	5
1.2.1	Slovakia	7 9
1.2.2 1.2.3	Romania	11
1.2.3	Bulgaria Conclusion	12
1.2.4	The Council of Europe Framework Convention on the Protection	12
1.5	of National Minorities: the Monitoring Mechanism	13
1.4	Overview of this Study	17
1.1	overview of this study	1,
Chapter	2	
-	g Minorities	19
2.1	The Freedom to Identify or not to Identify: Article 3 (1)	
	Framework Convention	19
2.2	Practical Problems with a Census	20
2.3	Effects of a Census	22
2.4	The Result of a Census	24
2.5	Administrative Divisions	27
2.6	Conclusions	28

X TABLE OF CONTENTS

Part II NON-DISCRIMINATION

Chapter	r 3	
	tional Standards and National Practice	33
3.1	International (UN) Standards	33
3.2	European Standards	33
3.2.1	The Council of Europe Framework Convention on the Protection	
	of National Minorities	33
3.2.2	The EU Race Directive	36
3.2.3	Protocol No. 12 to the ECHR	37
3.2.4	Conclusion	38
3.3	The Relation Between International Law and National Law	39
3.4	The Standard of Non-discrimination in National Law	41
3.4.1	Minorities in the National Constitutions	41
3.4.2	Non-discrimination in National Legislation	42
3.5	Conclusion and Overview	48
Chapter	r 4	
_	ma Minority in Slovakia, Romania and Bulgaria	51
4.1	Introduction	51
4.2	The Roma: Recent History	51
4.3	The Social Context of the Roma	53
4.4	Education	56
4.4.1	Equal Opportunities for Access to Education (Article 12(3)	
	Framework Convention)	57
4.5	Unemployment	62
4.6	Housing Conditions and Health	64
4.7	Conclusion: Migration, Rebellion, or Political Participation?	67
	3 ,	
Chapter	r 5	
Nationa	l Measures Concerning the Roma	73
5.1	Introduction	73
5.2	Slovakia: Strategy for the Solution of the Problems of the Roma	
	National Minority and the Set of Measures for Its Implementa-	
	tion (Strategy for Roma)	73
5.2.1	Background	73
5.2.2	The Strategy for Roma and Discrimination	76
5.3	Romania: Strategy of the Government of Romania for Improving	
	the Condition of Roma (Government Strategy)	77
5.3.1	Background	77
5 3 2	The Government Strategy	78

TABLE	OF CONTENTS	XI		
5.3.3	Discrimination	81		
5.4	Bulgaria: Framework Program for Equal Integration of Roma in			
	Bulgarian Society	82		
5.4.1	Background	82		
5.4.2	The Bulgarian Programs and Discrimination	84		
5.5	Concluding Remarks on the Different Roma Programs	88		
Chapte	er 6			
The M	uslims in Bulgaria	91		
6.1	Introduction	91		
6.2	Muslims in Bulgaria	91		
6.3	Historical Background	92		
6.4	The Present Situation	94		
6.5	Conclusion	96		
Chapte	er 7			
_	eneš Decrees	99		
7.1	Introduction	99		
7.2	Historical Background	99		
7.3	The Beneš Decrees	101		
7.4	Present Situation	102		
7.5	Conclusion	103		
Chapte	er 8			
Conclusions Concerning Non-Discrimination		105		
Part III LINGUISTIC RIGHTS				
Introd	uction to Part III	113		
Chapte	er 9			
-	ational Standards Concerning the Linguistic Rights of Minorities	115		
9.1	The Protection of Cultural Identity: the UN Framework	115		
9.2	The European Convention on Human Rights	117		
9.3	The Framework Convention	118		
9.4	The European Charter of Regional or Minority Languages	120		
9.5	Conclusion	121		

XII TABLE OF CONTENTS

Chapter	: 10	
The Heritage of Trianon		
10.1	Introduction	123
10.2	The Hungarian Minority in Slovakia	124
10.3	The Hungarian Minority in Romania	126
10.3.1	Hungarians in Transylvania	127
10.4	Hungarian Autonomy in Slovakia and Romania	128
10.5	The Hungarian Status Law	131
10.6	Conclusion	135
Chapter	· 11	
The Use	of Minority Languages in Public; the Case of Slovakia	137
11.1	Introduction	137
11.2	Act on the State Language of the Slovak Republic	137
11.3	The Use of One's Mother Tongue in Dealings With the	
	Authorities (Article 10(1) and (2) Framework Convention)	141
11.4	The Use of One's Minority Language in Judicial Proceedings	
	(Article 10(3) Framework Convention)	144
11.5	Names and Surnames (Article 11(1) Framework Convention)	146
11.6	Denomination of Communities (Article 11(3) Framework	
	Convention)	147
11.7	Conclusion	149
Chapter		
	onal Rights	153
12.1	Introduction	153
12.2	Slovakia	154
12.2.1	The Right to Set Up Minority Schools (Article 13 Framework	
	Convention)	154
12.2.2	The Right to Receive Instruction in the Minority Language	
	(Article 14 (2) Framework Convention)	155
12.3	Romania (Article 14 Framework Convention)	159
12.3.1	The Right to Learn the Mother Tongue (Article 14 (1) and (2)	
	Framework Convention): the Case of the Csangos	160
12.3.2	The Right to be Taught in the Mother Tongue (Article 14 (2)	
	Framework Convention): the Case of Other Minorities	161
12.3.3	The Hungarian Minority	163
12.3.4	Conclusion	163
12.4	Educational Rights of the Roma in Slovakia, Romania and	
	Bulgaria	164
12.4.1	Slovakia	164
12.4.2	Bulgaria	168

TABLE O	TABLE OF CONTENTS	
12.4.3	Romania	169
12.4.4	Conclusion	170
Chapter	· 13	
-	ions Concerning Linguistic Rights	173
	Part IV CONCLUDING REMARKS	
Conclus	· 14 ions, Observations and Recommendations	179
14.1	Purpose and Overview of this Study	179
14.2	Problems with the Determination of 'Reality'	180
14.3	General Conclusion: Varying Discrepancies	181
14.4	Can States Overcome the Discrepancies?	182
14.5	Can International Organizations Overcome the Discrepancies?	183
14.6	Function of the Framework Convention	185
14.7	Observations and Recommendations	187
14.7.1	General	187
14.7.2	Non-discrimination	188
14.7.3	Linguistic Rights	189
14.7.4	Roma	189
Bibliog	Bibliography	
Annex 1		
	of Europe Framework Convention for the Protection of	
Nationa	National Minorities	
Annex l		
Census Results		211
Index		213