

BALANCING ACT BETWEEN SECURITY AND FREEDOM: STRATEGIES OF THE GERMAN JUDICIARY AND LEGISLATION TO COMBAT TERRORISM

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ABSTRACT

This study analyses how German courts and legislators can maintain a balance between security and civil rights in the fight against terrorism. A scoping literature review was used to analyse current legal and political developments, particularly in the context of extended criminal law and the powers of the security authorities. The results show the importance of judicial independence and the need for a balanced consideration between security measures and fundamental rights. It becomes clear that a deep understanding of the multifactorial nature of terrorism, including psychological and media aspects, is essential for an effective fight against terrorism. The study highlights the importance of transparency and public dialogue in legislation and suggests that these aspects be included in future research. It emphasises the need for continuous review and adaptation of laws to ensure the balance between effective counter-terrorism and the preservation of the rule of law and individual freedoms.

Keywords: Anti-terrorism, Germany, legislation, pre-emption, prevention.