

Elements Of International Law

Introduction to International Law Elements of International Law Time, History and International Law Introduction to International Law Fundamental Perspectives on International Law International Law The ^APower and Purpose of International Law Digest of International Law The Globalization of International Law The Oxford Handbook of International Law in Armed Conflict Principles of International Law The Sources of International Law The Roles of International Law in Development The Oxford Handbook of the Theory of International Law The Authority of International Law International Law Parry and Grant Encyclopaedic Dictionary of International Law International Law and Islam International Law and International Relations The Sources of International Law Marek St. Korowicz Richard Henry Dana Matthew C. R. Craven Marek Stanis aw Korowicz Tracy H. Slagter Lassa Oppenheim Mary Ellen O'Connell Marjorie Millace Whiteman Paul Schiff Berman Andrew Clapham John Balouziyah, Esq. Hugh Thirlway Siobhan McInerney-Lankford Anne Orford Ba^Dsak Çal^Di Jan Klabbers John P Grant Ignacio de la Rasilla del Moral J. Craig Barker H. W. A. Thirlway

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this book in its entirety as well as in each of its parts is an outline of the problems under discussion the subject matter of some eighty sections of the book is extensive it could indeed be presented by experts in as many volumes this study offers an attempt to formulate a synthesis however difficult of the vast amount of available material unlike the well known standard introductions to international law which deal with all the major fields of international law this book treats exclusively the present conceptions of that law as expressed in legal literature international treaties and other agreements inter national judgements and awards governmental and diplomatic statements and the like special attention is devoted in several chapters of the book to the teachings of the most highly qualified publicists of the various nations which are considered by article 38 paragraph 1d of the statute of the international court of justice as subsidiary means for the determination of rules of law an endeavor is made to ascertain whether in certain fields of the theory of international law a communis opinio doctorum has either been reached or is in the process of achievement some readers may consider that there are too many quotations from writings of publicists others will certainly feel as does this writer that too many outstanding international lawyers have not been included

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this book examines theoretical and practical issues concerning the relationship between international law time and history problems relating to time and history are ever present in the work of international lawyers whether understood in terms of the role of historic practice in the doctrine of sources the

application of the principle of inter temporal law in dispute settlement or in gaining a coherent insight into the role that was played by international law in past events but very little has been written about the various different ways in which international lawyers approach or understand the past and it is with a view to exploring the dynamics of that engagement that this book has been compiled in its broadest sense it is possible to identify at least three different ways in which the relationship between international law and its history may be conceived the first is that of a history of international law written in narrative form and mapped out in terms of a teleology of origins development progress or renewal the second is that of history in international law and of the role history plays in arguments about law itself for example in the construction of customary international law the third way of understanding that relationship is in terms of international law in history of understanding how international law has been engaged in the creation of a history that in some senses stands outside the history of international law itself the essays in this collection make clear that each type of engagement with history and international law interweaves various different types of historical narrative pointing to the typically multi layered nature of international lawyers engagement with the past and its importance in shaping the present and future of international law

how does international law impact the behavior of states this book designed for students in multiple disciplines offers a comprehensive accessible introduction to the law of nations detailing the evolution of state practice in response to an ever changing diverse world in this new edition of william slomanson s foundational text the new authors professors slagter and van doorn trace how states manage their sovereignty in myriad ways working through treaties international organizations and international courts to secure their own as well as global interests with special emphasis on five key areas human rights the use of force human security and humanitarian intervention environmental protection and economic relations the authors illustrate both the power and limits of international law to provide structure and predictability on a globalized planet real world problem sets annotated bibliographies and a practical guide to studying international law make this a text that students and instructors alike will appreciate

the power and purpose of international law provides a well conceived explanation of the role of international law in today s world and how there are no acceptable arguments to justify the use of torture and secret prisons or to support the notion of a global battlefield by analyzing the history of ideas about international law and its actual operation o connell has provided an important and timely work for citizens students and scholars

international law is no longer a sufficient rubric to describe the complexities of law in an era of globalization accordingly this collection situates cross border norm development at the intersection of interdisciplinary scholarship on comparative law conflict of laws civil procedure cyberlaw legal pluralism and the cultural analysis of law as well as traditional international law it provides a broad range of seminal articles on transnational law making governmental and non governmental networks judicial influence and cooperation across borders the dialectical relationships among national international and non state legal norms and the possibilities of bottom up and plural law making processes the introduction situates these articles within the framework of law and globalization and suggests four important ways in which such a framework enlarges the traditional focus of international law this book therefore provides a crucial reference for scholars and practitioners seeking to understand the varied processes of norm development in the emerging global legal order

written by a team of distinguished and internationally renowned experts this oxford handbook gives an analytical overview of international law as it applies in armed conflicts the handbook draws on international humanitarian law human rights law and the law of neutrality to provide a comprehensive picture of the status of law in war

this book offers law students and practitioners alike a clear and concise overview of public international law it introduces the reader to the sources and history of international law while examining the institutions that create interpret and enforce the law with special attention given to the international court of justice and its jurisprudence the main branches of international law along with the major treaties and customs governing them are explained the chapters take the reader through a step by step exposition of the following topics states and governments in the international order international humanitarian law the law of armed conflict international criminal law human rights and related topics state responsibility and immunities from jurisdiction international environmental law the law of the sea air and space international economic and trade law the procedures implemented in resolving international disputes are similarly examined the book s lucid writing style and user friendly format guarantee its accessibility to lawyers and non lawyers alike it will similarly be useful to students as a companion to any international law casebook or compendium of primary source documents

this new edition of hugh thirlway s authoritative text provides an introduction to one of the fundamental questions of the discipline what is and what is not

a source of international law traditionally treaties between states and state practice were seen as the primary means with which to create international law however more recent developments have recognized customary international law alongside international treaties and instruments as a key foundation upon which international law is built this book provides an insightful inquiry into all the recognized or asserted sources of international law it investigates the impact of ethical principles on the creation of international law whether soft law norms come into being through the same sources as binding international law and whether *jus cogens* norms and those involving rights and obligations *erga omnes* have a unique place in the creation of international legal norms it studies the notion of general principles of international law within international law's sub disciplines and the evolving relationship between treaty based law and customary international law re examining the traditional model it investigates the increasing role of international jurisprudence and looks at the nature of international organisations and non state actors as potential new sources of international law this revised and updated book provides a perfect introduction to the law of sources as well as innovative perspectives on new developments making it essential reading for anyone studying or working in international law

the roles of international law in development provides an in depth analysis of the relationship between public international law and development unlike the existing body of literature on public international law this book investigates how international law and development interact and evaluates the significant and multifaceted roles that international law plays in development bringing together a collection of perspectives from contributors working across multiple fields the chapters explore the relevance and applicability of international law to particular sectors and issues implicated in development activities this includes chapters on human rights gender equality race and discrimination environmental law and climate change forced displacement and migration and international trade and investment they analyse how international law rules and processes can influence procedural and substantive aspects of development policies as these regulate various forms of financial support trade technical assistance and policy dialogue they also explore whether and how development could be more effective and yield more equitable and sustainable outcomes if the relevant and applicable rules of international law were better understood consistently incorporated and appropriately applied to development activities a foundational premise of this book is that development policy and practice should be grounded more systematically in international law rejecting the notion that development law and policy comprise a self contained regime or that development is undertaken in a legal vacuum the proposed systematic grounding in public international law would in turn help

uphold international legal accountability in the context of development activities

the oxford handbook of international legal theory provides an accessible and authoritative guide to the major thinkers concepts approaches and debates that have shaped contemporary international legal theory the handbook features 48 original essays by leading international scholars from a wide range of traditions nationalities and perspectives reflecting the richness and diversity of this dynamic field the collection explores key questions and debates in international legal theory offers new intellectual histories for the discipline and provides fresh interpretations of significant historical figures texts and theoretical approaches it provides a much needed map of the field of international legal theory and a guide to the main themes and debates that have driven theoretical work in international law the handbook will be an indispensable reference work for students scholars and practitioners seeking to gain an overview of current theoretical debates about the nature function foundations and future role of international law

the question of the authority of international law over domestic authorities and the duties of state officials to international law are fundamental concerns in international legal theory and practice the authority of international law obedience respect and rebuttal addresses these concerns by reframing the present accounts of authority in international law construing its authority as imposing three different layers of duties on domestic officials the duty to obey the duty to respect and the duty to rebut the book provides an original interpretation of this authority one that is not tied to prior state consent or domestic constitutional frameworks it offers a nuanced account arguing that whether or not international law is obeyed within any given situation depends on the type of duty it imposes on the state and that duty's normative force there is no strict framework in which international law always trumps domestic law or vice versa instead Çalı presents a realistic account of when international law has absolute authority and when it can afford a margin of appreciation to states the authority of international law contributes to existing debates by considering the gap between consent based jurisprudential theories of authority and self interest and identity based theories of compliance and by considering monism dualism and normative pluralism as theories for addressing authority competition between domestic legal orders and international law

clear and concise a landmark publication in the teaching of international law from one of the world's leading international lawyers

for nearly thirty five years the international legal community has relied on one ambitious yet humble volume as a starting point for legal questions this classic red volume is a one of a kind reference tool that brings together both terminology and pertinent descriptive information on international law this book will also be available online as an e reference on the oxford university press digital reference shelf now in its third edition the parry and grant encyclopaedic dictionary of international law is completely updated and expanded to include increased coverage in growing areas of international law including diplomatic law criminal law human rights and more over 2 500 entries over a 20 increase in content from the previous edition provides the reader with copious references for further research including cases treaties journal articles and websites its alphabetically arranged entries allow the reader to form a deeper understanding than a mere definition could supply and offer concise but substantial information on such essentials of international law as legal terms as used in international law significant doctrines prominent cases decisions and arbitration important incidents judicial and literary figures treaties and conventions organizations and institutions acronyms

international law and islam historical explorations offers a unique opportunity to examine the islamic contribution to the development of international law in historical perspective the role of islam in its various intellectual political and legal manifestations within the history of international law is part of the exciting intellectual renovation of international and global legal history in the dawn of the twenty first century the present volume is an invitation to engage with this thriving development after generations of prejudiced writing regarding the notable contribution of islam to international law and its history

the disciplines of international law and international relations are inextricably linked both are concerned with the activities of states and with predicting how states behave and on what basis for the international lawyer however the key concern is the role of the law on the other hand political scientists have traditionally regarded international law with skepticism if not contempt in recent years new approaches in both disciplines have seen moves towards greater interdisciplinary collaboration indeed at the start of the twenty first century theorists from both disciplines are talking actively about the development of a dual agenda of international law and international relations this means that students of international relations need increasingly to be familiar with the terminology and methodology of international law this essential introductory text examines the key concepts in international law with a

view to illuminating them in the context of international relations the first part of the book provides coverage of theoretical issues addressing questions such as how does international law work how is international law made and to whom does international law apply the second part examines international law in context focusing on the role of treaties and customary international law the role of individuals in international law and the legal control of the use of force it also uses case study material including an examination of the pinochet litigation

this new edition of hugh thirlway s sources of international law provides an ideal introduction for anyone needing to better understand where international law comes from it looks at modern and controversial sources as well as the traditional areas of treaties and custom

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Introduction

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