

Sixth Edition

# INTERNATIONAL LAW



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# Malcolm Shaw International Law 6th Edition

**Charles L.O. Buderì, Luciana T. Ricart**



## **Malcolm Shaw International Law 6th Edition:**

**International Law** Dejo Olowu, 2010-02 International Law A Textbook for the South Pacific is an introductory textbook for students and practitioners of international law. It provides a concise and clear introduction to the subject from the perspective of the South Pacific. This textbook takes advantage of Professor Olowu's unique experience as a lawyer trained at universities in Africa, North America, and Europe and having taught international law in the South Pacific. Few academics can claim his breadth and depth of expertise concerning international law in diverse geographical and cultural contexts. This textbook introduces the most important aspects of public international law in a clear and authoritative manner. Legal Personality in International Law Roland Portmann, 2010-08-26 Several international legal issues are related to the concept of legal personality, including the determination of international rights and duties of non-state actors and the legal capacities of transnational institutions. When addressing these issues, different understandings of legal personality are employed. These concepts consider different entities to be international persons, state different criteria for becoming one, and attach different consequences to being one. In this book, Roland Portmann systematizes the different positions on international personality by spelling out the assumptions on which they rest and examining how they were substantiated in legal practice. He puts forward the argument that positions on international personality which strongly emphasize the role of states or effective actors rely on assumptions that have been discarded in present international law. The principal argument is that international law has to be conceived as an open system wherein there is no presumption for or against certain entities enjoying international personality. **An Evolutionary Paradigm for International Law** J. Gillroy, 2013-12-05 The book transcends conventional social scientific method, political theory, and its understanding of global governance to make the study of the philosophical essence of the international legal system fully accessible. **Teaching International Law** Jean-Pierre Gauci, Barrie Sander, 2024-06-26 The practice of teaching international law is conducted in a wide range of contexts across the world by a host of different actors, including scholars, practitioners, civil society groups, governments, and international organisations. This collection brings together a diversity of scholars and practitioners to share their experiences and critically reflect on current practices of teaching international law across different contexts, traditions, and perspectives to develop existing conversations and spark fresh ones concerning teaching practices within the field of international law. Reflecting on the responsibilities of teachers of international law to engage with and confront histories, contemporary crises, and everyday events in their teaching, the collection explores efforts to decenter the teacher and the law in the classroom, opportunities for dialogical and critical approaches to teaching, and the possibilities of co-producing non-conventional pedagogies that question the mainstream underpinnings of international law teaching. Focusing on the tools and techniques used to teach international law to date, the collection examines the teaching of international law in different contexts. Traversing a range of domestic and regional contexts around the world, the book offers insights into both the culture of teaching in particular domestic settings.

as well as the structural challenges and obstacles that arise in terms of who what and how international law is taught in practice Offering a unique window into the personal experiences of a diversity of scholars and practitioners from around the world this collection aims to nurture conversations about the responsibilities approaches opportunities and challenges of teaching international law

Annuaire Canadien de Droit International John H. Currie, Ren Provost, 2014-03-01 This is the fiftieth volume of The Canadian Yearbook of International Law The contents of this special anniversary edition reflect the diversity of Canadian and international thought opinion and practice on current problems of international law Included are a retrospective examination of Canadian approaches and contributions to international law during the Yearbook's first fifty years as well as cutting edge analyses and commentary on a wide range of issues such as the use of battlefield biometrics the cultural dimensions of sustainable development Omar Khadr's combatancy and child soldier status and immunities for gross violations of international human rights

Revolution, State Succession, International Treaties and the Diaoyu/Diaoyutai Islands Tseng Hui-Yi, 2017-05-11 Dynamism in Sino Japanese relations of which the Diaoyu/Diaoyutai Islands dispute constitutes a major part has greatly overshadowed not only prospects of positive collaboration between China and Japan but also regional order in East Asia On the surface the essence of the dispute focused on sovereignty which entails competition for maritime resources development and strategic access to the adjacent waters as a critical transportation and military route What lies at the crux however is the conflict between different sets of values which lead and shape their interpretations of international treaties changes of governments and impacts of this upon these Asian states attitudes toward how sovereignty and territory should be understood in contemporary Asia The Diaoyu/Diaoyutai Islands dispute has lapsed into dormancy since intense discussions in the period from 2010 to 2012 However the disagreement is far from being resolved This book draws on structural issues underlying the on going dispute along with the concomitant multifaceted challenges that need to be investigated At a juncture when the prospect of the Sino Japanese relations remains gloomy this book provides conceptual and practical insights invaluable to the field of law history and politics shedding light on the refinement of relevant international law and rules of engagement in a normative sense

*The International Response to Somali Piracy* Bibi van Ginkel, Frans-Paul van der Putten, 2010-09-24 The recent surge in piracy attacks off the coast of Somalia has triggered an international response which is unprecedented in terms of the number of actors involved The International Response to Somali Piracy presents a comprehensive treatment of the international response to Somali piracy exploring current initiatives to counter the piracy threat both operationally and legally Moreover the book analyzes the regional and broader international context within which these initiatives are taken and identifies the challenges and opportunities for international cooperation on fighting piracy at sea This volume brings together experts from a great variety of different backgrounds and disciplines

**International Criminal Justice** Gideon Boas, Pascale Chifflet, 2017-04-28 This book explores crucial themes in international criminal justice It starts by answering the searching question what is international

criminal justice The book then considers the role and impact of politics history psychology terrorism transitioning society and even the idea of hope and the relationship of these themes with how we understand international criminal justice While addressing some crucial legal questions International Criminal Justice goes further drawing on a range of multi disciplinary thinking The Iran-UAE Gulf Islands Dispute Charles L.O. Buderer, Luciana T. Ricart, 2018-05-15 In The Iran UAE Gulf Islands Dispute Charles Buderer and Luciana Ricart take the reader on a journey through centuries of Gulf history and evolving principles of international law on territorial disputes to reach conclusions over the rightful sovereign of three Gulf islands Abu Musa and the Tunbs claimed by both Iran and the United Arab Emirates Drawing on a wide range of scholarly works and archival documents from sources as diverse as the Dutch East India Company the Ottoman Empire and the British Government Buderer and Ricart analyze historical events from antiquity up to modern times Ultimately the authors reach conclusions on the ownership of the islands under international law which challenge the positions of both parties

**National Space Law in China** Yun Zhao, 2015-02-04 China has made rapid developments in space technologies and space activities in the last few years however it still lags behind in the legal arena In order to provide guidelines for and promote further development of space activities China should speed up its national space legislation process In National Space Law in China Yun Zhao offers a comprehensive study of national space laws regulations and policies in China It contains rich information and materials of China's space law and practice As the first English monograph on national legislation on space law in China this book shall contribute to the understanding of China's current legal regime for space activities and future national space legislation **Rewriting Histories of the Use of Force** Agatha Verdebout, 2021-09-23 It is commonly taught that the prohibition of the use of force is an achievement of the twentieth century and that beforehand States were free to resort to the arms as they pleased International law the story goes was indifferent to the use of force Reality as it stems from historical sources however appears much more complex Using tools of history sociology anthropology and social psychology this monograph offers new insights into the history of the prohibition of the use of force in international law Conducting in depth analysis of nineteenth century doctrine and State practice it paves the way for an alternative narrative on the prohibition of force and seeks to understand the origins of international law's traditional account In so doing it also provides a more general reflection on how the discipline writes rewrites and chooses to remember its own history Human Rights and Power in Times of Globalisation Ekaterina Yahyaoui Krivenko, 2017-12-18 How does globalisation affect the ability of human rights to constrain power This is the central question of this volume that tackles the issue from a variety of perspectives It covers such branches of international law and human rights as diplomatic protection powers of the UN Security Council responsibility of international organisations accountability of multinational corporations third generation rights law of armed conflict and state sovereignty The contributions problematize the role of human rights and call for rethinking of the structure and functioning of human rights The contributions adopt a variety of disciplinary

perspectives that all elucidate difficulties human rights face in a globalised world and suggest ways forward *The Cambridge Handbook of China and International Law* Ignacio de la Rasilla, Congyan Cai, 2024-01-18 This handbook provides a comprehensive road map to China's engagement with international law and an upgraded bridge between Chinese and Western approaches in times of turmoil Written by a leading group of Chinese and Western specialists it examines how China is assimilating into and putting its stamp on the global legal order It offers updated analyses of China's relationship with international institutions human rights law international trade law the law of the sea the laws of peace and war international criminal law global health law international investment law international environmental law climate change international terrorism law outer space law intellectual property law cyber space warfare international financial law international dispute settlement territorial disputes the Belt and Road Initiative the Community of Shared Future for Mankind China's constitutional law the judicial application of international law state immunity the international rule of law China's treaty practices and the extraterritorial application of Chinese laws **Law, War and the Penumbra of Uncertainty** Sam

Selvadurai, 2022-04-07 An exploration into how uncertainty and political and ethical biases affect international law governing the use of force *A Chinese Theory of International Law* Zhipeng He, Lu Sun, 2020-03-14 This book analyzes China's attitude to international law based on historical experiences and documents and provides an explanation of China's approaches to international legal issues It also establishes several elements for a possible framework of Chinese theory on international law The book offers researchers university students and practitioners valuable insights into how China views international law and why it does so in the way it does **Beyond Territoriality** Gunther Handl, Joachim Zekoll, Peer Zumbansen, 2012-10-23 Taking extraterritoriality the traditional touchstone for the state centered allocation of transnational legal authority as its conceptual starting point the book traces the evolution of transnational legal authority in the course of globalization It examines various representative transnational legal scenarios covering issues of inter alia the environment foreign trade and investment corporate governance criminal justice cyberspace and arms control The end result is a complex yet nuanced picture of today's global governance architecture in which transnational legal authority may be exercised unilaterally or multilaterally be minimally coordinated internationally or formally institutionalized reflect a traditional state centered a supra national or privatized approach and be rooted in a single or a multiple layered normative system

**Custom's Future** Curtis A. Bradley, 2016-02-15 Although customary international law has long been an important source of rights and obligations in international relations there has been extensive debate in recent years about whether this body of law is equipped to address complex modern problems such as climate change international terrorism and global financial instability In addition there is growing uncertainty about how precisely international and domestic courts should identify rules of customary international law Custom's Future seeks to address this uncertainty by providing a better understanding of how customary international law has developed over time the way in which it is applied in practice and the challenges that

it faces going forward Reflecting an interdisciplinary mix of historical empirical economic philosophical and doctrinal analysis and containing chapters by leading international law experts it will be of use to lawyers judges and researchers alike

Desaparición forzada de personas y equivalencia funcional: Una propuesta de recepción del derecho penal internacional Francisco Javier Dondé Matute, 2023 El presente estudio busca resolver un problema en la aplicación del derecho internacional la implementación de tipos penales en la ley penal nacional a partir de las obligaciones internacionales El dilema jurídico consiste en conciliar las obligaciones que tienen los Estados derivadas de los tratados de represión penal con las exigencias del derecho penal democrático previsto en las constituciones y en los derechos humanos A este ejercicio de equilibrio se le denomina técnica de la equivalencia funcional Se toma como modelo de aplicación la desaparición forzada de personas por la complejidad del crimen internacional Su regulación internacional está prevista en diversos tratados las conductas son diversas pero entrelazadas y los elementos son diferentes Así es un buen caso de estudio para la aplicación de esta técnica Además el estudio se realiza con base en la legislación mexicana que sirve también como modelo de análisis dentro de un marco legal ya existente *The Transformation of Intergovernmental Satellite Organisations* Patricia McCormick, Maury J. Mechanick, 2013-10-10 The Transformation of Intergovernmental Satellite Organisations Policy and Legal Perspectives offers a multifaceted analysis of the complex policy and legal issues associated with the privatisation or restructuring of the world's preeminent intergovernmental satellite organisations INTELSAT INMARSAT and EUTELSAT Maury Mechanick Christian Roisse and David Sagar each of whom were directly involved in these undertakings provide a unique perspective on the critical issues involved while Frans von der Dunk and Patricia McCormick offer a broader contextual assessment of their significance The contributors insights regarding the restructuring of these satellite organisations and the intergovernmental organisations which oversee public services represent valuable reflections on those developments as well as on changes occurring following privatisation regarding those entities ownership profiles and service provisions The Principle of Systemic Integration Gabriel Orellana Zabalza, 2012 This dissertation analyzes whether or not the principle of systemic integration as expounded in Article 31 3 c of the Vienna Convention on the Law of Treaties contributes to attainment of a coherent international legal system For this purpose the book considers three general ideas the unity of the international legal system and fragmentation the general rule on treaty interpretation and the principle of systemic integration and the role of systemic integration in the achievement of coherence Each one involves specific issues and considerations which ultimately assist in addressing the main question as to the usefulness of the principle in the curtailment of fragmentation in the international legal system Dissertation Series Cologne Studies in International and European Law Kolner Schriften zum internationalen und europäischen Recht Vol 24

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