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KANT AND THE THEORY AND PRACTICE OF INTERNATIONAL RIGHT

GEORG CAVALLAR



Kant And The Theory And Practice Of International Right

Joacim Rocklöv



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The Oxford Handbook of the History of International Law Bardo Fassbender, Anne Peters, Simone Peter, Daniel Högger, 2012-11-01 The Oxford Handbook of the History of International Law provides an authoritative and original overview of the origins concepts and core issues of international law The first comprehensive Handbook on the history of international law it is a truly unique contribution to the literature of international law and relations Pursuing both a global and an interdisciplinary approach the Handbook brings together some sixty eminent scholars of international law legal history and global history from all parts of the world Covering international legal developments from the 15th century until the end of World War II the Handbook consists of over sixty individual chapters which are arranged in six parts The book opens with an analysis of the principal actors in the history of international law namely states peoples and nations international organisations and courts and civil society actors Part Two is devoted to a number of key themes of the history of international law such as peace and war the sovereignty of states hegemony religion and the protection of the individual person Part Three addresses the history of international law in the different regions of the world Africa and Arabia Asia the Americas and the Caribbean Europe as well as encounters between non European legal cultures like those of China Japan and India and Europe which had a lasting impact on the body of international law Part Four examines certain forms of interaction or imposition in international law such as diplomacy as an example of interaction or colonization and domination as an example of imposition of law The classical juxtaposition of the civilized and the uncivilized is also critically studied Part Five is concerned with problems of the method and theory of history writing in international law for instance the periodisation of international law or Eurocentrism in the traditional historiography of international law The Handbook concludes with a Part Six entitled People in Portrait which explores the life and work of twenty prominent scholars and thinkers of international law ranging from Muhammad al Shaybani to Sir Hersch Lauterpacht The Handbook will be an invaluable resource for students and scholars of international law It provides historians with new perspectives on international law and increases the historical and cultural awareness of scholars of international law It is the standard reference work for the global history of

international law *Routledge International Handbook of Cosmopolitanism Studies* Gerard Delanty, 2018-07-27

Cosmopolitanism is about the extension of the moral and political horizons of people societies organizations and institutions Over the past 25 years there has been considerable interest in cosmopolitan thought across the human social sciences The second edition of the Routledge International Handbook of Cosmopolitanism Studies is an enlarged revised and updated version of the first edition It consists of 50 chapters across a broader range of topics in the social and human sciences Eighteen entirely new chapters cover topics that have become increasingly prominent in cosmopolitan scholarship in recent years such as sexualities public space the Kantian legacy the commons internet generations care and heritage This Second Edition aims to showcase some of the most innovative and promising developments in recent writing in the human and social sciences on cosmopolitanism Both comprehensive and innovative in the topics covered the Routledge International Handbook of Cosmopolitanism Studies is divided into four sections Cosmopolitan theory and history with a focus on the classical and contemporary approaches The cultural dimensions of cosmopolitanism The politics of cosmopolitanism World varieties of cosmopolitanism There is a strong emphasis in interdisciplinarity with chapters covering contributions in philosophy history sociology anthropology media studies international relations The Handbook's clear and comprehensive style will appeal to a wide undergraduate and postgraduate audience across the social and human sciences The European Philosophers from

Descartes to Nietzsche Monroe Beardsley, 2002-11-12 Between the earliest and the latest of the works included here we have two hundred and fifty years of vigorous and adventurous philosophizing Monroe Beardsley writes in his Introduction to this collection If the modern period can be only vaguely or arbitrarily bounded it can at least be studied and we can ask whether any dominant themes overall patterns of movement or notable achievements can be found within it This question is one that is best asked by the reader after he has read or read around in these works This Modern Library Paperback Classic also includes a newly updated Bibliography *Immanuel Kant* Arthur Ripstein, 2017-05-15 Kant casts a long shadow over contemporary debates in political philosophy The Kantian roots of ideas of dignity autonomy equality and freedom under law are widely acknowledged Kant's own developments of those ideas in his explicitly political writings are taken up less frequently The aim of this volume is to help bring those contributions out of the shadows The articles and essays explore various dimensions of Kant's complex and powerful picture of the relation between morality and politics that Kant develops

A Philosophy Of International Law Fernando Teson, 2018-10-08 Why should sovereign states obey international law In this groundbreaking study Fernando Teson argues that an overlapping respect for human rights has created a moral common ground among the countries of the world It is this common set of values rather than self interest that ultimately provides legitimacy to international law Using the tools of moral philosophy Teson analyzes the concepts of sovereignty intervention and national interest the contributions of social contract theory game theory and feminist theory and the puzzles of self determination and group rights *Global Justice, Kant and the Responsibility to Protect* Heather Roff, 2013-06-26 This book

provides an innovative contribution to the study of the Responsibility to Protect and Kantian political theory The Responsibility to Protect R2P doctrine has been heralded as the new international security norm to ensure the protection of peoples against genocide ethnic cleansing war crimes and crimes against humanity Yet for all of the discussion endorsements and reaffirmations of this new norm R2P continues to come under fire for its failures particularly and most recently in the case of Syria This book argues that a duty to protect is best considered a Kantian provisional duty of justice The international system ought to be considered a state of nature where legal institutions are either weak or absent and so duties of justice in such a condition cannot be considered peremptory This book suggests that by understanding the duty s provisional status we understand the necessity of creating the requisite executive legislative and judicial authorities Furthermore the book provides three innovative contributions to the literature study and practice of R2P and Kantian political theory it provides detailed theoretical analysis of R2P it addresses the research gap that exists with Kant s account of justice in states of nature and it presents a more comprehensive understanding of the metaphysics of justice as well as R2P This book will be of much interest to students of the Responsibility to Protect humanitarian intervention global ethics international law security studies and international relations IR in general *Kantian Theory and Human Rights* Andreas Follesdal,Reidar Maliks,2013-11-12 Human rights and the courts and tribunals that protect them are increasingly part of our moral legal and political circumstances The growing salience of human rights has recently brought the question of their philosophical foundation to the foreground Theorists of human rights often assume that their ideal can be traced to the philosophy of Immanuel Kant and his view of humans as ends in themselves Yet few have attempted to explore exactly how human rights should be understood in a Kantian framework The scholars in this book have gathered to fill this gap At the center of Kant s theory of rights is a view of freedom as independence from domination The chapters explore the significance of this theory for the nature of human rights their justification and the legitimacy of international human rights courts *Kant's Political Theory* Elisabeth Ellis,2015-06-12 Past interpreters of Kant s thought seldom viewed his writings on politics as having much importance especially in comparison with his writings on ethics which along with his major works such as the Critique of Pure Reason received the lion s share of attention But in recent years a new generation of scholars has revived interest in what Kant had to say about politics From a position of engagement with today s most pressing questions this volume of essays offers a comprehensive introduction to Kant s often misunderstood political thought Covering the full range of sources of Kant s political theory including not only the Doctrine of Right the Critiques and the political essays but also Kant s lectures and minor writings the volume s distinguished contributors demonstrate that Kant s philosophy offers compelling positions that continue to inspire the best thinking on politics today Aside from the editor the contributors are Michael Ferguson Louis Philippe Hodgson Ian Hunter John Christian Laursen Mika LaVaque Manty Onora O Neill Thomas W Pogge Arthur Ripstein and Robert S Taylor **The Rights of Strangers** Georg Cavallar,2017-07-05 This study investigates the thinking of

European authors from Vitoria to Kant about political justice the global community and the rights of strangers as one special form of interaction among individuals of divergent societies political communities and cultures Taking an interdisciplinary approach it covers historical material from a predominantly philosophical perspective interpreting authors who have tackled problems related to the rights of strangers under the heading of international hospitality Their analyses of the *civitas maxima* or the *societas humani generis* covered the nature of the global commonwealth Their doctrines of natural law *ius naturae* were supposed to provide what we nowadays call theories of political justice The focus of the work is on international hospitality as part of the law of nations on its scope and justification It follows the political ideas of Francisco de Vitoria and the Second Scholastic in the 16th century of Alberico Gentili Hugo Grotius Samuel Pufendorf Christian Wolff Emer de Vattel Johann Jacob Moser and Immanuel Kant It draws attention to the international dimension of political thought in Thomas Hobbes John Locke Jean Jacques Rousseau David Hume Adam Smith and others This is predominantly a study in intellectual history which contextualizes ideas but also emphasizes their systematic relevance

Positive Peace in Theory and Practice Tuba Turan, 2015-10-20 Examining the shortcomings of eliciting sustainable intra state peace through the UN system and the underlying positive peace paradigm of the liberal traditions the book maintains that a novel positive peace vision and framework under the auspices of the UN is warranted Building upon grievance based explanations of violent conflicts and conflict transformation research this book develops a comprehensive positive peace framework that involves the early tackling of identity divisions i e Fundamental Conflicts through UN facilitated deliberative and dialogical processes at the 1 5 track diplomacy level This framework is designed to complement current UN post conflict peacebuilding and structural prevention practice By dealing both with how to operationalise early conflict prevention in a workable manner and developing a comprehensive yet viable positive peace approach this book entails an extensive interdisciplinary approach and new in depth analyses of the wide ranging normative and policy aspects of the quest of elevating positive peace to a core objective of UN practice

A History of Modern Political Thought Gary Browning, 2016-10-27 How are we to understand past political thinkers Is it a matter simply of reading their texts again and again Do we have to relate past texts of political thought to the contexts in which ideas were composed and in which the aims of past thinkers were formulated Or should past political theories be deconstructed so as to uncover not what their authors maintain but what the texts reveal In this book theories of interpreting past political thinkers are examined and the interpretive methods of a range of theories are reviewed including those of Hegel Marx Oakeshott Collingwood the Cambridge School Foucault Derrida and Gadamer The application of these theories of interpretation to notable modern political theorists Machiavelli Hobbes Locke Rousseau Kant Hegel Marx Bentham Mill Nietzsche and Beauvoir is then used as a way of understanding modern political thought and of assessing interpretive theories of past political thought The result is a book which sees the history of modern political thought as more than a procession of political theories but rather as a reflection on the meaning of past political thought and its interpretation

It provides a way of reading the history of modern political thought in which the question of interpretation matters both for understanding how we interpret the past but also for considering what it means to undertake political thinking

The Moral Standing of the State in International Politics Milla Emilia Vaha, 2021-07-15 Kant's moral and political philosophy has been important in developing ethical thinking in international relations. This study argues that his theory of the state is crucially important for understanding the moral agency of the state as it is discussed in contemporary debates. For Kant, it is argued that the state has not only duties but also controversially inalienable rights that ground its relationship to its citizens and to other states. Most importantly, the state regardless of its governmental form or factual behaviour has a right to exist as a state. The Kantian account provided therefore explores not only the moral agency but also the moral standing of the state examining the status of different kinds of states in world politics and expectations towards their ethical behaviour. Every state has a moral standing that must be respected in a morally imperfect world gradually transforming towards the ideal condition of perpetual peace.

Kant Paul Guyer, 2014-03-05 In this updated edition of his outstanding introduction to Kant, Paul Guyer uses Kant's central conception of autonomy as the key to his thought. Beginning with a helpful overview of Kant's life and times, Guyer introduces Kant's metaphysics and epistemology carefully explaining his arguments about the nature of space, time, and experience in his most influential but difficult work, *The Critique of Pure Reason*. He offers an explanation and critique of Kant's famous theory of transcendental idealism and shows how much of Kant's philosophy is independent of this controversial doctrine. He then examines Kant's moral philosophy, his celebrated categorical imperative, and his theories of duty, freedom of will, and political rights. This section of the work has been substantially revised to clarify the relation between Kant's conceptions of internal and external freedom. In his treatments of Kant's aesthetics and teleology, Guyer focuses on their relation to human freedom and happiness. Finally, he considers Kant's view that the development of human autonomy is the only goal that we can conceive for both natural and human history. Including a chronology, glossary, chapter summaries, and up-to-date further reading, Kant's second edition is an ideal introduction to this demanding yet pivotal figure in the history of philosophy and essential reading for all students of philosophy.

War and International Justice Brian Orend, 2010-10-30 Can war ever be just? By what right do we charge people with war crimes? Can war itself be a crime? What is a good peace treaty? Since the Cold War ended in the early 1990s, many wars have erupted inflaming such areas as the Persian Gulf, Central Africa, and Central Europe. Brutalities committed during these conflicts have sparked new interest in the ethics of war and peace. Brian Orend explores the ethics of war and peace from a Kantian perspective, emphasizing human rights protection, the rule of international law, and a fully global concept of justice. Contending that Kant's just war doctrine has not been given its due, Orend displays Kant's theory to its fullest impressive effect. He then completely and clearly updates Kant's perspective for application to our time. Along the way, he criticizes pacifism and realism, explores the nature of human rights protection during wartime, and defends a theory of just war. He also looks ahead to future developments in

global institutional reform using cases from the Persian Gulf War Somalia Bosnia and Rwanda to illustrate his argument

Controversial and timely perhaps the most important contribution War and International Justice A Kantian Perspective makes is with regard to the question of justice after war Orend offers a principled theory of war termination making an urgent plea to reform current international law

The Continuum Companion to Kant Gary Banham,Dennis Schulting,Nigel Hems,2012-02-16 Including over 500 specially commissioned entries from a team of leading international scholars this is an essential reference to Kant s thought writings and continuing influence

Jus Cogens Thomas Weatherall,2015-07-16 This book provides a comprehensive political and legal examination of jus cogens a complex doctrine essential to contemporary international society

Kant's International Relations Sean Patrick Molloy,2019-01-23 Why does Immanuel Kant 1724 1804 consistently invoke God and Providence in his most prominent texts relating to international politics In this wide ranging study Se n Molloy proposes that texts such as Idea for a Universal History with Cosmopolitan Intent and Toward Perpetual Peace cannot be fully understood without reference to Kant s wider philosophical projects and in particular the role that belief in God plays within critical philosophy and Kant s inquiries into anthropology politics and theology Molloy s broader view reveals the political theological dimensions of Kant s thought as directly related to his attempts to find a new basis for metaphysics in the sacrifice of knowledge to make room for faith This book is certain to generate controversy Kant is hailed as the greatest of all theorists in the field of International Relations IR in particular he has been acknowledged as the forefather of Cosmopolitanism and Democratic Peace Theory Yet Molloy charges that this understanding of Kant is based on misinterpretation neglect of particular texts and failure to recognize Kant s ambivalences and ambiguities Molloy s return to Kant s texts forces devotees of Cosmopolitanism and other Kantian schools of thought in IR to critically assess their relationship with their supposed forebear ultimately they will be compelled to seek different philosophical origins or to find some way to accommodate the complexity and the decisively nonsecular aspects of Kant s ideas

Global Theory from Kant to Hardt and Negri G. Browning,2011-07-26 Global theory represents an influential and popular means of understanding contemporary social and political phenomena Human identity and social responsibilities are considered in a global context and in the light of a global human condition A global perspective is assumed to be new and to supersede preceding social theory However if contemporary global theory is influential its identity assumptions and novelty are controversial Global Theory from Kant to Hardt and Negri scrutinises global theory by examining how contemporary global theorists simultaneously draw upon and critique preceding modern theories It re thinks contemporary global ideas by relating them to the social thought of Kant Hegel and Marx and in so doing highlights divergent ambiguous aspects of contemporary global theories as well as the continuing impact of the ideas of Kant Hegel and Marx

Uncover the mysteries within Crafted by is enigmatic creation, Discover the Intrigue in **Kant And The Theory And Practice Of International Right** . This downloadable ebook, shrouded in suspense, is available in a PDF format (PDF Size: *). Dive into a world of uncertainty and anticipation. Download now to unravel the secrets hidden within the pages.

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