

Turan Kayaoğlu

LEGAL IMPERIALISM

Sovereignty and
Extraterritoriality in Japan, the
Ottoman Empire, and China

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Legal Imperialism Sovereignty And Extraterritoriality In Japan The Ottoman Empire And China

**Sué González Hauck, Raffaella
Kunz, Max Milas**



Legal Imperialism Sovereignty And Extraterritoriality In Japan The Ottoman Empire And China:

Legal Imperialism Turan Kayaoglu, 2010 Legal Imperialism examines the important role of nineteenth century Western extraterritorial courts in non Western states

Legal Imperialism Turan Kayaoglu, 2014-01-02 Legal Imperialism examines the important role of nineteenth century Western extraterritorial courts in non Western states These courts created as a separate legal system for Western expatriates living in Asian and Islamic countries developed from the British imperial model which was founded on ideals of legal positivism Based on a cross cultural comparison of the emergence function and abolition of these court systems in Japan the Ottoman Empire and China Turan Kayaoglu elaborates a theory of extraterritoriality comparing the nineteenth century British example with the post World War II American legal imperialism He also provides an explanation for the end of imperial extraterritoriality arguing that the Western decision to abolish their separate legal systems stemmed from changes in non Western territories including Meiji legal reforms Republican Turkey's legal transformation under Ataturk and the Guomindang's legal reorganization in China Ultimately his research provides an innovative basis for understanding the assertion of legal authority by Western powers on foreign soil and the influence of such assertion on ideas about sovereignty

Sovereignty in China Maria Adele Carrai, 2019-08 This book provides a comprehensive history of the emergence and the formation of the concept of sovereignty in China from the year 1840 to the present It contributes to broadening the history of modern China by looking at the way the notion of sovereignty was gradually articulated by key Chinese intellectuals diplomats and political figures in the unfolding of the history of international law in China rehabilitates Chinese agency and shows how China challenged Western Eurocentric assumptions about the progress of international law It puts the history of international law in a global perspective interrogating the widely held belief of international law as universal order and exploring the ways in which its history is closely anchored to a European experience that fails to take into account how the encounter with other non European realities has influenced its formation

Britain and International Law in West Africa Inge Van Hulle, 2020 In the past few decades the understanding of the relationship between nations has undergone a radical transformation The role of the traditional nation state is diminishing along with many of the traditional vocabularies which were once used to describe what has been called ever since Jeremy Bentham coined the phrase in 1780 international law The older boundaries between states are growing evermore fluid new conceptions and new languages have emerged which are slowly coming to replace the image of a world of sovereign independent nation states which has dominated the study of international relations since the early nineteenth century This redefinition of the international arena demands a new understanding of classical and contemporary questions in international and legal theory It is the editors conviction that the best way to achieve this is by bridging the traditional divide between international legal theory intellectual history and legal and political history The aim of the series therefore is to provide a forum for historical studies from classical antiquity to the twenty first century that are theoretically informed and

for philosophical work that is historically conscious in the hope that a new vision of the rapidly evolving international world its past and its possible future may emerge Book jacket

International Law and Japanese Sovereignty Douglas Howland, 2016-11-15 How does a nation become a great power A global order was emerging in the nineteenth century one in which all nations were included This book explores the multiple legal grounds of Meiji Japan s assertion of sovereign statehood within that order natural law treaty law international administrative law and the laws of war Contrary to arguments that Japan was victimized by unequal treaties or that Japan was required to meet a standard of civilization before it could participate in international society Howland argues that the Westernizing Japanese state was a player from the start In the midst of contradictions between law and imperialism Japan expressed state will and legal acumen as an equal of the Western powers international incidents in Japanese waters disputes with foreign powers on Japanese territory and the prosecution of interstate war As a member of international administrative unions Japan worked with fellow members to manage technical systems such as the telegraph and the post As a member of organizations such as the International Law Association and as a leader at the Hague Peace Conferences Japan helped to expand international law By 1907 Japan was the first non western state to join the ranks of the great powers

Transforming Empire: The Ottomans from the Mediterranean to the Indian Ocean, 2024-09-23 This book places the Ottoman Empire within the global context and provides insight into the multifaceted transimperial and transnational connections that characterized it in different periods It focuses on the connections interactions exchanges networks and flows in and around the Ottoman Empire Contributions in the book reflect the evolving and dynamic nature of the Ottoman Empire from different angles Contributors are Ali Atabey Serpil Atamaz Lee Beaudoen Emine Evered Kyle Evered Richard Eaton Ziad Fahmy G ls m G rb z K ksar Onur nal Christine Isom Verhaaren Myrsini Manney Kalogera Claudia R mer Alexander Schweig G l en Baki Tezcan Fariba Zarinebaf

The Oxford Handbook of the Theory of International Law Anne Orford, Florian Hoffmann, Martin Clark, 2016 Histories Approaches Regimes and doctrines Debates

Heaven Has Eyes Xiaoqun Xu, 2020-08-03 Heaven Has Eyes is a comprehensive but concise history of Chinese law and justice from the imperial era to the post Mao era Never before has a single book treated the traditional Chinese law and judicial practices and their modern counterparts as a coherent history addressing both criminal and civil justice This book fills this void Xiaoqun Xu addresses the evolution and function of law codes and judicial practices throughout China s long history and examines the transition from traditional laws and practices to modern ones in the twentieth century To the Chinese of the imperial era justice was an alignment of heavenly reason tianli state law guofa and human relations renqing Such a conception did not change until the turn of the twentieth century when Western derived notions natural rights legal equality the rule of law judicial independence and due process came to replace the Confucian moral code of right and wrong The legal judicial reform agendas that emerged in the beginning of the twentieth century and are still ongoing today stemmed from this change in Chinese moral and legal thinking but to materialize the said principles in

everyday practices is a very different order of things and the past century was fraught with legal dramas and tragedies Heaven Has Eyes lays out how and why that is the case Identifying with Nationality Will Hanley, 2017-04-04 Nationality is the most important legal mechanism sorting and classifying the world's population today An individual's place of birth or naturalization determines where he or she can and cannot be and what he or she can and cannot do Although this system may appear universal even natural Will Hanley shows that it arose just a century ago In Identifying with Nationality he uses the Mediterranean city of Alexandria to develop a genealogy of the nation and the formation of the modern national subject Alexandria in 1880 was an immigrant boomtown ruled by dozens of overlapping regimes On its streets and in its police stations and courtrooms people were identified by name occupation place of origin sect physical description and other attributes Yet by 1914 before nationalist calls for independence and decolonization had become widespread nationality had become the defining category of identification and nationality laws came to govern Alexandria's population Identifying with Nationality traces the advent of modern citizenship to multinational transimperial settings such as turn of the century colonial Alexandria where ordinary people abandoned old identifiers and grasped nationality as the best means to access the protections promised by expanding states The result was a system that continues to define and divide people through status mobility and residency **The Subjects of Ottoman International Law** Lâle Can, Michael Christopher Low, Kent F. Schull, Robert Zens, 2020-10-13 The core of this edited volume originates from a special issue of the Journal of the Ottoman and Turkish Studies Association JOTSA that goes well beyond the special issue to incorporate the stimulating discussions and insights of two Middle East Studies Association conference roundtables and the important work of additional scholars in order to create a state of the field volume on Ottoman sociolegal studies particularly regarding Ottoman international law from the eighteenth century to the end of the empire It makes several important contributions to Ottoman and Turkish studies namely by introducing these disciplines to the broader fields of trans imperial studies comparative international law and legal history Combining the best practices of diplomatic history and history from below to integrate the Ottoman Empire and its subjects into the broader debates of the nineteenth century trans imperial history this unique volume represents the exciting work and cutting edge scholarship on these topics that will continue to shape the field in years to come Securing Empire Beatrice de Graaf, Ozan Ozavci, Erik de Lange, 2024-10-17 This volume explores how the quest for security reshaped the world over the course of the 19th century altering the structures hierarchies and dynamics of international relations during a pivotal moment in world history Taking a unique approach to imperial and international history the essays in this volume show how security propelled imperial expansion supported institutions of cooperation maintained networks of imperial actors and shaped experiences of imperial rule Contending that security should be studied as a force in its own right one that drove processes of colonization civilization and commerce Securing Empire shows how cooperation between and across empires hinged on shared notions of threats and common ways of countering them In showing that security did not

solely inform support and complicate unilateral imperial endeavours but also brought different imperial entities together and forged global modes of government this book shows how integral security was to the global transformation of the 19th century and the new world order that emerged

Irish Yearbook of International Law, Volume 7, 2012 Fiona de Londras, Siobhán Mullally, 2014-12-04 The Irish Yearbook of International Law IYIL supports research into Ireland's practice in international affairs and foreign policy filling a gap in existing legal scholarship and assisting in the dissemination of Irish thinking and practice on matters of international law On an annual basis the Yearbook presents peer reviewed academic articles and book reviews on general issues of international law Designated correspondents provide reports on international law developments in Ireland Irish practice in international bodies Ireland and the Law of the Sea and the law of the European Union as relevant to developments in Ireland In addition the Yearbook reproduces key documents that reflect Irish practice on contemporary issues of international law Publication of the Irish Yearbook of International Law makes Irish practice and opinio juris more readily available to Governments academics and international bodies when determining the content of international law In providing a forum for the documentation and analysis of North South relations the Yearbook also makes an important contribution to post conflict and transitional justice studies internationally As a matter of editorial policy the Yearbook seeks to promote a multilateral approach to international affairs reflecting and reinforcing Ireland's long standing commitment to multilateralism as a core element of foreign policy

They All Made Peace—What Is Peace? Jonathan Conlin, Ozan Ozavci, 2023-07-05 An analysis of the 1923 Treaty of Lausanne from multiple historical economic and social perspectives The last of the post World War One peace settlements the 1923 Treaty of Lausanne departed from methods used in the Treaty of Versailles and took on a new peace making initiative a forced population exchange that affected one and a half million people Like its German and Austro Hungarian allies the defeated Ottoman Empire had initially been presented with a dictated peace in 1920 In just two years however the Kemalist insurgency enabled Turkey to become the first sovereign state in the Middle East while the Greeks Armenians Arabs Egyptians Kurds and other communities previously under the Ottoman Empire sought their own forms of sovereignty Featuring historical analysis from multiple perspectives They All Made Peace What Is Peace considers the Lausanne Treaty and its legacy Chapters investigate British Turkish and Soviet designs in the post Ottoman world situate the population exchanges relative to other peacemaking efforts and discuss the economic factors behind the reallocation of Ottoman debt and the management of refugee flows Further chapters examine Kurdish Arab Iranian Armenian and other communities that were refused formal accreditation at Lausanne but which were still forced to live with the consequences consequences that are still emerging one hundred years on

The Extraterritoriality of Law Daniel S. Margolies, Umut Özsu, Maïa Pal, Ntina Tzouvala, 2019-03-22 Questions of legal extraterritoriality figure prominently in scholarship on legal pluralism transnational legal studies international investment law international human rights law state responsibility under international law and a large number of other areas Yet many

accounts of extraterritoriality make little effort to grapple with its thorny conceptual history shifting theoretical valence and complex political roots and ramifications This book brings together thirteen scholars of law history and politics in order to reconsider the history theory and contemporary relevance of legal extraterritoriality Situating questions of extraterritoriality in a set of broader investigations into state building imperialist rivalry capitalist expansion and human rights protection it tracks the multiple meanings and functions of a distinct and far reaching mode of legal authority The fundamental aim of the volume is to examine the different geographical contexts in which extraterritorial regimes have developed the political and economic pressures in response to which such regimes have grown the highly uneven distributions of extraterritorial privilege that have resulted from these processes and the complex theoretical quandaries to which this type of privilege has given rise The book will be of considerable interest to scholars in law history political science socio legal studies international relations and legal geography Politics and the Histories of International Law ,2021-07-19

What are the implications of writing the history of legal issues Eighteen authors from different legal systems and backgrounds offer different answers by examining the history writing on issues ranging from slavery over the use of force to extraterritorial jurisdiction Contributions show how historiography has often distorted or neglected regional cultures and suggest alternative methods and approaches to history writing These studies are highly relevant for current international relations in which the fight over master narratives is especially fierce among governments in different academic fields and also between governments and academics Contributors are Jean d Aspremont Julia B hner Emiliano J Buis Maria Adele Carrai Jacob Katz Cogan R n Derrig Angelo Dube Michel Erpelding Etienne Henry Madeleine Herren Randall Lesaffer Anne Charlotte Martineau Parvathi Menon Momchil Milanov Hirofumi Oguri Gustavo Prieto Hendrik Simon Sebastian Spitra and Deborah Whitehall **Political**

Survival and Sovereignty in International Relations Jesse Dillon Savage,2020-03-12 Why do political actors willingly give up sovereignty to another state or choose to resist sometimes to the point of violence Jesse Dillon Savage demonstrates the role that domestic politics plays in the formation of international hierarchies and shows that when there are high levels of rent seeking and political competition within the subordinate state elites within this state become more prepared to accept hierarchy In such an environment members of society at large are also more likely to support the surrender of sovereignty Empirically rich the book adopts a comparative historical approach with an emphasis on Russian attempts to establish hierarchy in post Soviet space particularly in Georgia and Ukraine This emphasis on post Soviet hierarchy is complemented by a cross national statistical study of hierarchy in the post WWII era and three historical case studies examining European informal empire in the nineteenth and early twentieth centuries **Citizenship after Orientalism** Engin Isin,2016-04-29

This edited volume presents a critique of citizenship as exclusively and even originally a European or Western institution It explores the ways in which we may begin to think differently about citizenship as political subjectivity **Global History, Globally** Sven Beckert,Dominic Sachsenmaier,2018-02-22 In recent years historians in many different parts of the world

have sought to transnationalize and globalize their perspectives on the past Despite all these efforts to gain new global historical visions however the debates surrounding this movement have remained rather provincial in scope Global History Globally addresses this lacuna by surveying the state of global history in different world regions Divided into three distinct but tightly interweaved sections the book's chapters provide regional surveys of the practice of global history on all continents review some of the research in four core fields of global history and consider a number of problems that global historians have contended with in their work The authors hail from various world regions and are themselves leading global historians Collectively they provide an unprecedented survey of what today is the most dynamic field in the discipline of history As one of the first books to systematically discuss the international dimensions of global historical scholarship and address a wealth of questions emanating from them Global History Globally is a must read book for all students and scholars of global history

Voyages, Migration, and the Maritime World Clara Ho, Ricardo Mak, Yue-him Tam, 2018-09-10 This is a multi author volume resulted from an international conference focusing on topics related to our understanding of the role of China in the global history Apart from introductory chapters exploring methodological issues and providing big pictures of framing China in the world in particular time zones this volume also covers rich discussions on the following themes from the ancient period to the twentieth century organized water transport cultural interactions navigators port cities smuggling activities customs service foreign relations migration and diasporas Written by scholars of different generations who are based in diverse regions including Canada Hong Kong Japan Singapore Taiwan the UK and the US the chapters in this volume either address old questions from new perspectives or table new topics that were largely ignored in previous scholarship Some go further to brainstorm possible research directions in the future This thought provoking volume will be beneficial to readers who are interested in rethinking China's position in the global historical stage against the backdrop of Post Orientalism

Public International Law Sué González Hauck, Raffaella Kunz, Max Milas, 2024-03-15 Public International Law A Multi Perspective Approach is a comprehensive yet critical introduction to the diverse field of public international law Bringing together a unique range of perspectives from around the world and from different theoretical approaches this textbook introduces both the overarching questions and doctrines of public international law as well as the specialised sub fields These include emerging fields such as international law in cyberspace international migration law and the international climate regime The book includes numerous case examples references to debates and controversies in the literature and focus sections addressing topics in more depth Featuring an array of pedagogical features including learning objectives suggested further reading and resources and QR codes to interactive exercises this book is ideal for students studying this field for the first time and also offers something new for students who would like to deepen their knowledge via a diverse and engaging range of perspectives The Open Access version of this book available at www.taylorfrancis.com has been made available under a Creative Commons Attribution ShareAlike CC BY SA 4.0 License

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