

Principles of Public International Law

FOURTH EDITION

Ian Brownlie

Ian Brownlie Principles Of International Law

Nathan E. Busch, Daniel Joyner



Ian Brownlie Principles Of International Law:

Brownlie's Principles of Public International Law Ian Brownlie, James Crawford, 2012-09-27 Serving as a single volume introduction to the field as a whole this book seeks to present international law as a system that is based on and helps structure relations among states and other entities at the international level It identifies the constituent elements of that system in a clear and accessible fashion Principles of Public International Law Ian Brownlie, 2008 The first book of its kind in the field Principles of Public International Law has been the definitive guide to international law for over 40 years This seventh edition builds on the reputation of its predecessors providing outstanding lucid and up to date treatment of all of the main issues in international law today Universal Jurisdiction in Modern International Law Mitsue Inazumi, 2005 This study is based on the following questions Which jurisdiction can and should be exercised for the prosecution of individuals responsible for gross and serious violations of human rights And especially in this regard what is the role of universal jurisdiction **International Human Rights and Humanitarian Law** Francisco Forrest Martin, Stephen J. Schnably, Richard Wilson, Jonathan Simon, Mark Tushnet, 2006-01-16 International Human Rights and Humanitarian Law Treaties Cases and Analysis introduces the reader to the international legal instruments and case law governing the substantive and procedural dimensions of international human rights and humanitarian law including economic social and cultural rights The book which was originally published in 2006 also discusses the history and organisational structure of human rights and humanitarian law enforcement mechanisms A chapter is devoted a chapter to the issues surrounding the incorporation of international law into U S law including principles of constitutional and statutory interpretation conflict rules and the self execution doctrine Questions and comments sections provide critical analyses of issues raised in the materials The last chapter addresses theoretical issues facing contemporary international human rights and humanitarian law and its enforcement **International Lawyer's Deskbook** Lucinda A. Low, Daniel M. Drory, 2003 A reference tool for lawyers facing international legal problems outside their own areas of expertise Combating Weapons of Mass Destruction Nathan E. Busch, Daniel Joyner, 2009-01-01 The spread of weapons of mass destruction poses one of the greatest threats to international peace and security in modern times the specter of nuclear chemical and biological weapons looms over relations among many countries The September 11 tragedy and other terrorist attacks have been painful warnings about gaps in nonproliferation policies and regimes specifically with regard to nonstate actors In this volume experts in nonproliferation studies examine challenges faced by the international community and propose directions for national and international policy making and lawmaking The first group of essays outlines the primary threats posed by WMD proliferation and terrorism Essays in the second section analyze existing treaties and other normative regimes including the Nuclear Non Proliferation Treaty and the Chemical Weapons and Biological Weapons Conventions and recommend ways to address the challenges to their effectiveness Essays in part three examine the shift some states have made away from nonproliferation

treaties and regimes toward more forceful and proactive policies of counterproliferation such as the Proliferation Security Initiative which coordinates efforts to search and seize suspect shipments of WMD related materials **Federal**

Constitutions and International Relations John Trone, 2001 A comprehensive analysis of one of the most politically controversial issues in Australian law the implementation of treaties by the federal government Unique in Australian books on legal issues this rigorous analysis of constitutional law examines relevant cases and legislation from Australia Canada the USA Germany Switzerland Austria Malaysia and India Including a comprehensive list of cases and a full index this book will be of exceptional interest to practitioners teachers and students of constitutional and international law *The Use of Force in International Relations* Hans Köchler, 2006 *The Concept of Unity in Public International Law* Mario Prost, 2012-03-15 Fragmentation has become a defining albeit controversial metaphor of international law scholarship in the era of globalisation Some scholars see it as a new development others as history repeating itself some approach it as a technical issue and some as the reflection of deeper political struggles But there is near consensus about the fact that the established vision of international law as a unitary whole is under threat At the core of the fragmentation debate lies the concept of unity but this is hardly ever rationalised and is more assumed than explained Its meaning remains vague and intuitive The Concept of Unity in Public International Law attempts to dispel that vagueness by exploring the various possible meanings of the concept of unity in international law However eschewing one grand theory of unity it identifies and compares five candidates Intentionally pluralistic in its outlook the book does not engage in normative arguments about whether international law is or should be unitary but seeks to show instead that the concept of unity is contested and that discourses on fragmentation are necessarily contingent The thesis on which the book is based won the 2009 Prize for best doctoral thesis from the Association des professeurs de droit du Québec **Public International Law** Gideon Boas, 2023-01-20 The second edition of this concise and well loved textbook has been enhanced and developed while continuing to offer a fresh and accessible approach to international law providing students with a uniquely holistic understanding of the field Starting with the legal principles that underpin each strand of international law and putting this into a real life context this textbook builds an understanding of how the international legal system operates and where it is heading It guides readers through the theoretical foundations and development of international law norms while also explaining clearly how the law works in practice Reciprocity in International Law Shahrar Nasrolahi Fard, 2015-12-22 In international relations reciprocity describes an environment in which States support one another for short or long term advantage through the balancing of rights duties and interests This book examines reciprocity in the context of international law It considers the role reciprocity plays in the creation and development of international law as well as in the interpretation and application of international law The book illuminates the reciprocal framework of international law and international relations by examining the role reciprocity plays in different types of States obligations including bilateral bilateralisable multilateral non bilateralisable multilateral and obligations erga

omnes The book examines how reciprocity is intertwined with the principle of equality as the rights and obligations of States are equal irrespective of size and economic or military strength and the beneficial effects of reciprocity in creating stability and cooperation amongst States

The Democratic Legitimacy of International Law Steven Wheatley, 2010-06-02 The objective of this work is to restate the requirements of democratic legitimacy in terms of the deliberative ideal developed by Jürgen Habermas and apply the understanding to the systems of global governance The idea of democracy requires that the people decide through democratic procedures all policy issues that are politically decidable But the state is not a voluntary association of free and equal citizens it is a construct of international law and subject to international law norms Political self determination takes place within a framework established by domestic and international public law A compensatory form of democratic legitimacy for inter state norms can be established through deliberative forms of diplomacy and a requirement of consent to international law norms but the decline of the Westphalian political settlement means that the two track model of democratic self determination is no longer sufficient to explain the legitimacy and authority of law The emergence of non state sites for the production of global norms that regulate social economic and political life within the state requires an evaluation of the concept of international law and the legitimate authority of non state actors Given that states retain a monopoly on the coercive enforcement of law and the primary responsibility for the guarantee of the public and private autonomy of citizens the legitimacy and authority of the laws that regulate the conditions of social life should be evaluated by each democratic state The construction of a multiverse of democratic visions of global governance by democratic states will have the practical consequence of democratising the international law order providing democratic legitimacy for international law

Legal Visions of the 21st Century Antony Anghie, Garry Sturgess, 1998-10-29 Wouter de Vos

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

The International Law Commission 1999-2009 Arthur Watts, Arnold Pronto, Michael Wood, 1999 Contains summaries of the Commission's work on various topics and any resulting treaty texts with notes

The International Law of Occupation Eyal Benvenisti, 2012-02-23 The law of occupation imposes two types of obligations on an army that seizes control of enemy land during armed conflict obligations to respect and protect the inhabitants and their rights and an obligation to respect the sovereign rights of the ousted government In theory the occupant is expected to establish an effective and impartial administration to carefully balance its own interests against those of the inhabitants and their government and to negotiate the occupation's early termination in a peace treaty Although these expectations have been proven to be too high for most occupants they nevertheless serve as yardsticks that measure the level of compliance of

the occupants with international law This thoroughly revised edition of the 1993 book traces the evolution of the law of occupation from its inception during the 18th century until today It offers an assessment of the law by focusing on state practice of the various occupants and reactions thereto and on the governing legal texts and judicial decisions The underlying thought that informs and structures the book suggests that this body of laws has been shaped by changing conceptions about war and sovereignty by the growing attention to human rights and the right to self determination as well as by changes in the balance of power among states Because the law of occupation indirectly protects the sovereign occupation law can be seen as the mirror image of the law on sovereignty Shifting perceptions on sovereign authority are therefore bound to be reflected also in the law of occupation and vice versa The Oxford Handbook of the Use of Force in International Law Marc Weller, 2015-01-15 The prohibition of the use of force in international law is one of the major achievements of international law in the past century The attempt to outlaw war as a means of national policy and to establish a system of collective security after both World Wars resulted in the creation of the United Nations Charter which remains a principal point of reference for the law on the use of force to this day There have however been considerable challenges to the law on the prohibition of the use of force in international law is one of the major achievements of international law in the past century The attempt to outlaw war as a means of national policy and to establish a system of collective security after both World Wars resulted in the creation of the United Nations Charter which remains a principal point of reference for the law on the use of force to this day There have however been considerable challenges to the law on the prohibition of the use of force over the past two decades This Oxford Handbook is a comprehensive and authoritative study of the modern law on the use of force Over seventy experts in the field offer a detailed analysis and to an extent a restatement of the law in this area The Handbook reviews the status of the law on the use of force and assesses what changes if any have occurred in consequence to recent developments It offers cutting edge and up to date scholarship on all major aspects of the prohibition of the use of force The work is set in context by an extensive introductory section reviewing the history of the subject recent challenges and addressing major conceptual approaches Its second part addresses collective security in particular the law and practice of the United Nations organs and of regional organizations and arrangements It then considers the substance of the prohibition of the use of force and of the right to self defence and associated doctrines The next section is devoted to armed action undertaken on behalf of peoples and populations This includes self determination conflicts resistance to armed occupation and forcible humanitarian and pro democratic action The possibility of the revival of classical expansive justifications for the use of force is then addressed This is matched by a final section considering new security challenges and the emerging law in relation to them Finally the key arguments developed in the book are tied together in a substantive conclusion The Handbook will be essential reading for scholars and students of international law and the use of force and legal advisers to both government and NGOs **Air Navigation Law**

Ruwantissa Abeyratne, 2012-03-14 The aviation community in which the International Civil Aviation Organization ICAO the International Air Transport Association IATA and the Civil Air Navigation Services Organization CANSO play leading roles is hard at work in bringing aviation into the 21st Century In doing so the United States and Europe have taken proactive steps forward in introducing modernization particularly in moving towards more efficient air traffic management systems within NextGen and SESAR Elsewhere in the fields of personnel licensing rules of the air accident investigation and aeronautical charts and information significant strides are being made in moving from mere regulation to implementation and assistance calculated to make all ICAO member States self sufficient in international civil aviation However these objectives can be achieved only if the aviation industry has a sustained understanding of the legal and regulatory principles applying to the various areas of air navigation This book provides that discussion Some of the subjects discussed in this book are sovereignty in airspace flight information and air defence identification zones rules of the air personnel licensing meteorological services operations of aircraft air traffic services accident and incident investigation aerodromes efficiency aspects of aviation and environmental protection aeronautical charts and information the carriage of dangerous goods and NextGen and SESAR Except for NextGen and SESAR these subjects form the titles of the Annexes to the Chicago Convention that particularly involve the rights and liabilities of the key players involved in air navigation The Evolutionary Interpretation of Treaties

Eirik Bjorge, 2014-07-17 If an old treaty regulating commerce or forbidding degrading treatment of persons is to be interpreted decades after its conclusion does commerce or degrading treatment of persons have the same meaning at the time of interpretation as they had when the treaty was concluded The evolutionary interpretation of treaties has proven one of the most controversial topics in the practice of international law Indeed it has been seen as going against the very grain of the law of treaties and has been argued to be contrary to the intention of the parties breaching the principle of consent This book asks what the place of evolutionary interpretation is within the understanding of treaties at a time when many important international legal instruments are over five decades old It sets out to place the evolutionary interpretation of treaties on a firm footing within the Vienna rules of interpretation as codified in Articles 31-33 of the Vienna Convention on the Law of Treaties The book demonstrates that the evolutionary interpretation of treaties in common with all other types of interpretation is in fact based upon an objective understanding of the intention of the parties In order to marry intention and evolution the book argues that on the one hand evolutionary interpretation is the product of the correct application of Articles 31-33 and on the other that Articles 31-33 are geared towards the objective establishment of the intention of the parties The evolutionary interpretation of treaties is therefore shown to represent an intended evolution

Self-Determination, International Law and Post-Conflict Reconstruction Manuela Melandri, 2018-10-03 The right to self determination has played a crucial role in the process of assisting oppressed people to put an end to colonial domination Outside of the decolonization context however its relevance and application has constantly been challenged and

debated This book examines the role played by self determination in international law with regard to post conflict state building It discusses the question of whether self determination protects local populations from the intervention of international state builders in domestic affairs With a focus on the right as it applies to the people of an independent state it explores how self determination concerns that arise in the post conflict period play out in relation to the reconstruction process The book analyses the situation in Somalia as a means of drawing out the impact and significance of the legal principle of self determination in the process of rebuilding post conflict institutions In so doing it seeks to highlight how the relevance of self determination is often overlooked in this context

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