

Humanitarian Intervention

MORAL AND PHILOSOPHICAL ISSUES

Edited by Aleksandar Jokic

Introduction by Burleigh Wilkins

Humanitarian Intervention Moral And Philosophical Issues

Piotr Pietrzak



Humanitarian Intervention Moral And Philosophical Issues:

Humanitarian Intervention Aleksandar Jokic, 2003-02-21 International law makes it explicit that states shall not intervene militarily or otherwise in the affairs of other states it is a central principle of the charter of the United Nations But international law also provides an exception when a conflict within a state poses a threat to international peace military intervention by the UN may be warranted Indeed the UN Charter provides for an international police force though nothing has ever come of this provision The Charter and other UN documents also assert that human rights are to be protected but in the past the responsibility for the protection of human rights has for the most part been allowed to rest on the government of the state where the violation of rights occurs Not surprisingly in this context the question of what protection if any should be provided by the UN or otherwise to individuals when their human rights are violated by their governments or with the complicity of their governments remains a contentious issue Should the principle of respect for state sovereignty trump the principle of respect for human rights Historically it has been allowed to do so but recently it has been more and more widely argued that when states fail to respect the human rights of their citizens or of others who reside within their boundaries they may be held accountable for their actions Is military humanitarian intervention justifiable And if so under what circumstances Those are the questions addressed in this collection of essays The focus of the volume is on the abstract principles involved though reference is sometimes made to specific cases the essays here consist primarily of philosophical reflection on the abstract issues A companion volume on the specific issues surrounding a particular case Lessons of Kosovo is being published simultaneously

Rwanda and the Moral Obligation of Humanitarian Intervention Joshua James Kassner, 2014-08-21 A new approach to an issue of tremendous moral political and legal importance and explains why the international community should have intervened in Rwanda

Humanitarian Intervention: An Inquiry Into Law and Morality, 3rd Edition Fernando Tesón, 2021-10-01

Waging Humanitarian War Eric A. Heinze, 2009-01-22 How severe must human suffering be before military intervention is considered Can there be commensurate legal grounding for such an argument Which actors are the most appropriate agents of intervention In this reasonable and straightforward approach to the perplexing issue of humanitarian intervention Eric A Heinze incorporates insights from various strands of ethical legal and international relations theory He identifies the conditions under which humanitarian intervention is morally permissible establishes the extent to which such an ethical argument can be grounded in international law and determines which actors are best equipped to undertake this task under prevailing political conditions Heinze presents the reader with a number of empirical examples including the 1999 Kosovo intervention the 2003 Iraq war and the ongoing humanitarian crisis in Darfur Sudan The result is a more theoretically consistent and therefore more practically workable approach to humanitarian intervention

Torture, Terrorism, and the Use of Violence, Vol. II (also available as Review Journal of Political Philosophy Volume 6, Issue Number 2) J. Jeremy Wisniewski, 2008-12-18 This journal has been discontinued Any issues are available to

purchase separately **On the Idea of Humanitarian Intervention** Piotr Pietrzak, 2021-12-13 This study launches a systematic inquiry into the nature of the concept of humanitarian intervention focusing on its primary function of the protection of the endangered civilian populations who find themselves at the grave risk of genocide This is strengthened by a recollection of selected historical examples of similar events and the responses to them by the international community empowered by our modern understanding of the principle of state sovereignty human rights and anti genocide legislation Applying the in statu nascendi ontology that accounts for the latest hybridized compartmentalization of various IR related theories the author provides a deep ontological inquiry into the nature origin and genesis of the idea of humanitarian intervention and opens up a broader debate on the limits of the principle of state sovereignty as well as on the international community's ignorance of some of the most severe cases of human rights abuses around the world *Rethinking the Just War Tradition* Michael W. Brough, John W. Lango, Harry van der Linden, 2012-02-01 The just war tradition is an evolving body of tenets for determining when resorting to war is just and how war may be justly executed Rethinking the Just War Tradition provides a timely exploration in light of new security threats that have emerged since the end of the Cold War including ongoing conflicts in the Middle East threats of terror attacks and genocidal conflicts within states The contributors are philosophers political scientists a U S Army officer and a senior analyst at the Center for Defense Information They scrutinize some familiar themes in just war theory from fresh and original angles and also explore altogether new territory The diverse topics considered include war and the environment justice in the ending of war U S military hegemony a general theory of just armed conflict principles supreme emergencies the distinction between combatants and noncombatants child soldiers the moral equality of all soldiers targeted assassination preventive war right authority and armed humanitarian intervention Clearly written and free of jargon this book illustrates how the just war tradition can be rethought and applied today

Philosophy of Law Larry May, Jeff Brown, 2009-05-18 Philosophy of Law provides a rich overview of the diverse theoretical justifications for our legal rules systems and practices Utilizes the work of both classical and contemporary philosophers to illuminate the relationship between law and morality Introduces students to the philosophical underpinnings of International Law and its increasing importance as we face globalization Features concrete examples in the form of cases significant to the evolution of law Contrasts Anglo American law with foreign institutions and practices such as those in China Japan India Ireland and Canada Incorporates diverse perspectives on the philosophy of law ranging from canonical material to feminist theory critical theory postmodernism and critical race theory Utilitarianism and the Ethics of War William H. Shaw, 2016-02-15 This book offers a detailed utilitarian analysis of the ethical issues involved in war Utilitarianism and the Ethics of War addresses the two basic ethical questions posed by war when if ever are we morally justified in waging war and if recourse to arms is warranted how are we permitted to fight the wars we wage In addition it deals with the challenge that realism and relativism raise for the ethical discussion of war and with the duties of military personnel and the moral

challenges they can face In tackling these matters the book covers a wide range of topics from pacifism to armed humanitarian intervention from the right of national defense to pre emptive or preventive war from civilian immunity to the tenets of just war theory and the moral underpinnings of the rules of war But what is distinctive about this book is that it provides a consistent and thorough going utilitarian or consequentialist treatment of the fundamental normative issues that war occasions Although it goes against the tide of recent work in the field a utilitarian approach to the ethics of war illuminates old questions in new ways by showing how a concern for well being and the consequences of our actions and policies shape the moral constraints to which states and other actors must adhere This book will be of much interest to students of the ethics of war just war theory moral philosophy war and conflict studies and IR

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 ofThe 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

Global Justice

Gillian Brock,2009-01-08 Gillian Brock develops a model of global justice that takes seriously the moral equality of all human beings notwithstanding their legitimate diverse identifications and affiliations She addresses concerns about implementing global justice showing how we can move from theory to feasible public policy that makes progress toward global justice

Terrorism, War and International Law Myra Williamson,2016-04-01 This book analyzes the legality of the use of force by the US the UK and their NATO allies against Afghanistan in 2001 The work challenges the main ground for resorting to force namely self defence under Article 51 of the United Nations Charter by examining each element of Article 51 that ought to have been satisfied in order to legitimise the use of force It also examines the wider context including comparable Security Council resolutions in historic situations as well as modern instances where force has been used such as against Iraq in 2003 and against Lebanon in 2006 As well as making the case against the legality of the use of force the book addresses wider questions such as the meaning of terrorism in international law the changing nature of conflict in the twentieth and twenty first centuries including the impact of non state actors and an overview of terrorism trends as well as the evolution of limitations on the resort to force from the League of Nations through to 2001 The book concludes with some insight into the possible future implications for the use of force by states particularly when force is purportedly justified on the grounds of self defence

Bibliography of Sources on the Region of Former Yugoslavia Volume III Rusko Matuli?,1998 *In Statu Nascendi* Piotr Pietrzak,2021-10-20 *In Statu Nascendi* is a peer reviewed journal that aspires to be a world class scholarly platform encompassing original academic research dedicated to the circle of Political Philosophy Cultural Studies Theory of International Relations Foreign Policy and the political Decision making process The journal investigates specific issues through a socio cultural philosophical and anthropological approach to raise a new type of civic awareness about the complexity of contemporary crisis instability and warfare situations where the stage of becoming plays a vital role Issue 2021 2 comprises amongst others the following articles Culture as Understood in the Thought of Emmanuel Levinas and Hans Georg Gadamer Literature as a Modern Art Let rsiasi art modern Aristotle s Phronesis and Socratic Skepticism A Starting Point for the Development of Applied Ethics The 30th Anniversary of the Visegr d Group V4 Seen through the Perspective of Selected Integrationist Theories Book Review Conflict Resolution Beyond the International Relations Paradigm Evolving Designs as a Transformative Practice in Nagorno Karabakh and Syria by Philip Gamaghelyan

North Korea and the World Walter C. Clemens Jr.,2016-07-22 With nearly twenty five million citizens a secretive totalitarian dictatorship and active nuclear and ballistic missile weapons programs North Korea presents some of the world s most difficult foreign policy challenges For decades the United States and its partners have employed multiple strategies in an effort to prevent Pyongyang from acquiring weapons of mass destruction Washington has moved from the Agreed Framework under President Bill Clinton to George W Bush s denunciation of the regime as part of the axis of evil to a posture of strategic patience under Barack Obama Given that a new president will soon occupy the White House policy expert Walter C Clemens Jr argues that

now is the time to reconsider US diplomatic efforts in North Korea In North Korea and the World Clemens poses the question Can should and must we negotiate with a regime we regard as evil Weighing the needs of all the stakeholders including China Japan Russia and South Korea he concludes that the answer is yes After assessing nine other policy options he makes the case for engagement and negotiation with the regime There still may be time to freeze or eliminate North Korea s weapons of mass destruction Grounded in philosophy and history this volume offers a fresh road map for negotiators and outlines a grand bargain that balances both ethical and practical security concerns **Territorial Integrity in a Globalizing World** Abdelhamid El Ouali,2012-03-26 This book offers a comprehensive highly informative and interdisciplinary study on territorial integrity and the challenges globalization self determination and external interventions present This study aims at not only to fill an epistemological gap in this regard but also answer the question of whether International Law is adequately equipped to help states address these challenges The author argues that the biggest threat that many states are confronted with today is their disintegration rather than their obsolescence and that International Law has not often been able to prevent that eventuality In fact states when they were not destroyed by war managed to survive thanks to the flexibility of territoriality i e their ability to adjust to difficult situations as they arose It is this understanding of adaptation that urges an increasing number of states today to revive territorial autonomy and restore an original understanding of self determination in which democracy is a pivotal factor in establishing congruence between the states and their nations While this move is endorsed by International Law it is not the case for globalization for their own sake proponents of globalization should recognize that the states are irreplaceable as long as they remain the sole providers of protection for their peoples **The Cambridge History of America and the World: Volume 4, 1945 to the Present** David C. Engerman,Max Paul Friedman,Melani McAlister,2022-03-03 The fourth volume of The Cambridge History of America and the World examines the heights of American global power in the mid twentieth century and how challenges from at home and abroad altered the United States and its role in the world The second half of the twentieth century marked the pinnacle of American global power in economic political and cultural terms but even as it reached such heights the United States quickly faced new challenges to its power originating both domestically and internationally Highlighting cutting edge ideas from scholars from all over the world this volume anatomizes American power as well as the counters and alternatives to the American empire Topics include US economic and military power American culture overseas human rights and humanitarianism third world internationalism immigration communications technology and the Anthropocene **Rethinking Humanitarian Intervention** Brian D. Lepard,2015-08-26 Few foreign policy issues in the past decade have elicited as much controversy as the use of military force for humanitarian purposes In this book Brian Lepard offers a new method for analyzing humanitarian intervention that seeks to resolve conflicts among legal norms by identifying ethical principles embedded in the UN Charter and international law and relating them to a pivotal principle of unity in diversity A special feature of the book

which avoids the charge of ethnocentricity brought against other approaches is that Lepard shows how passages from the revered texts of seven world religions may be interpreted as supporting these ethical principles In connecting law with ethics and religion in this way he takes a major step forward in the effort to formulate a normative basis for international law in our multicultural world

Killing by Remote Control Bradley Jay Strawser, 2013-06-13 A new powerful military weapon has appeared in the skies of world and with it a new form of warfare has quickly emerged bringing with it a host of pressing ethical questions and issues This book brings together some of the best scholars currently working on these questions

Cosmopolitanism in Context Roland Pierik, Wouter Werner, 2010-06-17 Is it possible and desirable to translate the basic principles underlying cosmopolitanism as a moral standard into effective global institutions Will the ideals of inclusiveness and equal moral concern for all survive the marriage between cosmopolitanism and institutional power What are the effects of such bureaucratisation of cosmopolitan ideals This volume examines the strained relationship between cosmopolitanism as a moral standard and the legal institutions in which cosmopolitan norms and principles are to be implemented Five areas of global concern are analysed environmental protection economic regulation peace and security the fight against international crimes and migration

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