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Merle Suckerman,1968 *Earth Trusteeship and the Sovereign State* Klaus Bosselmann,2025-03-31 This book makes an argument for the legal role and responsibility of sovereign states in the trusteeship of the Earth In 1972 the first photo of the Earth Blue Marble sparked the imagination and need to care for our planet In the same year the world's first UN conference on the environment adopted the Stockholm Declaration proclaiming that the Earth's natural resources and ecosystems must be safeguarded for the benefit of present and future generations Today the Earth's ecological systems deteriorate at accelerating speeds as if Earth does not matter to law and governance But what if it does Earth system science and related jurisprudence provide clear guidance for effective law and governance in particular the trusteeship responsibilities of sovereign states This book closes the gap between the promises of international environmental agreements and the concept of state sovereignty Maintaining that state sovereignty is not an end in itself but rather a means to protect the autonomy and freedom of citizens the book develops the argument that sovereignty includes fiduciary duties for matters of global concern such as human rights and ecological sustainability Autonomy and freedom of citizens can only prosper if states protect human rights and ecological sustainability both inside and outside national boundaries This is the logic behind global governance And as this book demonstrates at its core stands the ancient idea of trusteeship that is of acting on behalf and to the benefit of those who cannot act for themselves This book's argument that Earth trusteeship and the sovereign state mutually condition each other will appeal to scholars of environmental law international law and environmental science and others with an interest in ecology and global governance *The South West Africa/Namibia Dispute* John

Dugard,1973-01-01 Compilation of documents and scholarly writings on the international political aspects and legal aspects of the conflict between South Africa R and the UN over the legal status of Namibia and over the role of South Africa R therein presents all the relevant decisions and judgments of the ICJ together with commentaries and covers the historical origin of the mandate system the application of Apartheid to Namibia etc Bibliography pp 543 to 562 and references The Development of Human Rights Law by the Judges of the International Court of Justice Shiv R.S. Bedi,2007-01-18 The

jurisprudence of the International Court of Justice generally demonstrates that no rule of international law can be interpreted and applied without regard to its innate values and the basic principles of human rights Through its case law the ICJ has made immense contributions to the development of human rights law and in so doing continues to provide solutions to mounting international problems such as terrorism and unilateral use of force Part I of the book argues that the legislative spirit of contemporary international law lies in the doctrine of human rights and that the spirit of human rights doctrine lies in the principle of human dignity Furthermore it argues that the processes of international legislation and international adjudication are inseparable and that there is no norm of international law which does not intertwine the fundamental principle of human dignity with human rights doctrine Hence human rights law is more a school of law than merely a normative branch of international law and the ICJ's willingness to engage in the development of human rights law depends upon which judicial ideology its judges subscribe to In order to evaluate how this human rights spirit is manifested or occasionally not manifested through the vast jurisprudence of the ICJ Parts II and III critically examine the Court's principal contentious and advisory cases in which it has treated human rights questions The legal reasoning of the Court and the opinions appended to its decisions by its individual judges are analysed in light of the principle of human dignity and the doctrine of human rights

Fiduciaries of Humanity Evan J. Criddle, Evan Fox-Decent, 2016-07-07 Public international law has embarked on a new chapter Over the past century the classical model of international law which emphasized state autonomy and interstate relations has gradually ceded ground to a new model Under the new model a state's sovereign authority arises from the state's responsibility to respect protect and fulfill human rights for its people In *Fiduciaries of Humanity* How International Law Constitutes Authority Evan J Criddle and Evan Fox Decent argue that these developments mark a turning point in the international community's conception of public authority Under international law today states serve as fiduciaries of humanity and their authority to govern and represent their people is dependent on their satisfaction of numerous duties the most general of which is to establish a regime of secure and equal freedom on behalf of the people subject to their power International institutions also serve as fiduciaries of humanity and are subject to similar fiduciary obligations In contrast to the receding classical model of public international law which assumes an abiding tension between a state's sovereignty and principles of state responsibility the fiduciary theory reconciles state sovereignty and responsibility by explaining how a state's obligations to its people are constitutive of its legal authority under international law The authors elaborate and defend the fiduciary model while exploring its application to a variety of current topics and controversies including human rights emergencies the treatment of detainees in counterterrorism operations humanitarian intervention and the protection of refugees fleeing persecution

The Right of Actio Popularis before International Courts and Tribunals Farid Ahmadov, 2018-08-13 *Actio Popularis* before International Courts and Tribunals examines *actio popularis* in the context of the symbiotic relationship between procedural and substantive normativity in international law *Actio popularis* is an

important procedural tool devised to address the challenges posed by the relativization of substantive normativity and recognition of norms established to protect collective interests in international law Farid Ahmadov's analysis underlines the ineffectiveness of bipolar litigation in enforcement of collective obligations in international law and the importance of introducing new procedural mechanisms to address the challenges posed by the transition from bilateralist to multilateralist normativity The volume highlights the subtle link between interpretation of standing rules and the ways in which judicial policy concerns inform decisions of international courts and tribunals on admissibility of *actio popularis*

The Law of Nations in Global History Charles Henry Alexandrowicz, 2017 The history and theory of international law have been transformed in recent years by post colonial and post imperial critiques of the universalistic claims of Western international law The origins of those critiques lie in the often overlooked work of the remarkable Polish British lawyer historian C H Alexandrowicz 1902-75 This volume collects Alexandrowicz's shorter historical writings on subjects from the law of nations in pre colonial India to the New International Economic Order of the 1970s and presents them as a challenging portrait of early modern and modern world history seen through the lens of the law of nations The book includes the first complete bibliography of Alexandrowicz's writings and the first biographical and critical introduction to his life and works It reveals the formative influence of his Polish roots and early work on canon law for his later scholarship undertaken in Madras 1951-61 and Sydney 1961-67 and the development of his thought regarding sovereignty statehood self determination and legal personality among many other topics still of urgent interest to international lawyers political theorists and global historians

Bourgeois Radicals Carol Anderson, 2015 **Bourgeois Radicals** explores the NAACP's key role in the liberation of Africans and Asians across the globe even as it fought Jim Crow on the home front during the long civil rights movement In the eyes of the NAACP's leaders the way to create a stable international system stave off communism in Africa and Asia and prevent capitalist exploitation was to embed human rights with its economic and cultural protections in the transformation of colonies into nations Indeed the NAACP aided in the liberation struggles of multiple African and Asian countries within the limited ideological space of the Second Red Scare However its vision of a third way to democracy and nationhood for the hundreds of millions in Asia and Africa was only partially realized due to a toxic combination of the Cold War Jim Crow and die hard imperialism **Bourgeois Radicals** examines the toll that internationalism took on the organization and illuminates the linkages between the struggle for human rights and the fight for colonial independence

Law, Politics and Rights Tiyanjana Maluwa, 2013-11-29 **Law Politics and Rights** Essays in Memory of Kader Asmal presents critical perspectives on various inter related themes in the areas of human rights constitutionalism democracy international law political and cultural rights and identity The discussions reflect the wide ranging interests and subjects that Kader Asmal engaged with as a legal scholar human rights campaigner and politician of international renown throughout his life Kader Asmal is perhaps best known for his political career as one of the most senior members of the African National Congress and a government minister in post

apartheid South Africa Less well known to the general public is his equally immense contribution to international human rights law and policy recognised with the award of the Prix UNESCO in 1983 through more than three decades of an international academic career and legal activism This book is a reminder of the enduring relevance of the issues and causes he espoused and advocated Contributors include John Dugard Richard Harvey Federico Lenzerini Tiyanjana Maluwa Obiora Chinedu Okafor Nsongurua Udombana Muna Ndulo Albie Sachs Max du Plessis Nico Steytler Gerard Whyte and Abdulqawi Yusuf

South West Africa and the Sacred Trust, 1919-1972 T. D. Gill, 1984 **External Research** United States. Department of State. External Research Division,

International Law Malcolm N. Shaw, 2003-09-25 This fifth edition of Malcolm Shaw's bestselling textbook on international law provides a clear authoritative and comprehensive introduction to the subject fully revised and updated to Spring 2003 Basically preserving the structure which made the previous edition so successful a new chapter on Inter state Courts and Tribunals considers the role of the International Court of Justice and the International Tribunal on the Law of the Sea and there is a new chapter on international humanitarian law Also examined are arbitration tribunals and the role of international institutions such as the WTO in resolving conflicts The prosecution of individuals for violations of international law is examined Additional coverage of events in Kosovo and Iraq analyses the questions of humanitarian intervention and the role of the UN Written in a clear and accessible style setting the subject firmly in the context of world politics and the economic and cultural influences affecting it this book remains a highly readable and invaluable resource for students and practitioners alike The scope of the text makes this essential reading for students of international law international relations and the political sciences The book is also valuable to professionals and governmental and international civil servants

Parry and Grant Encyclopaedic Dictionary of International Law John P Grant, J. Craig Barker, 2009-10-02 For nearly thirty five years the international legal community has relied on one ambitious yet humble volume as a starting point for legal questions This classic red volume is a one of a kind reference tool that brings together both terminology and pertinent descriptive information on international law This book will also be available online as an e reference on the Oxford University Press Digital Reference Shelf Now in its third edition The Parry and Grant Encyclopaedic Dictionary of International Law is completely updated and expanded to include increased coverage in growing areas of international law including diplomatic law criminal law human rights and more Over 2 500 entries over a 20% increase in content from the previous edition provides the reader with copious references for further research including cases treaties journal articles and websites Its alphabetically arranged entries allow the reader to form a deeper understanding than a mere definition could supply and offer concise but substantial information on such essentials of international law as Legal terms as used in international law Significant doctrines Prominent cases decisions and arbitration Important incidents Judicial and literary figures Treaties and conventions Organizations and institutions Acronyms

The Theory, Practice, and Interpretation of Customary International Law Panos Merkouris, Jörg Kammerhofer, Noora

Arajärvi,2022-05-26 Although customary international law CIL has been central to international law from its inception it is often misunderstood This edited volume remedies that problem by tracing the history of CIL and provides an in depth study of its theory practice and interpretation Its chapters tackle the big questions which surround this source of international law such as what are the rules that regulate the functioning of CIL as a source of international law Can CIL be interpreted Where do lines between identification interpretation application and modification of a rule of CIL lie Using recent developments this volume revisits old debates and resolves them by proffering new and innovative solutions With detailed examples from international and national courts it places CIL in a range of settings to explain explore and reflect upon this developing and highly significant field This title is also available as Open Access on Cambridge Core **Spotlight on Southwest Africa**

Thomas Steven Molnar,1966 **Intertemporal Linguistics in International Law** Julian Wyatt,2019-12-12 Intertemporal Linguistics in International Law examines and offers an overdue solution to a specific problem central to the resolution of an ever increasing number of international legal disputes how to interpret a treaty with terms that change in meaning over time A wide ranging review of the relevant international case law and scholarship reveals that no rule principle or authority of international law including even the oft cited evolutionary interpretation doctrine provides international adjudicators with the firm and practical guidance on this specific question that contemporary international litigants demand Using an analytical approach inspired by the comparative method and drawing on specific concepts from external fields including private law legal theory and principally modern day linguistics Intertemporal Linguistics in International Law restructures the most relevant international case law around a new conceptual framework that offers fresh insight into the process of treaty interpretation It demonstrates that by distinguishing between resolving ambiguity and resolving vagueness and by identifying the temporal sense intention with which a treaty term is used international adjudicators can avail themselves of a more predictable and appropriate method for solving this complex and practically important problem of international law

External Research. ER List United States. Department of State. External Research Division,1965 **External Research List** ,1964-04 Peoples and International Law James Summers,2007-08-13 Peoples and International Law is the most comprehensive current account of the right of self determination in international law The book examines the law of self determination as the product of the interaction between nationalism and international law This broad and interdisciplinary work charts this interaction through different aspects of the legal process in international instruments judicial decisions legal obligations and historical context critically and in extensive detail The book is essential reading for those with an interest both in peoples rights in international law and the study of nationalism

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