

NETHERLANDS YEARBOOK
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2001

Netherlands Yearbook Of International Law Volume Xxi

Victor-Yves Ghebali



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Netherlands Yearbook of International Law Volume 41, 2010 I.F. Dekker,E. Hey,2011-04-21 The Netherlands Yearbook of International Law was first published in 1970 It has two main aims It offers a forum for the publication of scholarly articles of a more general nature in the area of public international law including the law of the European Union In addition it aims to respond to the demand for information on state practice in the field of international law Each Yearbook therefore includes an overview of state practice of the Netherlands *Netherlands Yearbook of International Law 2022* Otto Spijkers,Julie Fraser,Emmanuel Giakoumakis,2025-04-04 This book on international law explores the ways in which traditional forms of reparation restitution compensation and satisfaction have been re interpreted since the rendering of the landmark Factory at Chorz w judgment in 1928 of the Permanent Court of International Justice It examines how the concept of reparations has developed in international law and evolved to reflect broader community values like human rights as well as criminal and transitional justice Contributions to this year s volume of the Netherlands Yearbook of International Law examine the ways in which reparation has been understood in the jurisprudence of various courts and jurisdictions including the International Court of Justice the International Criminal Court and the UN human rights treaty body system Several regional or internationalised bodies are also examined including the Inter American and European Courts of Human Rights and the Extraordinary Chambers in the Courts of Cambodia The volume includes chapters focusing on recent efforts to repair historical wrongs such as reparations for colonial times dictatorial oppression and failed peacekeeping missions and the ways in which the legal principle of reparation has been conceptualised in support of these claims The book illustrates the shift of reparations from a largely state centric approach concerned with financial compensation to a more victim centred one that encompasses a diverse range of reparative measures Despite this positive shift multiple complex obstacles remain in the way of victims realising their right to reparation including limited financial resources ineffective victim consultation long delays and the absence of political will The Netherlands Yearbook of International Law was first published in 1970 It offers a forum for the publication of scholarly articles in a varying thematic area of public international law Chapter 13 is available open access under a Creative Commons Attribution 4 0 International License via link [springer.com](https://www.springer.com) *Netherlands Yearbook of International Law 2014* Mónika Ambrus,Ramses A. Wessel,2015-05-15 The Netherlands Yearbook of International Law was first published in 1970 It offers a forum for the publication of scholarly articles of a more general nature in the area of public international law including the law of the european Union One of the key functions or purposes of international law and law in general for that matter is to provide long term stability and legal certainty Yet international legal rules may also function as tools to deal with non permanent or constantly changing issues and rather than stable international law may have to be flexible or adaptive Prima facie one could think of two main types of temporary aspects relevant from the perspective of international law First the nature of the object addressed by international law or the problem that international law aims to

address may be inherently temporary temporary objects Second a subject of international law may be created for a specific period of time after the elapse of which this entity ceases to exist temporary subjects These types of temporariness raise several questions from the perspective of international law which are hardly addressed from a more conceptual perspective This volume of the Netherlands Yearbook of International Law aims to do exactly that by asking the question of how international law reacts to various types of temporary issues Put differently where does international law stand on the continuum of predictability and pragmatism when it comes to temporary issues or institutions

Netherlands Yearbook of International Law 1997 T. M. C. Asser Instituut, 1998-07-15 Contains an extensive review of Dutch state practice from the parliamentary year 1998 1999

Netherlands Yearbook of International Law 2021 Daniëlla Dam-de Jong, Fabian Amtenbrink, 2023-04-27 This book engages with international legal responses to the global environmental crisis Humanity faces a triple planetary crisis consisting of the interlinked problems of climate change depletion of biological diversity and pollution The chapters in this volume of the Netherlands Yearbook of International Law address important questions of how and to what extent these environmental concerns have been integrated into international law who or what drives these developments and what all of this tells us about international law's ability to tackle the challenges that a deteriorating environment brings for the future of life on Earth The strength of the volume is that it brings together a wide range of perspectives on the greening phenomenon in international law It includes perspectives from international environmental law human rights law investment law financial law humanitarian law and criminal law Moreover it raises important questions regarding the validity of the predominant approach in international law to the protection of nature By providing such a wide range of perspectives on international legal responses or lack thereof to the environmental crisis the volume seeks to engage scholars and practitioners from a variety of disciplines It invites readers to compare the state of the art across disciplines and to reflect on ways to strengthen international law's responses to the environmental crisis Furthermore as has become standard for the Netherlands Yearbook of International Law the second part consists of a section on Dutch practice in international law The Netherlands Yearbook of International Law was first published in 1970 It offers a forum for the publication of scholarly articles in a varying thematic area of public international law Chapter 3 is available open access under a Creative Commons Attribution 4.0 International License via link.springer.com

Netherlands Yearbook of International Law, 1995 T. M. C. Asser Instituut, 1996-04-17 The 1995 Netherlands Yearbook of International Law contains expert articles on issues such as transnational terrorism limitations on the power of the UN Security Council to exercise its enforcement powers under Chapter VII of the Charter On the uniting of States in respect of treaties and the weighing of evidence in a dual national case at the Iran United States Claims Tribunal The documentation section surveys Dutch state practice for the parliamentary year 1993 1994 international agreements to which the Netherlands is a party Netherlands judicial decisions and municipal legislation involving questions of public international law and Dutch literature in the field of

public international law and related matters This Yearbook is included in the 1995 subscription to the Netherlands International Law Review Volume 42 *Netherlands Yearbook of International Law - 2002* Niels M. Blokker, Nico J. Schrijver, L. A. M. N. Barnhoorn, Marcel M. T. A. Brus, Deidre M. Curtin, Ige F. Dekker, P. Andre Nollkaemper, 2011-01-07 This volume contains an extensive review of Dutch state practice from the parliamentary year 2000 2001 It includes an account of developments relating to treaties and other international agreements to which the Netherlands is a party summaries of Netherlands judicial decisions involving questions of public international law lists of Dutch publications in the field and extracts from relevant municipal legislation Although the NYIL has a distinctive national character it is published in English and the editors do not adhere to any geographical limitations when deciding upon the inclusion of articles **Finnish Yearbook of International Law, Volume 20, 2009** Jan Klabbers, 2011-09-19 The Finnish Yearbook of International Law aspires to honour and strengthen the Finnish tradition in international legal scholarship Open to contributions from all over the world and from all persuasions the Finnish Yearbook stands out as a forum for theoretically informed high quality publications on all aspects of public international law including the international relations law of the European Union The Finnish Yearbook publishes in depth articles and shorter notes commentaries on current developments book reviews and relevant overviews of Finland's state practice While firmly grounded in traditional legal scholarship it is open for new approaches to international law and for work of an interdisciplinary nature The Finnish Yearbook is published for the Ius Gentium Association the Finnish Society of International Law by Hart Publishing Further information may be found at www.fybil.org INDIVIDUAL CHAPTERS Please click on the link below to purchase individual chapters from Volume 20 through Ingenta Connect www.ingentaconnect.com SUBSCRIPTION TO SERIES To place an annual online subscription or a print standing order through Hart Publishing please click on the link below Please note that any customers who have a standing order for the printed volumes will now be entitled to free online access www.hartjournals.co.uk/fyil/subs **The Environment Through the Lens of International Courts and Tribunals** Edgardo Sobenes, Sarah Mead, Benjamin Samson, 2022-06-01 This book brings together leading and emerging scholars and practitioners to present an overview of how regional international and transnational courts and tribunals are engaging with the environment With the natural world under unprecedented pressure the book highlights the challenges and opportunities presented by international dispute resolution for the protection of the environment and the further development of international environmental law Presented in three parts it addresses how individual courts and tribunals engage with environmental matters Part I how courts and tribunals are resolving key issues common to environmental litigation Part II and future opportunities and developments in the field Part III The book is an essential one stop shop for students practitioners and academics alike interested in international litigation and the protection of our global environment Edgardo Sobenes is an international lawyer and consultant in international law ESILA Sarah Mead is a lawyer specialising in international environmental and human rights

law and Benjamin Samson is a researcher at the Universit Paris Nanterre and consultant in international law The Use of Nuclear Weapons and the Protection of the Environment during International Armed Conflict Erik V Koppe, 2008-04-25 In 1996 the International Court of Justice delivered an Advisory Opinion on the legality of the use of nuclear weapons in which the Court stated that while the existing international law relating to the protection and safeguarding of the environment does not specifically prohibit the use of nuclear weapons it indicates important environmental factors that are properly to be taken into account in the context of the implementation of the principles and rules of the law applicable in armed conflict The present work analyses this conclusion focusing on the question whether or not the use of nuclear weapons during international armed conflict would violate existing norms of public international law relating to the protection and safeguarding of the environment Although the use of weaponry during armed conflict is usually related to the protection of individuals the rapidly emerging appreciation of and the worldwide realization of the intrinsic value of the natural environment as an indispensable asset for the continuation of life including human life on this planet both for present and future generations warrants a thorough and extensive examination of the question of the illegality of the employment of nuclear weapons from the point of view of international environmental protection law The book consists of two parts Part I discusses the historical development and the effects of nuclear weapons Part II discusses the protection of the environment during international armed conflict under *ius in bello* *ius ad bellum* and *ius pacis* Only then is it possible to assess the legality of the use of nuclear weapons under this particular set of rules **On the Interpretation of Treaties** Ulf Linderfalk, 2007-09-11 1 PURPOSE AND TOPIC We live in the age of treaties Increasingly bilateral and multilateral written agreements are used for the creation of new international legal standards For political reasons states are decreasingly less willing to rely upon customary international law for the regulation of legal matters New technology and growing international exchange have established the need for an ever more precise and flexible international law a need not satisfactorily met by customary law In many fields of activity we can seriously question whether the creation of a rule of custom is at all possible Considering also that the number of states capable of drafting and concluding treaties seems to be growing it is not surprising that treaties are concluded far more frequently than ever before In several ways this is a development that should be met with approval By entering into written agreements states avoid the difficulties inherent in customary international law At the same time the increasing number of treaties should also be causing concern The more treaties that are concluded the more treaties that will have to be applied and the more treaties that are applied the more often the question will arise To what extent and under what specific conditions should such an application occur Naturally this includes the question of how treaties should be interpreted Revival: Legitimacy Deficit in Custom: Towards a Deconstructionist Theory (2001) Ben Chiagra, 2017-07-05 This title was first published in 2001 A discussion of customary international law CIL Throughout the study particular values are examined for their potential effect on the legitimacy of the

process of custom The writer argues that in order to achieve legitimacy enhancing transparency in the process of custom it must be acknowledged first that the power applied by international tribunals when they inaugurate new norms of customary international law always creates categories of dominance and subservience inclusion and exclusion Such an acknowledgement would foster a situation where both the power applied by tribunals and the manner in which it is applied can legally be scrutinized for excesses that limit first the transparency of the process of custom and second the legitimacy of norms of customary international law

The Conventions on the Privileges and Immunities of the United Nations and its Specialized Agencies August Reinisch, Peter Bachmayer, 2016-03-24 The Convention on the Privileges and Immunities of the United Nations and the Convention on the Privileges and Immunities of the Specialized Agencies entered into force more than 60 years ago This Commentary offers for the first time a comprehensive discussion covering both Conventions in their entirety providing an overview of academic writings and jurisprudence for a legal field of particular practical relevance and gives both the academic researcher as well as the practitioner a unique source to understand the complexity of legal issues that the UN its Specialized Agencies their officials Member States representatives and experts face in today's world

The Structure and Process of International Law Ronald St. John Macdonald, Douglas M. Johnston, 2024-03-11 This wide ranging series provides expert insights into the most fundamental aspects of public international law and has for many years made a major contribution to the international debate on legal issues affecting the world community

The Contentious and Advisory Jurisdiction of the International Tribunal for the Law of the Sea Miguel García García-Revilla, 2015-11-02 In The Contentious and Advisory Jurisdiction of the International Tribunal for the Law of the Sea Miguel García-Revilla offers an in depth examination of all relevant facets of the jurisdiction of this important international judicial institution Created by the United Nations Convention on the Law of the Sea ITLOS plays an essential role not only in respect to the interpretation of this major international treaty but also to the contemporary law of the sea in general The book covers both the contentious *ratione materiae* *ratione personae* mainline incidental compulsory not compulsory and the advisory jurisdiction of ITLOS which are analysed not only from a theoretical perspective but also in light of the own Tribunal's jurisprudence

The International Labour Organization Victor-Yves Ghebali, 2023-11-20

The International Labour Organisation Victor Yves Ghebali, Roberto Ago, Nicolás Valticos, 1989-01-01

Peoples and International Law James Summers, 2014-04-09 Peoples and International Law is a detailed survey of the law of self determination with a focus on the concept of nations and peoples It engages with different aspects of this law with particular emphasis on the drafting and implementation of international instruments The second edition includes new coverage of the Declaration on the Rights of Indigenous Peoples and the African and Arab charters It considers recent practice by the Human Rights Committee Committee on Economic Social and Cultural Rights and African Commission on Human and Peoples Rights dealing with the emerging political economic and environmental aspects of the right The book looks at the interaction of

international law nationalism and liberalism in theories of nationhood and self determination as well as the historical development of the right and the decisions of international bodies Lastly it examines practice in this area including new developments in remedial independence and international territorial administration Also available in hardback 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 *The Influence of Human Rights on International Law* Norman Weiß, Jean-Marc Thouvenin, 2015-02-25 This volume discusses the impact of human rights law on other fields of international law Does international human rights law modify other fields of international law Contributions focus on possible spillover effects of human rights on international economic or international criminal law Does international human rights law have a streamlining effect on international law as a whole This might be identified as a process of constitutionalisation In this book human rights can be understood as one of the core principles of international legal order and thus have an effect on the general law of treaties or on the settlement of disputes Although human rights law is a relatively young field of international law its content and core values today are of major importance for the interpretation of international law as a whole As we witness a redefinition of sovereignty as a responsibility of states towards the people and a shift to greater relevance of the individual in international law in general it is a logical consequence that human rights have an impact on other areas of international law

The Top Books of the Year Netherlands Yearbook Of International Law Volume Xxxi The year 2023 has witnessed a remarkable surge in literary brilliance, with numerous captivating novels enthralling the hearts of readers worldwide. Lets delve into the realm of popular books, exploring the fascinating narratives that have enthralled audiences this year. The Must-Read : Colleen Hoover's "It Ends with Us" This poignant tale of love, loss, and resilience has gripped readers with its raw and emotional exploration of domestic abuse. Hoover masterfully weaves a story of hope and healing, reminding us that even in the darkest of times, the human spirit can prevail. Uncover the Best : Taylor Jenkins Reid's "The Seven Husbands of Evelyn Hugo" This spellbinding historical fiction novel unravels the life of Evelyn Hugo, a Hollywood icon who defies expectations and societal norms to pursue her dreams. Reid's absorbing storytelling and compelling characters transport readers to a bygone era, immersing them in a world of glamour, ambition, and self-discovery. Discover the Magic : Delia Owens' "Where the Crawdads Sing" This evocative coming-of-age story follows Kya Clark, a young woman who grows up alone in the marshes of North Carolina. Owens crafts a tale of resilience, survival, and the transformative power of nature, captivating readers with its evocative prose and mesmerizing setting. These popular novels represent just a fraction of the literary treasures that have emerged in 2023. Whether you seek tales of romance, adventure, or personal growth, the world of literature offers an abundance of engaging stories waiting to be discovered. The novel begins with Richard Papen, a bright but troubled young man, arriving at Hampden College. Richard is immediately drawn to the group of students who call themselves the Classics Club. The club is led by Henry Winter, a brilliant and charismatic young man. Henry is obsessed with Greek mythology and philosophy, and he quickly draws Richard into his world. The other members of the Classics Club are equally as fascinating. Bunny Corcoran is a wealthy and spoiled young man who is always looking for a good time. Charles Tavis is a quiet and reserved young man who is deeply in love with Henry. Camilla Macaulay is a beautiful and intelligent young woman who is drawn to the power and danger of the Classics Club. The students are all deeply in love with Morrow, and they are willing to do anything to please him. Morrow is a complex and mysterious figure, and he seems to be manipulating the students for his own purposes. As the students become more involved with Morrow, they begin to commit increasingly dangerous acts. The Secret History is a exceptional and thrilling novel that will keep you speculating until the very end. The novel is a cautionary tale about the dangers of obsession and the power of evil.

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