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# Recueil Des Cours Volume 58 1936iv Recueil Des Cours

**Hongru Du**



## **Recueil Des Cours Volume 58 1936iv Recueil Des Cours:**

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Haye,1990-11-01      *Recueil Des Cours, 1989-I* Francois Rigaux,1989-12-21      **Recueil Des Cours, Collected Courses**  
**1980** ,1984-05-28      "L'être situé", Effectiveness and Purposes of International Law Shotaro Hamamoto,Hironobu  
 Sakai,Akiho Shibata,2015-05-26 The traditional and mainstream conception of international law presupposes a certain ideal  
 type of State However each State is situated in a particular context an Etat situ and the universal impartial and non  
 discriminatory application of international law to each State often produces unjustifiable results in the real world  
 International law thus needs to cope with this existential question in order to ensure and maintain the effectiveness of the  
 international legal order without however being trapped by a nihilistic relativism This approach requires a flexible  
 understanding and reconstruction of the international law making theory The present collection of essays gathers  
 contributions written in honour of Professor Ryuichi Ida by his colleagues and former students inspired by the d dicataire  
 who places particular emphasis upon the context effectiveness and purposes of international law The d dicataire s  
 perspective finds wide ranging applications and the present collection deals with international economic law international  
 criminal law international environmental law international law making the law of State responsibility and the law of  
 international organizations Contributors are Tatsuya Abe Pierre Marie Dupuy Shotaro Hamamoto Machiko Kanetake  
 Tomohiko Kobayashi Tomonori Mizushima Hironobu Sakai Akiho Shibata Mari Takeuchi Dai Tamada Sakda Thanitcul Zhi an  
 Wang and Takuhei Yamada      The International Court of Justice and the Judicial Function Gleider I Hernández,2014-05-29  
 This book evaluates the concept of the function of law through the prism of the International Court of Justice It goes beyond a  
 conventional analysis of the Court s case law and applicable law to consider the compromise between supranational order  
 and state sovereignty that lies at the heart of its institutional design It argues that this compromise prevents the Court from  
 playing a progressive role in the development of international law Instead it influences the international legal order in more  
 subtle ways in particular in shaping understanding of the nature or form of the international legal order as a whole The book  
 concludes that the role of the Court is not to advance some universal conception of international law but rather to decide the  
 cases before it in the best possible way within its institutional limits while remaining aware of law s deeper theoretical  
 foundations The book considers three key elements firstly it examines the historical aspects of the Court s constitutive  
 Statute and the manner in which it defines its judicial character Secondly it considers the drafting process the function of a  
 dissenting opinion and the role of the individual judge in an attempt to discern insights on the function of the Court Finally  
 the book examines the Court s practice in regard to three conceptual issues which assist in understanding the Court s  
 function its theory of precedent its definition of the international community and its theory on the completeness of the  
 international legal order      **Collected courses of the Hague Academy of International Law** Hague Academy of  
 International Law,1993      *The International Legal Personality of the Individual* Astrid Kjeldgaard-Pedersen,2018-08-08 This  
 is the first monograph to scrutinize the relationship between the concept of international legal personality as a theoretical

construct and the position of the ultimate subject the individual as a matter of positive international law By testing the four main theoretical conceptions of international legal personality against historical and existing norms of positive international law that regulate the conduct of individuals the book argues that the common narrative in contemporary scholarship about the development of the role of the individual in the international legal system is flawed Contrary to conventional wisdom international law did not apply to states alone until World War II only to transform during the second half of the 20th century so as to include individuals as its subjects Rather the answer to the question of individual rights and obligations under international law is and always was strictly empirical It follows of course that the entities governed by a particular norm tell us nothing about the legal system to which that norm belongs Instead the distinction between international law and national law turns exclusively on whether the source of the norm in question is international or national in kind Against the background of these insights the book shows how present day international lawyers continue to allow an idea which was never more than a scholarly invention of the 19th century to influence the interpretation and application of international law This state of affairs has significant real world ramifications as international legal rights and obligations of individuals and other non state entities are frequently applied more restrictively than interpretation without presumptions regarding personality would merit

**Beyond Human Rights** Anne Peters, 2016-10-27 A paradigm change is occurring in the course of which human beings are becoming the primary international legal persons In numerous areas of public international law substantive rights and obligations of individuals arguably flow directly from international law The novel legal status of humans in international law is now captured with a concept borrowed from constitutional doctrine international rights of the person as opposed to international law protecting persons Combining doctrinal analysis with current practice this book is the most comprehensive contemporary analysis of the legal status of the individual Beyond Human Rights previously published in German and now revised by the author in this English edition not only deals with the individual in international humanitarian law international criminal law and international investment law but it also covers fields such as consular law environmental law protection of individuals against acts of violence and natural disasters refugee law and labour law

**The International Law Commission's Draft Articles on State Responsibility** Shabtai Rosenne, 2025-01-20 **Legal trends in international lending and investment in the developing countries**, 1984-03-30 The Academy is a prestigious international institution for the study and teaching of Public and Private International Law and related subjects The work of the Hague Academy receives the support and recognition of the UN Its purpose is to encourage a thorough and impartial examination of the problems arising from international relations in the field of law The courses deal with the theoretical and practical aspects of the subject including legislation and case law All courses at the Academy are in principle published in the language in which they were delivered in the Collected Courses of the Hague Academy of International Law **Official Records of the ... Session of the General Assembly**, 1979

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