

Outer Space: New Challenges to Law and Policy

Fawcett, J.E.S.

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Outer Space New Challenges To Law And Policy

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Outer Space New Challenges To Law And Policy:

Outer Space James Edmund Sandford Fawcett, 1984 *Outer Space Law Question and Answer* Tunku Intan Mainura, 2018-04-20 The purpose of this book is to provide readers with the basic introduction of outer space law It contains full detailed and generic clarification and explanation of the provisions of the United Nations outer space treaties and resolutions Cologne Commentary on Space Law Stephan Hobe, Bernhard Schmidt-Tedd, Kai-Uwe Schrogl, 2017-03-28 The Cologne Commentary on Space Law is a three volume annotation on the written norms of space law as enunciated through the Treaties of the United Nations and its General Assembly Resolutions Volume I focuses on the 1967 Treaty on Principles Governing the Activities of States in the Exploration and Use of Outer Space including the Moon and Other Celestial Bodies popularly known as the Outer Space Treaty A broad international authorship of twenty experts addresses the historical overview and provides a provision by provision interpretation of the Outer Space Treaty This Volume also includes insights into the subsequent State practice present day applicability and future perspectives of the Treaty The other four UN Treaties the 1968 Rescue Agreement the 1972 Liability Convention the 1975 Registration Convention and the 1979 Moon Agreement are addressed in Volume II which was published in 2013 Volume III published in 2015 delves into the eight most relevant United Nations General Assembly Resolutions Principles on space activities On the occasion of the 50th anniversary of the Outer Space Treaty Volume I of the Cologne Commentary on Space Law has been translated into Russian **The New Space Policy Regime and its Financial Foundation** Tamara Ree Campbell, 2025-03-13 NASA economic policy has brought a New Space economy of commercialization and investment by way of public private partnerships The study discusses the transition of the space economy from diplomatic mission to a catalyst for trade How public subsidies Make the Market is analyzed in this frontier market scenario *State liability for outer space activities* Bruce A Hurwitz, 2024-09-02 **Legal Regulation of Private Actors in Outer Space** Malay Adhikari, 2019-06-11 The book addresses legal issues and challenges in using Space Technology Especially covered are the provisions of International Space Law and few national space legislations to regulate private actors in outer space The key chapters covered are history of space regulations private actors in space legal issues for such actors regulating these issues outside India and the same in India In concluding chapter the author has worked out some recommendations The book would be of immense use to people especially startups in private space industry students faculties and scholars of Space Law and Policy Space Security Defence and Security Studies Please note Taylor Francis does not sell or distribute the Hardback in India Pakistan Nepal Bhutan Bangladesh and Sri Lanka Diversity in Secondary Rules and the Unity of International Law K. C. Wellens, L.A.N.M. Barnhoorn, 2023-11-27 This book is a direct result of the publication of the 1994 Netherlands Yearbook of International Law published in 1995 It was decided that the publication of the 25th Yearbook should be marked by a special volume written by current and former members of the Board of Editors omitting the usual documentation sections The central theme of this special volume is whether the

secondary rules form a potential risk constituting a threat to the global unity and efficacy of the international legal order As many fields of international law as possible have been included diplomatic law the law of war human rights environmental law and the law of international organizations e g GATT WTO and the European Communities The research methods used are presented in an introductory paper and results and conclusions are provided The UN legal system is also accorded its rightful place in the research

The Politics of Space Security James Clay Moltz, 2008-06-24 At a time when no other country enjoys the advantages that the United States currently reaps from space some U S officials argue that U S space defenses will be needed to protect access to critical military and civilian assets in orbit Others argue that space should be a valuable sanctuary from deployed weapons and military conflict To inform this debate and develop meaningful guidelines for the future Clay Moltz has undertaken the only comprehensive study of the first 50 years of space security highlighting the main trends in military space developments their underlying causes and the factors that are likely to influence their future course What emerges is a picture of surprising military restraint shown by the United States and the Soviet Union in space and the inescapable conclusion that the only way forward is through a multilateral commitment to interdependent environmentally focused space security

Dispute Settlement in International Space Law Gérardine Meishan Goh, 2007 Drawing on lessons learned in international law juridical dispute settlement entrepreneurial efficiency science and technology and space policy this book offers a comprehensive insight into dispute settlement and proposes a workable and enforceable framework for dispute settlement concerning space activities

Outer Space: Law, Policy and Governance , 2013-10-15 In the wake of the euphoria consequent to the Soviet space forays and the US landing on the moon innovative space law evolved rather rapidly in just two decades and then came a stalemate In this hasty growth of nascent space law some gaps remained some inadvertently due to lack of vision and some deliberately due to lack of consensus or because half baked concepts remained pending till the achievement of a better understanding of space phenomena or development of supportive technology These issues have since started jumping to centre stage and this book falls in this niche of deficiencies A few challenges and unresolved contingencies that stare us in the face needing to be addressed suitably are space jurisprudence in jus cogens of space law pointers on policy issues for India hesitancy to incorporate international cooperation in domestic space statutes futility of reiteration of the Convention Law in International Codes of Conduct as soft law adjuncts absence of a legal regimen governing mining on asteroids by private enterprises explication of the concept of Common Heritage of Mankind and modalities for sharing of benefits between nations procedure for nomination of an astronaut as an envoy of mankind in space by name or designation to avoid confusion in the eventuality of multiple astronauts of multiple nationalities all being at one place at the same time et al This book is a modest effort to help resolve issues in that direction

Defining the Limits of Outer Space for Regulatory Purposes Olavo de Oliveira Bittencourt Neto, 2015-05-14 With different countries ascribing to different theories of air space and outer space law Dr Bittencourt Neto proposes in this Brief a reassessment of the

international law related to the extension of state territories vertically Taking into consideration the vast number of proposals offered by scholars and diplomatic delegations on this subject matter as well as the principles of comparative law a compromise to allow for peaceful development is the only way forward The author argues for setting the delimitation of the frontier between air space and outer space at 100 km above mean sea level through an international treaty This would also regulate passage rights for space objects during launchings and reentries as long as those space activities are peaceful conducted in accordance with international law and respecting the sovereign interests of the territorial State Continuing expansion of the commercial space industry and conflicting national laws require a stable and fair legal framework best adjudicated by the United Nations instead of allowing a patchwork system to persist The proper framework for developing such regulation is carefully discussed from all angles with a practical recommendation for policy makers in the field

Sovereignty and Jurisdiction in Airspace and Outer Space Gbenga Oduntan, 2011-09-12 Sovereignty and jurisdiction are legal doctrines of a complex nature which have been subject to differing interpretations by scholars in legal literature The tridimensionality of state territory recognised under customary international law subsists until the present but there are other territories that do not or cannot belong to any state or political entity which also must be accounted for in legal theory The issues surrounding sovereignty and jurisdiction are likely to become ever more pressing as globalisation growing pressure on resources and the need for energy and national security become acute and the resolution of special delimitation disputes seems likely to become a vital question in the twenty first century As a result of the fast pace of technological developments in air and space activities and the massive increases in air transportation satellite communications and space exploration the need for scholars and practitioners to sharpen their appreciation of the legal and political issues becomes crucial This book will focus primarily on the issues of sovereignty jurisdiction and control in airspace and outer space and their effects on public and private activities but it will also look at related issues pertaining to the Seas and Antarctica Commercial exploitation resource control and the international regime regulating contractual obligations in relation to transportation of goods and services over all forms of territory will be examined to the extent that they are necessary to explain jurisdictional rights and duties over territory Older problems of international law such as crimes in the air and airspace trespass are treated along with newer developments such as space tourism as well as growing demand for private ownership and involvement in outer space exploitation The book goes on to consider the distinction between airspace and outer space and puts forward legal criteria which would allow for the resolution of the spatial delimitation dispute These criteria would determine where in spatial terms the exclusive sovereignty of airspace ends and where outer space the province of all mankind begins and contribute to the jurisprudence of territorial sovereignty and jurisdiction **The Air Force Law Review** , *Who Owns the Sky? The Struggle to Control Airspace from the Wright Brothers On* Stuart Banner, 2009-06-30 In the summer of 1900 a zeppelin stayed aloft for a full eighteen minutes above Lake Constance and

mankind found itself at the edge of a new world Where many saw hope and the dawn of another era one man saw a legal conundrum Charles C Moore an obscure New York lawyer began an inquiry that Stuart Banner returns to over a century later in the age of airplanes who can lay claim to the heavens The debate that ensued in the early twentieth century among lawyers aviators and the general public acknowledged the crucial challenge new technologies posed to traditional concepts of property It hinged on the resolution of a host of broader legal issues being vigorously debated that pertained to the fine line between private and public property To what extent did the Constitution allow the property rights of the nation s landowners to be abridged Where did the common law of property originate and how applicable was it to new technologies Where in the skies could the boundaries between the power of the federal government and the authority of the states be traced Who Owns the Sky is the first book to tell this forgotten story of elusive property A collection of curious tales questioning the ownership of airspace and a reconstruction of a truly novel moment in the history of American law Banner s book reminds us of the powerful and reciprocal relationship between technological innovation and the law in the past as well as in the present

United Nations Legal Order Oscar Schachter, Christopher C. Joyner, American Society of International Law, 1995 The purpose of these volumes is to examine explain and appraise contributions made by the United Nations system to international law and the law creating process The work assesses the effect UN institutions have had on the law making process and the extent to which that law has been accepted by and evidenced in contemporary state practice It is divided into three main parts The first examines the practical as well as conceptual aspects of the UN system as a source of law The second part deals with different fields of activity which have become the subjects of legal rules and processes Areas covered include human rights use of force and economic relations In addition topics that have not previously been examined in such a comprehensive manner such as shipping aviation and private international law are also discussed The third part covers the internal law of the UN system international civil services and financial contributions

International Space Law in the New Space Era ,2024-07-12 The increasingly commercial nature of space activities and the intent of States to expand space travel have spawned renewed attempts of changing the foundations of space law most of which originated in the twentieth century Understanding the principles of international space law is essential for ensuring a sustainable future for all in outer space International Space Law in the New Space Era addresses the international legal and regulatory aspects of outer space that govern developments in the field worldwide It covers the five United Nations space treaties along with soft law and other policies With contributions from established experts in the domain of space law the volume encompasses the entire gamut of international space law while simultaneously addressing inadequacies that have arisen in light of current developments such as space commercialization space tourism and space mining Space law as an academic discipline is gaining prominence in law schools across the globe and this book is the result of a joint endeavour of two prominent Indian law universities NUJS Kolkata MNLU Mumbai which have specialized centres in air and space laws With its balanced mix of

theory and practice this book provides a timely and accessible resource to understanding international law not only for students and academics but also for policymakers practitioners and those working in the space industry

Governance of the Global and Extra-Terrestrial Commons Michael Roe,2023-06-26 This book provides a unique analysis of the complex relationship between governance and the global commons It has a specific reference to the dynamic and growing outer space economy and society and how experience in the maritime sector which exhibits many of the same issues and challenges as outer space can be useful in suggesting moves forward in policy making and design This book fills a large gap in the literature of both governance and the development of outer space Whilst the maritime sector has a long history of debate albeit little in terms of governance and policy making outer space has much less and what there has been commonly focused upon technical considerations The importance of this book is that the failures of maritime governance need to be avoided in the outer space sector which exhibits many of the same issues particularly those related to the global commons Innovative and exciting this book will be of interest to academics studying corporate governance business management and space capitalism

Common Law of International Organizations Finn Seyersted,2008 Common Law of International Organizations brings together all the elements pertaining to the theory of objective legal personality which have so far only been presented separately The legal theory outlined in this book is fully compatible with modern requirements of good governance and accountability of international organizations and is in line with the ideal of systemic integration of legal regimes constituting the internal law of the organization

The Exploitation of Natural Resources of the Moon and Other Celestial Bodies Fabio Tronchetti,2009 The purpose of this book is to propose a legal regime to govern the exploitation of natural resources of the moon and other celestial bodies Considering on the one side the interest shown by states and private operators to extract and use extraterrestrial natural resources and on the other the absence of specific rules dealing with such an option the establishment of a legal framework to regulate the exploitation of natural resources of the moon and other celestial bodies is needed so as to ensure its peaceful safe and orderly development

Perspectives on International Law Nandasiri Jasentuliyana,2023-10-09 In the spirit of the 50th anniversary of the United Nations and the United Nations Decade of International Law the contributors to Perspectives on International Law honour with this legal treatise a devoted friend of the United Nations and international law Judge Manfred Lachs a noted judge diplomat humanist and above all teacher The work includes a variety of perspectives on international law relating to what were Judge Lachs four main areas of interest the theory and practice of international law the United Nations the World Court and space law The book meets the need for a reference work covering selected subject areas and providing different perspectives on some of the key issues of current concern Many eminent experts in various fields related to international law including Judges of the International Court of Justice diplomats and professors of law most of whom knew Judge Lachs personally have contributed Each chapter has been prepared specifically for the book The contributors represent all political legal and cultural regions of the world and

provide a range of backgrounds and viewpoints offering a variety of new ideas for strengthening international law based on their assessment of the lessons of the past

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