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Proceedings of the American Society of International Law at Its Annual Meeting American Society of International Law,1908 *Exploring African approaches to international law: Essays in honour of Kéba Mbaye* Frans Viljoen,Humphrey Sipalla ,Foluso Adegalu,2022-10-04 It is unfortunate that the idea that Africa contributes to international law and has always done so remains in 2022 largely a side note an auxiliary approach rather than something widely accepted and deeply entrenched It is cause for pause that this is also true in Africa itself Exploring African approaches to international law Essays in honour of K ba Mbaye is a volume of essays that aims to contribute to a larger effort of imagining what possible approaches to international law Africa has adopted in the decades since the 1960s It also recognises the legacy of the great Senegalese jurist K ba Mbaye Edited by Frans Viljoen Humphrey Sipalla and Foluso Adegalu the volume is divided into five broad thematic parts and comprises eleven chapters It covers the following themes K ba Mbaye in African approaches to international law international legal theory international human rights law international environmental and criminal law and teaching of international law This publication finds its origins in the 2017 Roundtable on African approaches to international law held at the Centre for Human Rights University of Pretoria The explorations at the Roundtable on the concept of an African approach to international law were taken further at the K ba Mbaye Conference on African approaches to international law held at the Senate Hall University of Pretoria in December 2018 This conference brought together around 80 students academics and members of civil society to address the many questions left unanswered by the death of Judge Mbaye arguably Africa s greatest international law jurist of his generation It provided a forum to continue discussions on African approaches to international human rights law building on but rethinking and vernacularising the Third World Approaches to International Law TWAIL approach The contributions to this publication flow from papers presented at the conference However the reflections in the book extend beyond K ba Mbaye as central figure The result is a broad treatment of various aspects of African approaches to international law by thirteen authors and co authors covering a wide range of generational geographic and thematic backgrounds and perspectives **The State Immunity Controversy in International Law** Ernest K. Bankas,2005-06-30 The author shows through a careful analysis of the law that restrictive immunity does not have vox populi in developing countries and that it lacks usus He also argues that forum law i e the lex fori is a creature of sovereignty and between equals before the law only what is understood and acknowledged as law among states must be applied in as much as the international legal system is horizontal The Oxford Handbook of the History of International Law Bardo Fassbender,Anne Peters,Simone Peter,Daniel Högger,2012-11 This handbook provides an

authoritative and original overview of the origins of public international law It analyses the modern history of international law from a global perspective and examines the lives of those who were most responsible for shaping it

Internationalized Armed Conflicts in International Law Kubo Macak, 2018-07-19 This book provides the first comprehensive analysis of factors that transform a prima facie non international armed conflict NIAC into an international armed conflict IAC and the consequences that follow from this process of internationalization It examines in detail the historical development as well as the current state of the relevant rules of international humanitarian law The discussion is grounded in general international law complemented with abundant references to case law and illustrated by examples from twentieth and twenty first century armed conflicts In Part I the book puts forward a thorough catalogue of modalities of conflict internationalization that includes outside intervention State dissolution and recognition of belligerency It then specifically considers the legal qualification of complex situations that feature more than two conflict parties and contrasts the mechanism of internationalization of armed conflicts with the reverse process of de internationalization Part II of the book challenges the conventional wisdom that members of non State armed groups do not normally benefit from combatant status It argues that the majority of fighters belonging to non State armed groups in most types of internationalized armed conflicts are in fact eligible for combatant status Finally Part III turns to belligerent occupation traditionally understood as a leading example of a notion that cannot be transposed to armed conflicts occurring in the territory of a single State By contrast the book argues in favour of the applicability of the law of belligerent occupation to internationalized armed conflicts

The Prevention and Intervention of Genocide Samuel Totten, 2008-03-31 This volume is comprised of over 2 300 annotations on a wide array of issues and topics germane to the subject of preventing the atrocities of genocide and managing these conflicts when they do arise Samuel Totten brings together in one comprehensive collection the research and findings in various fields such as political science sociology history and psychology to enable specialists in genocide studies peace studies and conflict resolution to benefit from the insights of a diverse range of scholars and foster an understanding of how the various components of genocide studies connect Among the topics included are key conventions international treaties and covenants genocide early warning signals and forecasting risk data bases sanctions peacekeeping missions conflict resolution the International Criminal Court realpolitik vis vis the issue of genocide prevention and intervention key non governmental agencies key governmental and UN bodies working on these important issues In addition to the annotations Totten frames the bibliography with a major essay that introduces the reader to the subject of prevention and intervention of genocide raising a host of critical issues regarding the strengths weaknesses and limitations of various approaches germane to issues of managing these conflicts

The International Court of Justice and Some Contemporary Problems T.O. Elias, 2024-03-11 This series aims to provide authoritative guidance on all aspects of the law of international organizations This area of law has over the years developed into a separate field of study within the discipline

of public international law While it covers the law of individual organizations such as the United Nations the World Trade Organization the International Criminal Court and the European Union it also includes thematic institutional law topics such as membership decision making legal personality and responsibility of international organizations In these and other areas international organizations face similar questions and share a number of common characteristics The series aims to include works written by practitioners as well as academics

Research Handbook on Ocean Governance Law Simone Borg,Felicity G. Attard,Patricia M. Vella de Fremeaux,2023-01-17 This authoritative Research Handbook offers wide ranging coverage of both traditional and emerging topics dealing with the regulation of ocean space and highlights the key academic debates around ocean governance It provides a formidable interface between the 1982 UNCLOS Convention and the international law regulating ocean governance while influencing its further evolution through suggestions for future research in the field

L'Avenir Du Droit International Dans Un Monde Multiculturel René Jean Dupuy,1984 The Academy is an institution for the study teaching of public private international law related subjects Its purpose is to encourage a thorough impartial examination of the problems arising from international relations in the field of law The courses deal with the theoretical practical aspects of the subject including legislation 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 This volume provides an alphabetical index in English French to the courses contained in Volumes 152 to 178 of the Collected Courses

The World Court in Action Howard N. Meyer,2002 Traces the World Court from the Hague Conference of 1899 and shows its development through World War I the League of Nations World War II and the cold war up to the contemporary challenges of East Timor and Kosovo Also distinguishes between the nation state oriented work of the World Court and the work of the International Criminal Court which was proposed in 1998 to prosecute individual war criminals like Milosevic and others coming out of the conflicts of the former Yugoslavia and Rwanda Discusses the common problem that World Court and the ICC have resistance in Washington to the international rule of law especially when it comes to authority surrounding the use of force

EU Law and Private International Law Jan-Jaap Kuipers,2011-11-25 European Union Law and Private International Law both attempt to resolve a conflict of laws There is however a certain tension between the two disciplines The present book proposes suggestions to enhance their mutual understanding

Research Handbook on Feminist Engagement with International Law Susan Harris Rimmer,Kate Ogg, For almost 30 years scholars and advocates have been exploring the interaction and potential between the rights and well being of women and the promise of international law This collection posits that the next frontier for international law is increasing its relevance beneficence and impact for women in the developing world and to deal with a much wider range of issues through a feminist lens

The Interface Between EU and International Law Inge Govaere,Sacha Garben,2019-05-16 Despite their many obvious interconnections EU and international law are all too often studied and practised in different spheres While it is

natural for each to insist on its own unique characteristics and in particular for the EU to emphasise its sui generis nature important insights might be lost because of this exclusionary approach This book aims to break through some of those barriers and to show how more interaction between the two spheres might be encouraged In so doing it offers a constitutional dimension but also a substantive one identifying policy areas where EU and international law and their respective actors work alongside each other Offering a 360 degree view on both EU and international institutional and substantive law this collection presents a refreshing perspective on a longstanding issue *War by Contract* Francesco Francioni, Natalino Ronzitti, 2011-01-13 The conduct of armed conflict is increasingly being outsourced to private military and security companies whose legal position remains unclear This book identifies and analyses the human rights and humanitarian law framework applicable to these companies examining how they can be held to account and how victims can obtain remedies *The Law of Non-International Armed Conflict* Sandesh Sivakumaran, 2012-08-09 Non international armed conflicts now far outnumber international ones but the protection afforded by international law to combatants and civilian is not always clear This book will set out the legal rules and state practice applicable to internal armed conflicts drawing on armed conflicts from the US civil war to present day European Private International Law Geert van Calster, 2021-01-14 This classic textbook provides a thorough overview of European private international law It is essential reading for private international law students who need to study the European perspective in order to fully get to grips the subject Opening with foundational questions it clearly explains the subject s central tenets the Brussels I Rome I and Rome II Regulations jurisdiction applicable law for contracts and tort Additional chapters explore the Succession Regulation private international law and insolvency freedom of establishment and the impact of PIL on corporate social responsibility The new edition includes a new chapter on the Hague instruments and an opening discussion on the impact of Brexit Drawing on the author s rich experience the new edition retains the book s hallmarks of insight and clarity of expression ensuring it maintains its position as the leading textbook in the field

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