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Recueil des Cours, 1988 Academie de Droit International de la Haye, 1991-09-10 Recueil des Cours Academie de Droit International de la Haye, 1989-07-04 **Recueil des Cours, 1988-II** Academie de Droit International de la Haye, 1989-05-29 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 **The Oxford Handbook of Women and International Law** Associate Professor of Political Science J Jarpa Dawuni, J. Jarpa Dawuni, Nienke Grossman, Professor of Law and Co-Director Center for International and Comparative Law Nienke Grossman, Associate Dean for Research and I Herman Stern Research Professor Jaya Ramji-Nogales, Jaya Ramji-Nogales, Hélène Ruiz Fabri, 2025 The Oxford Handbook of Women and International Law interrogates women's interrelationship with international law's institutions norms and theoretical approaches Its 35 chapters feature diverse and interdisciplinary contributions from across the globe from leading scholars international judges and legal practitioners **Private International Law as Component of the Law of the Forum** Michael Bogdan, 2012-01-03 In spite of the undoubtedly great and rising importance of the international legislative co operation regarding private international law it must be remembered that no successful unification or harmonization of conflict rules has ever taken place on the universal level and that the conflict rules stemming from international legislative co operation between a limited number of countries give rise to the same problems as non harmonized rules whenever they have to be used in relation to countries not participating in the legislative co operation in question This book will therefore focus on the last mentioned problems and refrain from dealing with the particular issues arising from international legislative co operation in the field of private international law One of the principal aims of Michael Bogdan is to demonstrate the relationship between the national rules of private international law and the rest of the legal system of the forum country in the first place its substantive private law and its law of civil procedure as well as to illustrate the impact of the forum country's general ethical and other values on its private international law **The Law of International Responsibility** James Crawford, Alain Pellet, Simon Olleson, Dr Kate Parlett, 2010-05-20 The law of international responsibility is one of international law's core foundational topics Written by international experts this book provides an overview of the modern law of international responsibility both as it applies to states and to international organizations with a focus on the ILC's work The Discourse on Customary International Law Jean D'Aspremont, 2021 This book provides an accessible and highly engaging discussion of customary international law It employs an original theoretical perspective to unpack the structures of thought that lie beneath any claims made regarding

customary international law **Bowker's Law Books and Serials in Print** ,1995 **Select Proceedings of the European Society of International Law, Volume 2, 2008** Hélène Ruiz Fabri,Ruediger Wolfrum,Jana Gogolin,2010-06-30

This book continues the series Select Proceedings of the European Society of International Law containing the proceedings of the Third Biennial Conference organised by ESIL and the Max Planck Institute for Comparative Public Law and International Law in 2008 The conference was entitled International Law in a Heterogeneous World reflecting an idea which is central to the ESIL philosophy Heterogeneity is considered one of the pillars upon which Europe's contribution to international law is built and the subject was considered in a number of panels including such diverse topics as migration the history of international law the rules on warfare and international environmental law

The Inherent Rights of Indigenous Peoples in International Law Antonietta Di Blase,Valentina Vadi,2020-02-24 This book highlights the cogency and urgency of the protection of indigenous peoples and discusses crucial aspects of the international legal theory and practice relating to their rights These rights are not established by states rather they are inherent to indigenous peoples because of their human dignity historical continuity cultural distinctiveness and connection to the lands where they have lived from time immemorial In the past decades a new awareness of the importance of indigenous rights has emerged at the international level UN organs have adopted specific international law instruments that protect indigenous peoples Nonetheless concerns persist because of continued widespread breaches of such rights Stemming from a number of seminars organised at the Law Department of the University of Roma Tre the volume includes contributions by distinguished scholars and practitioners It is divided into three parts Part I introduces the main themes and challenges to be addressed considering the debate on self determination of indigenous peoples and the theoretical origins of indigenous sovereignty Parts II and III explore the protection of indigenous peoples afforded under the international law rules on human rights and investments respectively Not only do the contributors to this book critically assess the current international legal framework but they also suggest ways and methods to utilize such legal instruments towards the protection promotion and fulfilment of indigenous peoples rights to contribute to the maintenance of peace and the pursuit of justice in international relations DOI 10.13134/978832136920

The Persistent Objector Rule in International Law James A. Green,2016-03-03 The persistent objector rule is said to provide states with an escape hatch from the otherwise universal binding force of customary international law It provides that if a state persistently objects to a newly emerging norm of customary international law during the formation of that norm then the objecting state is exempt from the norm once it crystallises into law The conceptual role of the rule may be interpreted as straightforward to preserve the fundamentalist positivist notion that any norm of international law can only bind a state that has consented to be bound by it In reality however numerous unanswered questions exist about the way that it works in practice Through focused analysis of state practice this monograph provides a detailed understanding of how the rule emerged and operates how it should be conceptualised and what its implications are for the binding nature of

customary international law It argues that the persistent objector rule ultimately has an important role to play in the mixture of consent and consensus that underpins international law

Aircraft Accidents in the Conflict of Laws Académie de droit international de La Haye, 1988-11-18 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

The Parthenon Marbles and International Law Catharine Titi, 2023-05-24 The Parthenon marbles case is the most famous international cultural heritage dispute concerning repatriation of looted antiquities the Parthenon marbles in the British Museum's Elgin Collection The case has polarised observers ever since Elgin had the marbles hacked out of the ancient temple at the turn of the 19th century in Ottoman occupied Athens In 1816 a debt stricken Elgin sold the marbles to the British government which subsequently entrusted them to the British Museum where they have remained since then Much ink has been spilled on the Parthenon marbles The ethical and cultural merits of their repatriation have been fiercely debated for years But what has generally not been considered are the legal merits of their return in light of contemporary international law This book is the first in legal scholarship to provide an international law perspective of the cause célèbre of international cultural heritage disputes and in doing so to clarify the new customary international law on the return of cultural property unlawfully removed from its original context The book which includes a foreword by Andrew Wallace Hadrill is a unique reference work on the legal case for the return of the Parthenon marbles and the new normative framework for the protection of cultural heritage

Filiation and the Protection of Parentless Children Nadjma Yassari, Lena-Maria Möller, Marie-Claude Najm, 2019-07-03 This book contains selected contributions presented during the workshop Establishing Filiation Towards a Social Definition of the Family in Islamic and Middle Eastern Law which was convened in Beirut Lebanon in November 2017 Filiation is a multifaceted concept in Muslim jurisdictions Beyond its legal aspect it encompasses the notion of inclusion and belonging thereby holding significant social implications Being the child of someone carrying one's father's name and inheriting from both parents form important pillars of personal identity This volume explores filiation nasab and alternative forms of a full parent child relationship in Muslim jurisdictions Eleven country reports ranging from Morocco to Malaysia examine how maternal and paternal filiation is established be it by operation of the law by the parties exercise of autonomy such as acknowledgement or by scientific means DNA testing in particular and how lawmakers courts and society at large view and treat children who fall outside those legal structures especially children born out of wedlock or under dubious circumstances In a second step alternative care schemes in place for the protection of parentless children are examined and

their potential to recreate a legal parent child relationship is discussed In addition to the country specific analyses included in this book three further contributions explore the subject matter from perspectives of premodern Sunni legal doctrine premodern Shiite legal doctrine and the private international law regimes of contemporary Arab countries Finally a comparative analysis of the themes explored is presented in the synopsis at the end of this volume The book is aimed at scholars in the fields of Muslim family law and comparative family law and is of high practical relevance to legal practitioners working in the area of international child law Nadjma Yassari is Leader of the Research Group Changes in God's Law An Inner Islamic Comparison of Family and Succession Law at the Max Planck Institute for Comparative and International Private Law while Lena Maria Müller is a Senior Research Fellow at the Max Planck Institute and a member of the same Research Group Marie Claude Najm is a Professor in the Faculty of Law and Political Science at Saint Joseph University of Beirut in Lebanon and Director of the Centre of Legal Studies and Research for the Arab World CEDROMA

The Responsibility of International Organizations Toward Third Parties Moshe Hirsch, 2023-07-24 One of the far reaching changes in the past century is the rapid growth of international organizations International organizations are instruments for institutionalized cooperation among states however they also generate growing risks to other actors in the international system The increased activity of international organizations may lead naturally to an infringement of the rights of others and the infliction of damage upon them In such cases the question arises of which legal principles apply to the relations between the wrongdoer organization and the victims of its activity This is the realm of responsibility of international organizations

La dimension sociale du droit international privé A. Bucher, 2011-04-25 Ce cours apporte la cohérence au pluralisme des méthodes dans une perspective qui tient compte des intérêts de la société Les règles de conflit de lois sont présentées dans une nouvelle structure exhaustive permettant de définir la place des règles unilatérales et bilatérales et des lois de police et d'y intégrer le droit de l'Union européenne On distinguera ainsi entre les règles attributives matérielles et réceptives de conflit de lois Le lecteur emportera le message que les mécanismes la proximité l'harmonie des solutions la coopération et tant d'autres techniques en droit international privé doivent être remplies d'une idée de justice sans laquelle elles n'ont pas de mérite Cette justice met en valeur l'identité et la protection de la personne travers les ordres juridiques Le regard sur cette idée sera le meilleur guide dans l'étude des règles et des méthodes du droit international privé

Peremptory International Law - Jus Cogens Robert Kolb, 2015-08-27 Robert Kolb one of the leading international scholars of his generation offers a seminal survey of the question of peremptory international law The author analyses and systemises different questions such as the typology of peremptory norms beyond the Vienna Convention on the Law of Treaties here he distinguishes between public order jus cogens and mere public utility jus cogens Furthermore what about relative jus cogens such as regional jus cogens norms or conventional jus cogens norms What about some consequences of jus cogens breaches in the law of State responsibility are they themselves jus cogens Thus can individual war reparations be renounced by lump sum agreements

What happens if different jus cogens norms are in conflict Is there a difference between the scope of jus cogens in inter State relations and its scope for other subjects of law such as the UN and its Security Council Is jus cogens necessarily predicated on the concept of a hierarchy of norms What is the exact extent of the peremptory nature of some rules Sometimes only the core of a principle is peremptory while its normative periphery is not Also in the use of force the peremptory character of the provision is compatible with agreements falling under the recognised exceptions such as collective self defence These and other unusual questions are discussed in the present book **Recueil des Cours:Vol. 220A:Index Tomes, 1988-1990**

Academie de Droit International de la Haye,1998-12-16 This volume is designed to put at the disposal of the users of the Collected Courses detailed and precise research tools It is not intended to replace the general indexes but is an attempt to fill the gaps inherent in the publication dates of the former This volume covers ten volumes of the Collected Courses published between 1988 and 1990 more than 4 000 printed pages it is the Academy s intention to produce similar index volumes on a regular basis Also included is a complete list of all the courses which have appeared in the Collected Courses to date as well as an alphabetical list of authors and a detailed list of the Academy s other publications **Five Masters of International**

Law Antonio Cassese,2011-03-15 This book consists of interviews with five distinguished international lawyers from the UK USA Uruguay and France conducted by the editor Antonio Cassese between 1993 and 1995 Each interview is preceded by a brief intellectual portrait of the interviewee In his general introduction Cassese stresses that the interviews all based on the same questionnaire were intended to bring out not only the main ideas associated with each scholar in the fields of international law and international relations but also his intellectual and philosophical background his general outlook and his views of the prospects for the evolution of the international community In his final essay Cassese brings together the main threads of the interviews and points to the parallels and divergences appearing from them This book offers a unique and important insight into the legal minds and outlook of a select group of prominent scholars of international law and legal institutions during the last years of the twentieth century *Legal Treatment of Foreign Investment* Ibrahim F.I.

Shihata,2023-12-04

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