

Modern Law of Self-Determination

Edited by

Christopher D. Stone

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Modern Law Of Self Determination Developments In International Law Vol 16

Corsin Bisaz



Modern Law Of Self Determination Developments In International Law Vol 16:

The Concept of Group Rights in International Law Corsin Bisaz, 2012-08-28 Through a collective biography of four scholars Erich Kaufmann Hans Kelsen Hersch Lauterpacht and Hans J Morgenthau this book investigates how Jewish identity and intellectual ties to Judaic civilization in the German speaking and legal context influenced international law By using biblical constitutive metaphors it argues that Jewish German lawyers inherited inter alia a particular Jewish legal approach that framed their understanding of the law as a means to reach God The overarching argument is that because of their Jewish heritage Jewish scholars inherited the endorsement of earthly particularism for the sake of universalism and the other way around for the sake of universalism humanity s differences need to be solved through the law **International Law**

and Nomadic People Marco Moretti, 2012-06-27 Nomadic people have over the years been subject to prejudice and negative thinking by sedentarised societies as well as by political and legislative systems It was finally only in the 1970s that international lawyers began to reassess the status of these peoples to recognise their rights and above all to protect them In his thesis Marco Moretti defines the relationship between nomadic people and law makers between the 16th and 19th centuries This is followed by establishing the evolution of the human rights movement recognising peoples who are not state entities and therefore giving place for the existence of nomadic people worldwide Modern Law of Self-Determination

Christian Tomuschat, 2023-08-21 Modern Law of Self Determination examines the significance of the right to self determination in the new world order For decades self determination was seen as a right of colonial peoples Now the decolonization process has come to an end its scope and meaning need to be re examined Increasingly the ethnic groups within established nation States claim some separate political status In extreme cases of persecution of an ethnic group by a ruling majority secession may provide the only viable remedy to resolve the conflict However international law cannot promote a general Balkanization of the globe The legitimate interests of all ethnic groups should be accommodated within the framework of existing States Self determination which today is predominantly understood as implying a right to independent statehood may have to be re interpreted as conferring no more than a right to autonomy or federal statehood Such a conception is in line with a modern tendency that highlights the necessary internal dimension of self determination Modern Law of Self Determination is based on papers delivered at a conference in Bonn in August 1992 which have been updated and reviewed by the authors in light of the discussions following their presentation **The Proposed Nordic**

Saami Convention Nigel Bankes, Timo Koivurova, 2013-01-31 In 2005 an expert group representing the governments of Norway Sweden and Finland and the Saami parliaments of these countries agreed upon a draft text of a Nordic Saami Convention Key parts of the text deal with the recognition of Saami land and resource rights More recently the three governments have embarked on negotiations to move from this draft text to a final convention that may be adopted and ratified by all three countries Negotiations commenced in the Spring of 2011 and should be completed within five years This

collection of essays explores the national and international dimensions of indigenous property rights and the draft Convention which recognises the Saami as one people divided by international boundaries Part one of the book seeks to provide a global and theoretical context for these developments in the Nordic countries with a series of essays dealing with the moral and legal reasons for recognising indigenous property interests and different conceptualisations of the relationship between indigenous peoples and settler societies including recognition reconciliation and pluralism Part two of the book examines some international legal issues associated with the Convention including the background to the Convention Part three turns to examine aspects of the recognition of Saami property interests in each of the three Nordic states while Part four provides some comparative experiences examining the recognition of indigenous property rights in a number of jurisdictions including Canada Australia and a number of South American states An additional essay considers gender issues in relation to indigenous property rights

Third World Attitudes Toward International Law Frederick E. Snyder, Surakiart Sathirathai, 1987-06-23

Irish Yearbook of International Law, Volume 7, 2012 Fiona de Londras, Siobhán Mullally, 2014-12-04 The Irish Yearbook of International Law IYIL supports research into Ireland's practice in international affairs and foreign policy filling a gap in existing legal scholarship and assisting in the dissemination of Irish thinking and practice on matters of international law On an annual basis the Yearbook presents peer reviewed academic articles and book reviews on general issues of international law Designated correspondents provide reports on international law developments in Ireland Irish practice in international bodies Ireland and the Law of the Sea and the law of the European Union as relevant to developments in Ireland In addition the Yearbook reproduces key documents that reflect Irish practice on contemporary issues of international law Publication of the Irish Yearbook of International Law makes Irish practice and opinio juris more readily available to Governments academics and international bodies when determining the content of international law In providing a forum for the documentation and analysis of North South relations the Yearbook also makes an important contribution to post conflict and transitional justice studies internationally As a matter of editorial policy the Yearbook seeks to promote a multilateral approach to international affairs reflecting and reinforcing Ireland's long standing commitment to multilateralism as a core element of foreign policy

The Oxford Handbook of International Law and Development, 2023-11-11 Since the mid twentieth century international law and international development have become two of the most prominent secular languages through which aspirations about a better world are articulated They have shaped the both the treatment and self understanding of the developing world often by positing the West as a universal model against which developing states their citizens and natural environments should be measured and disciplined In recent years however critical scholars have investigated the deep linkages between the concept of development the doctrines and institutions of international law and broader projects of ordering at the international level They have shown how the leading models de radicalise if not derail initiatives to redefine development and pursue other forms of global well being Bringing together

scholars from both the Global South and the Global North the contributions in this Handbook invite readers to consider the limits of common normative and developmentalist assumptions At the same time the Handbook demonstrates how disparate but still identifiable set of ideas imaginaries norms and institutional practices related to law development and international governance shape today s profoundly unequal material conditions threatening the future of human and nonhuman life on the planet The book focuses on five distinct areas existing disciplinary frameworks institutions and actors regional theatres of international law and development competing social and economic agendas and alternative futures Offering a unique overview of the field of international law and development and assembling major critical historical and political economic insights this Handbook is an unmissable resource for scholars of international law international relations development studies and global history as well as anyone interested in the past present and future of our world

Secession Marcelo G. Kohen, 2006-03-30 The end of the Cold War brought about new secessionist aspirations and the strengthening and reawakening of existing or dormant separatist claims everywhere The creation of a new independent entity through the separation of part of the territory and population of an existing State raises serious difficulties as to the role of international law This book offers a comprehensive study of secession from an international law perspective focusing on practice and applicable rules of international law It includes theoretical analyses and a scrutiny of practice throughout the world by eighteen distinguished authors from Western and Eastern Europe North and Sub Saharan Africa North and Latin America and Asia Core questions are addressed from different perspectives and in some cases with divergent views The reader is also exposed to a far reaching picture of State practice including some cases which are rarely mentioned and often neglected in scholarly analysis of secession

Principles of International Development Law Milan Bulajic, 2023-10-09 The growing population of Europe needs adequate and wholesome food at reasonable prices and a sufficient supply of pure drinking water Accommodating this need and the many other pressures on land while maintaining biodiversity ecosystems and cultural landscapes is a matter of continuing concern and debate in Europe The changing nature of agriculture concerns about agricultural subsidies and surpluses food and water quality issues and discussion of the future of the European Union EU s Common Agricultural Policy have all increased the intensity of this debate in recent years Through its discussion of how best to achieve sustainable land use Agriculture and Sustainable Land Use in Europe tackles this wide range of issues examining problems faced by the EU concerning the future of rural communities the maintenance of an attractive and diverse countryside and more This work comprises papers presented at two conferences organised by groups of European Environmental Advisory Councils These papers offer the reader access to a broad range of experience and points of view making Agriculture and Sustainable Land Use in Europe a contribution of particular value to the debate on these issues

Max Planck Yearbook of United Nations Law Jochen Abraham Frowein, Rüdiger Wolfrum, 1997-09-01 Blaskif

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