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Peace Agreements and Human Rights Christine Bell, 2003 This work examines human rights provisions in peace agreements and through them the role of human rights protection in peace processes **Negotiating justice ? : human rights and peace agreements** , 2006 Negotiating Justice? HR & Peace Agreements (summary) , **The Internal Implementation of Peace Agreements After Violent Intrastate Conflict** Arist von Hehn, 2011-08-11 This study provides guidance on how to best approach the management of an internally led peace implementation process after violent intrastate conflict gives an overview of tasks to be taken on explains the legal framework provided for under international law and addresses management implications With a foreword by Nobel Peace Prize Laureate President Martti Ahtisaari **Peace Agreements** Nina Caspersen, 2017-01-06 Since the end of the Cold War a significant number of peace agreements have been signed many of them in bloody intra state conflicts that were previously thought beyond resolution How have these agreements addressed issues of territory security power and justice Do they reveal a blueprint for peace and what can we learn from both their successes and their failures This timely book provides a comprehensive and cutting edge analysis of peace agreements signed in separatist conflicts from 1990 to the present day Drawing on a diverse range of cases including Bosnia Indonesia the Philippines Sudan Israel Palestine and Ukraine it analyses the different peace packages focusing on the interaction of the elements in play and exploring the impact of political contestation within conflict parties and of peace process dynamics Though some of these agreements have displayed great ingenuity in finding lasting solutions many have relied on more traditional and often problematic designs For all such agreements the enduring challenge is that of ensuring flexibility while avoiding destructive ambiguity This is why the content of peace agreements really matters not only to sustain peace once it is achieved but to make the prospect of peace possible in the first place On the Law of Peace Christine Bell, 2008-09-25 This book provides a comprehensive analysis of the use of peace agreements from a legal perspective It describes and evaluates the development of contemporary peace processes and the peace agreements that emerge The book sets out what is in essence an anatomy of peace agreement practice and interrogates its relationship to law At its heart the book grapples with the role of law in ending violent conflict and the broader questions this raises for the relationship of law to social change Law potentially plays two key roles with respect to peace agreements first to the extent that peace agreements themselves form legal documents law plays a role in the enforcement or implementation of the peace agreement second international law has a relationship to peace agreement negotiation and content in its regulatory guise International Law regulates self determination transitional justice and the role of third parties The book documents and analyses these two roles of law In doing so the book reveals a complex dynamic relationship between the peace agreement as a legal document and the role of international law in which international law and concepts of domestic constitutionalism are being re shaped The practice of negotiating peace agreements is argued to be producing a new law of the peacemaker or *lex pacificatoria*

that connects developments in international law with new forms of domestic constitutional law in a set of hybrid relationships This law of the peacemaker potentially forms part of a broader law of peace that moves beyond the traditional concept of law of peace as merely the rest of international law once the laws of war are subtracted The new *lex pacificatoria* stands as an account of the way in which international law shapes and is shaped by peace agreements The book proposes an ambivalent response to this new law which connects to contemporary debates about the force of international law and its appropriate relationship with domestic constitutionalism

International Law and Peace Settlements Marc Weller, Mark Retter, Andrea Varga, 2021-02-04 *International Law and Peace Settlements* provides a systematic and comprehensive assessment of the relationship between international law and peace settlement practice across core settlement issues e g transitional justice human rights refugees self determination power sharing and wealth sharing The contributions address key cross cutting questions on the legal status of peace agreements the potential for developing international law and the role of key actors such as non state armed groups third state witnesses and guarantors and the UN Security Council in the legalisation and internationalisation of settlement commitments In recent years significant scholarly work has examined facets of the relationship between international law and peace settlements through concepts such as *jus post bellum* and *lex pacificatoria* *International Law and Peace Settlements* drives forward the debate on the legalisation and internationalisation of peace agreements with diverse contributions from leading academics and practitioners in international law and conflict resolution

Legal Normativity in the Resolution of Internal Armed Conflict Philipp Kastner, 2015-08-07 Drawing on the texts and historical processes of peace resolutions this book illustrates how conflict resolution constructs legal norms

Sudan's Wars and Peace Agreements Stephanie Beswick, Jay Spaulding, 2010-07-12 Originating from the 2008 27th annual conference of the Sudan Studies Association SSA of the same title these essays document and analyze Sudan's chronic history of conflict since independence in 1956 as well as its own and international efforts to bring an end to these conflicts As the country moves toward what some see as the inevitable separation of South Sudan in 2011 honoring the principle of self determination long fought for by southerners the lessons of six decades of a history of war and peace agreements is both telling and compelling This analysis is offered by the real experts on Sudan rather than the usual story offered by journalists and pundits In addition to an Introduction by the editors all founders or current or past presidents of the SSA the essays by Sudanese and non Sudanese explore the often bitter history of North South relations and loss of life leading to the consideration of a range of options from a continuation of national unity under revised terms to federation or redivision to full separation of the South and the constitution of a new African state The role of the Khartoum government's pursuit of policies of Islamization and Islamism for a quarter of a century across multiple regimes is also treated The central question of constructing a sustainable peace irrespective of the outcome in 2011 is detailed along with the essential consideration of women and gender perspectives to sustain any peace negotiated This book is must reading in advance of or

in response to the crucial events as they unfold in Sudan in 2011 and beyond

Remedies in International Human Rights Law Dinah Shelton, 2015 Dinah Shelton provides a comprehensive treatment of remedies for human rights violations reviews the jurisprudence of international tribunals on these violations The text provides a theoretical framework and a practical guide for lawyers judges and academics interested in human rights law

Ethics and Human Rights in a Globalized World Klaus Hoffmann-Holland, 2009 In a globalized world an interdisciplinary dialogue on ethics and human rights is possible necessary and fruitful for jurisprudence Human rights can be understood as formalized ethics and ethics can thus serve as a foundation for human rights They are the framework for a communication of rights and this communication is the context in which wrongs can be transformed into rights Ethics do however also shape existing recognized human rights Human rights are ethics in action The enforcement of human rights especially in international criminal law as well as the implementation structures bring the ideas and principles of rights to life in a globalized world Thus it is advisable to take an interdisciplinary approach to participation rights social rights and human rights in general in private and in public life This work contains articles that were presented at an international and interdisciplinary conference on Ethics and Human Rights in a Globalized World in Jerusalem in the fall of 2008 Young researchers from Israel and Germany who work in the fields of law philosophy political science and theology deal with the foundation of human rights the conflict between varying human rights and effective implementation structures The part played by the World Bank in implementing human rights is highlighted as is the significance of local cultural backgrounds Other articles deal with the correlation of international criminal law and human rights The book also contains an article by Aharon Barak former Chief Justice of the Israel Supreme Court

Ethno-Cultural Diversity and Human Rights Gaetano Pentassuglia, 2018-01-22 What is the role of ethno cultural groups in human rights discourse Under international human rights law standards are unclear and ambivalent while traditional analyses have often failed to elucidate and unpack the conceptual legal and policy complexities involved In *Ethno Cultural Diversity and Human Rights* prominent experts chart new territory by addressing contested dimensions of the field They include the impact of collective interests on rights discourse and nation building international law s responses to group demands for decision making authority and concerns for immigration intersectionality and peacebuilding Drawing from diverse scholarship in international law legal and moral philosophy and political science this volume will be essential reading for scholars and practitioners of human rights diversity and conflict management

Protecting Human Rights and Building Peace in Post-Violence Societies Nasia Hadjigeorgiou, 2020-02-20 This book critically examines the relationship between protecting human rights and building peace in post violence societies It explores the conditions that must be present and strategies that should be adopted for the former to contribute to the latter The author argues that human rights can aid peacebuilding efforts by helping victims of past violence to articulate their grievance and by encouraging the state to respond to and provide them with a meaningful remedy This usually happens

either through a process of adjudication whereby human rights can offer guidance to the judiciary as to the best way to address such grievances or through the passing and implementation of human rights laws and policies that seek to promote peace. However, this positive relationship between human rights and peace is both qualified and context specific. Through an interdisciplinary and comparative analysis of four case studies, the book identifies the conditions that can support the effective use of human rights as peacebuilding tools. Developing these, the book recommends a series of strategies that peacebuilders should adopt and rely on. Winner of the Constantinos Emilianides Award in Law for 2020 joint conferment.

The Colombian Peace Agreement Jorge Luis Fabra-Zamora, Andrés Molina-Ochoa, Nancy C. Doubleday, 2021-04-28. This book is the first systematic interdisciplinary examination of the peace agreement signed between the Colombian Government and the Revolutionary Armed Forces of Colombia to end one of the largest and most violent conflicts in the Western Hemisphere. It discusses the achievements, failures, and challenges of this innovative peace agreement and its implications for Colombia's future. Contributors include negotiators of the Agreement, judges of the Special Jurisdiction for Peace, representatives of the civil society, and leading academic experts in peace studies, human rights, international law, criminal law, transitional justice, political science, and philosophy. Based on the premise that peace is a form of transferable social knowledge and therefore necessitates transformative social learning, the volume also discusses what other countries can learn from the Colombian experience. This book will be of much interest to students of peace and conflict studies, transitional justice, Latin American politics, human rights, civil wars, and International Relations.

Holy Places of Jerusalem in Middle East Peace Agreements Enrico Molinaro, 2009-12-01. Throughout history, Jerusalem and its Holy Places have witnessed fierce religious controversy and political dispute. This study analyses an international and diplomatic perspective which highlights the state national territorial versus global transnational approach to Jerusalem with respect to possession and the right to worship.

Negotiating Justice?, 2006. **Indigenous Peoples' Land Rights under International Law** Jérémie Gilbert, 2007-03-23. This book addresses the right of indigenous peoples to live on and use their traditional territories. A profound relationship with land and territories characterizes indigenous groups, but indigenous peoples have been and are repeatedly deprived of their lands. This book analyzes whether the international legal regime provides indigenous peoples with the collective right to live on their traditional territories. Through its meticulous and wide-ranging examination of the interaction between international law and indigenous peoples' land rights, the work explores several burning issues such as collective rights, self-determination, autonomy, property rights, and restitution of land. In assessing the human rights approach to land rights, the book delves into the notion of past violations and the role of human rights law in providing for remedies, reparation, and restitution. It also argues that there is a new phase in the relationship between States and indigenous peoples in the making of territorial agreements. Based on its analysis of indigenous peoples' land rights under international law, this book proposes an original theory as regards the legal status of indigenous peoples. It explores how indigenous peoples have

been the victims of the rules governing title to territory since the inception of international law and how under the current human rights regime indigenous peoples have now gained the status of actors of international law Published under the Transnational Publishers imprint *Recueil Des Cours de L'Académie de Droit Européen* Academy of European Law, 1999-10-13 The Academy of European Law was established by the European University Institute in 1990 and extends the Institute's current programmes into a larger field of interest It has as its main activity the holding of annual Summer Courses in the law of the European Community and the protection of human rights in Europe In addition to General Courses shorter courses are held on subjects of special academic and practical interest in both fields Finally special guest lectures on topical issues are given by policy makers judges and persons who have held or currently hold the highest position in these fields The courses are published in the language in which they were delivered English and French

Popular Governance of Post-Conflict Reconstruction Matthew Saul, 2014-07-24 How can a population influence decision making on post conflict reconstruction This book explores the international legal framework for post conflict popular governance

Law in the Twilight Cindy Wittke, 2018-06-21 An informative book focusing on the internationalisation and legalisation of peace agreements to settle intra state conflicts between state and non state parties Cindy Wittke focuses on two key issues how international courts and tribunals deal with peace agreements and what implications the United Nations Security Council's involvement in the negotiation and implementation of peace agreements has for the agreements legal nature the status of the non state parties to agreements and the interpretation of peace agreements Wittke argues that the processes of negotiating and implementing peace agreements between state and non state parties create new spheres spaces and forms of post conflict law making and law enforcement For example contemporary peace agreements can simultaneously take the form and function of internationalised transitional constitutions and agreements governed by international law The resulting characteristics of contemporary peace agreement lead to permanent ambiguities shaping their interpretation and enforcement

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