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THE RESPONSIBILITY OF STATES FOR INTERNATIONAL CRIMES

Nina H. B. Jørgensen

OXFORD MONOGRAPHS IN INTERNATIONAL LAW

Responsibility Of States For International Crimes

Roger O'Keefe



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The Responsibility of States for International Crimes Nina H. B. Jørgensen, 2000 This book focuses on the concept of state responsibility for international crimes which gained support following the First World War but was pushed into the background by the development of the principle of individual criminal responsibility under international law after the Second World War Jørgensen considers the history and merits of a concept that it is argued is currently on the threshold between *lex ferenda* and *lex lata* *The Responsibility of States in International Law* Clyde Eagleton, 1928 *The Relationship Between*

State and Individual Responsibility for International Crimes Béatrice I. Bonafè, 2009 This book offers a unique comparison between state and individual responsibility for international crimes and examines the theories that can explain the relationship between these two regimes The study provides a comprehensive and systematic analysis of the relevant international practice from the standpoint of both international criminal law and in particular the case law of international criminal tribunals and state responsibility The author shows the various connections and issues arising from the parallel establishment of state and individual responsibility for the commission of the same international crimes These connections indicate a growing need to better co ordinate these regimes of international responsibility The author maintains that a general conception according to which state and individual responsibility are two separate sets of secondary rules attached to the breach of the same primary norms can help to solve the various issues relating to this dual responsibility This conception of the complementarity between state and individual responsibility justifies co ordination and consistent application of these two different regimes each of which aims to foster compliance with the most important obligations owed to the international community as a whole **Immunity of Heads of State and State Officials for International Crimes**

Ramona Pedretti, 2015-01-08 Ramona Pedretti offers for the first time a comprehensive assessment of the rules of customary international law relating to immunity of Heads of State and other State officials in the context of crimes pursuant to international law and their relationship with core principles of international law The book gives the reader a full picture of this topical issue which is located at the heart of today's development of international law It contains an in depth evaluation of a vast amount of relevant material ranging from domestic laws to judicial decisions of domestic and international courts The fact that the International Law Commission is deliberating the issue with a view to drafting an international treaty underscores the book's importance and timeliness International Crimes of State Joseph H. Weiler, Antonio

Cassese, Marina Spinedi, 2011-11-21 No detailed description available for International Crimes of State *Prosecuting International Crimes in Africa* Chacha Murungu, Japhet Biegon, 2011 Prosecuting international crimes in Africa contributes to the understanding of international criminal justice in Africa The book argues for the rule of law respect for human rights and the eradication of a culture of impunity in Africa it is a product of peer reviewed contributions from graduates of the Centre for Human Rights Faculty of Law University of Pretoria where the Master's degree programme in Human Rights and

Democratisation in Africa has been presented since 2000 Back cover *International Law* Malcolm N. Shaw, 2017-09-14 The definitive and authoritative international law text updated to reflect key case law international practice and treaty developments

The Relationship Between State and Individual Responsibility for International Crimes Beatrice Bonafè, 2009-02-23 This book offers a unique comparison between state and individual responsibility for international crimes and examines the theories that can explain the relationship between these two regimes The study provides a comprehensive and systematic analysis of the relevant international practice from the standpoint of both international criminal law and in particular the case law of international criminal tribunals and state responsibility The author shows the various connections and issues arising from the parallel establishment of state and individual responsibility for the commission of the same international crimes These connections indicate a growing need to better co ordinate these regimes of international responsibility The author maintains that a general conception according to which state and individual responsibility are two separate sets of secondary rules attached to the breach of the same primary norms can help to solve the various issues relating to this dual responsibility This conception of the complementarity between state and individual responsibility justifies co ordination and consistent application of these two different regimes each of which aims to foster compliance with the most important obligations owed to the international community as a whole

Research Handbook on International Criminal Law Bartram S. Brown, 2011-01-01 This timely valuable and thought provoking contribution to our understanding of the vibrant new subject that is international criminal law is a great addition to the literature and to our understanding Professor Bart Brown deserves real appreciation for bringing it together Philippe Sands QC University College London and Matrix Chambers UK The Research Handbook is a comprehensive up to date guide to one of the youngest yet most dynamic areas of international law It tackles the pertinent challenges and opportunities starting with the classical issues like categories of international crimes and complementarity going on to address the problems ahead including the Guant namo regime crimes against women and the status of private security contractors The Handbook will be a valuable source for both general and advanced international criminal law research James Crawford Cambridge University UK This carefully regarded and well structured handbook covers the broad range of norms practices policies processes and institutional mechanisms of international criminal law exploring how they operate and continue to develop in a variety of contexts Leading scholars in the field and experienced practitioners have brought together their expertise and perspectives in a clear and concise fashion to create an authoritative resource which will be useful and accessible even to those without legal training The Research Handbook on International Criminal Law will appeal to practitioners who may want to defend or prosecute international criminal law cases and academics researching and writing on international criminal law Graduate students studying international criminal law international human rights or international humanitarian law as well as those studying international justice international politics international organization or public policy analysis will also find this book

invaluable *International Crimes* Nikos Passas,2017-07-05 This volume makes accessible a selection of the most significant journal articles dealing with international crimes The studies collected here will be an invaluable aid to teaching and research

Principles of International Criminal Law Gerhard Werle,Florian Jessberger,2014 Principles of International Criminal Law is one of the leading textbooks in the field This third edition builds on the highly successful work of the previous editions setting out the general principles governing international crimes as well as the fundamentals of both substantive and procedural international criminal law

Duality of Responsibility in International Law Thomas Weatherall,2022-03-16 The responsibility of individuals and that of States under international law are generally regarded as independent systems Each is a distinct form of responsibility governed by a different set of rules The separability of these two forms of responsibility does not however dictate that they necessarily operate in isolation from one another To the contrary linkages between the fields of individual and State responsibility define the parameters of the principle of duality of responsibility in international law Duality of Responsibility in International Law offers a roadmap to help navigate this complex legal space

International Criminal Law Roger O'Keefe,2015-06-04 International Criminal Law provides a comprehensive overview of an increasingly integral part of public international law It complements the usual accounts of the substantive law of those international crimes tried to date before international criminal courts and of the institutional law of those courts with in depth analyses of fundamental formal juridical concepts such as an international crime and an international criminal court with detailed examinations of the many international crimes provided for by way of multilateral treaty and of the attendant obligations and rights of states parties and with sustained attention to the implementation of international criminal law at the national level Direct concise and precise International Criminal Law should prove a valuable resource for scholars and practitioners of the discipline of international criminal law

International Crimes: Volume I: Genocide Guénaél Mettraux,2019-06-18 Judge Mettraux s four volume compendium International Crimes Law and Practice will provide the most detailed and authoritative account to date of the law of international crimes It is a scholarly tour de force providing a unique blend of academic rigour and an insight into the practice of international criminal law The compendium is unrivalled in its breadth and depth covering almost a century of legal practice dozens of jurisdictions national and international thousands of decisions and judgments and hundreds of cases This first volume discusses in detail the law of genocide its definition elements normative status and relationship to the other core international crimes While the book is an invaluable tool for academics and researchers it is particularly suited to legal practitioners guiding the reader through the practical and evidential challenges associated with the prosecution of international crimes

Prosecuting International Crimes: A Multidisciplinary Approach Bartłomiej Krzan,2016-07-11 The volume edited by Bartłomiej Krzan offers different perspectives on the prosecution of international crimes The analyses contained therein reflect different backgrounds mainly legal combining several disciplines and making it a multidisciplinary study The main but definitely not

the exclusive point of reference is that of international law. In addition, other perspectives, those of legal history or sociology of law, and obviously the one of criminal law, both substantive and procedural, provide useful alternatives or, in most occasions, complementary approaches to the examination of the prosecution of international crimes. The book combines different views, backgrounds, and underlying assumptions. But gathered together, they shed some additional useful light that might be helpful for identifying new dimensions of the reaction, judicial or other, towards international crimes.

Contributors: Władysław Czapliński, Patrycja Grzebyk, Witold Jakimko, Wojciech Jasiński, David Kohout, Karolina Kremens, Bartłomiej Krzan, Krzysztof Maso, Neringa Mickevičiūtė, Robert Uerpmann, Wittzack Regina, Valutytė Karolina, Wierczyńska Joachim, Wolf Loammi Wolf, and Justinas ilinskas.

International Law Today: New Challenges and the Need for Reform? Doris König, Peter-Tobias Stoll, Volker Röben, Nele Matz-Lück, 2007-10-25. Rüdiger Wolfrum celebrated his 65 birthday on 13 December 2006. On this special occasion, current and former members of the large circle of his PhD and post-doctorate students, Doktoranden und Habilitanden, organized a symposium on the subject of International Law: New Challenges and the Need for Reform to honour him and his academic work as a teacher and researcher. The symposium took place at the Max Planck Institute for Comparative Public Law and International Law in Heidelberg on 15 and 16 December 2006. Since Rüdiger Wolfrum is a renowned scholar in many different fields of public national and international law, the subjects covered by the speakers and commentators reflect the wide variety of issues he worked on in his long and impressive academic career. They extend from a critical evaluation of the new responsibility to protect and the role of the UN Security Council in post-conflict management, thoughts on the proliferation of international tribunals with regard to the unity or fragmentation of international law, marine genetic resources in the deep sea and environmental protection in Antarctica, to human rights issues relating to intellectual property rights and the protection of minorities. All the presentations focused on new trends in international law and thus followed the lead of Rüdiger Wolfrum, who has always been at the forefront of innovative legal developments.

International Crimes Guénaél Mettraux, 2019. This book discusses in detail the law of genocide, its definition, elements, normative status, and relationship to the other core international crimes. It is the first in a four-volume compendium from Judge Mettraux on the four core international crimes.

Indirect Responsibility for Terrorist Acts Marja Lehto, 2009. The book offers several perspectives to the analysis of the expansion and diversification of international legal responses to terrorism. It focuses in particular on the move during the past decade towards more indirect forms of responsibility.

Global Impact of the Ukraine Conflict Shuichi Furuya, Hitomi Takemura, Kuniko Ozaki, 2023-11-30. The invasion of Ukraine by the Russian Federation and the subsequent military campaigns entail several classical aspects of armed conflict. First, it is a type of international armed conflict between two sovereign states that had been prevalent until the middle of the twentieth century but not in the last several decades. It is also a direct intervention by a superpower into a neighboring state with the former's aspiration of territorial expansion. This action evokes a scheme of war reminiscent of the nineteenth or

early twentieth century At the same time however the invasion is generating in the international community a sense of new phenomena leading to a new era that may be different from the past three decades following the end of the Cold War In fact the hostilities between the Russian Federation and Ukraine as well as reactions by other states and international organizations have raised legal and political issues that require scholars to reexamine existing frameworks of the international community and individual rules of international law The process of applying international law to states is a dynamic one Rules of international law may and should regulate the behavior of states and provide standards to decide whether a particular act by a state is permissible At the same time however states may change or replace existing rules and a significant event or series of such events may be a strong motivator to create a new legal framework In this regard rules of international law and the conduct of states are in a dialectical relationship International law can both shape a mode of conduct and be shaped by that conduct being its creator as well as its creation The Ukraine conflict is not an exception We can discuss the conduct of the Russian Federation Ukraine other states and international organizations and evaluate their legality and legitimacy from the viewpoint of existing rules However we may also reevaluate the current rules of international law through the lens of the Ukraine conflict and discuss possible changes to those rules in the future Inspired by the latter aspect of the international legal process the present book aims to examine the impact of the Ukraine conflict whether salient or potential on various rules of international law Most of the authors are from Japan and other Asian countries that are geographically remote from the site of the conflict It is often true however and particularly in this case that those keeping an appropriate distance can look at relevant issues in a broader view and from a more objective perspective To what extent and in what manner may the Ukraine conflict have an impact on the legal framework of the international community and the rules of international law This book is the first to answer those questions in a comprehensive manner

State Responsibility for Support of Armed Groups in the Commission of International Crimes Narissa Ramsundar, 2020-04-14

State Responsibility for the Support of Armed Groups in the Commission of International Crimes examines the law on attribution of conduct of individuals to states Under established principles of international law State responsibility only arises where armed groups act under the direction or control of the State or are completely dependent on the State These tests are under inclusive as they do not consider the different ways states can exert control over armed groups in the commission of international crimes Ramsundar presents an interesting examination into the possibility of liberalization of the rules of State responsibility The examination considers subtle ways states can exert control over armed groups in the commission of international crimes Her proposal presents a compelling argument for widening the scope of responsibility to states through useful modifications to interpretation of the tests of control and dependence

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