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The Interpretation of International Law by Domestic Courts

Helmut Philipp Aust, Georg Nolte, 2016-01-22 The Interpretation of International Law by Domestic Courts assesses the growing role of domestic courts in the interpretation of international law It asks whether and if so to what extent domestic courts make use of the international rules of interpretation set forth in the Vienna Convention on the Law of Treaties Given the expectation that rules of international law are to have a uniform interpretation and application throughout the world the practice of domestic courts is considerably more diverse The contributions to this book analyse three key questions first whether international law requires a coherent interpretive approach by domestic courts Second whether a common or convergent methodological outlook can be found in domestic court practice Third whether a common interpretive approach is desirable from a normative perspective The book identifies a considerable tension between international law s ambition for universal and uniform application and a plurality of different approaches This tension between unity and diversity is analysed by a group of leading international lawyers from a wide range of geographical disciplinary and methodological approaches Drawing on domestic practice of number of jurisdictions including among others Colombia France Japan India Israel Mexico South Africa the United Kingdom and the United States the book puts the interpretative practice of domestic courts in a wider context Its chapters offer doctrinal practical as well as theoretical perspectives on a central question for international law

Social Media and the Law Daxton Stewart, Daxton R. Stewart, 2017-02-10 Social media platforms like Facebook Twitter Instagram YouTube and Snapchat allow users to connect with one another and share information with the click of a mouse or a tap on a touchscreen and have become vital tools for professionals in the news and strategic communication fields But as rapidly as these services have grown in popularity their legal ramifications aren t widely understood To what extent do communicators put themselves at risk for defamation and privacy lawsuits when they use these tools and what rights do communicators have when other users talk about them on social networks How can an entity maintain control of intellectual property issues such as posting copyrighted videos and photographs consistent with the developing law in this area How and when can journalists and publicists use these tools to do their jobs without endangering their employers or clients Including two new chapters that examine First Amendment issues and ownership of social media accounts and content Social Media and the Law brings together thirteen media law scholars to address these questions and more including current issues like copyright online impersonation anonymity cyberbullying sexting and live streaming Students and

professional communicators alike need to be aware of laws relating to defamation privacy intellectual property and government regulation and this guidebook is here to help them navigate the tricky legal terrain of social media

Dictionary of Scientific Principles Stephen Marvin, 2012-11-27 *Dictionary of Scientific Principles* presents a unique and timeless collection of almost all known rules or laws commonly called principles identified throughout the history of scientific development their definition and use Exploring a broad range of disciplines the book first lists more than 2 000 principles organized in a standard alphabetical order then provides a list of subject headings for which related principles are identified A staple addition to every library the dictionary will also be of interest to scientists and general readers

Constitutional Reasoning in Latin America and the Caribbean Johanna Fröhlich, 2024-09-05 This book examines the reasoning practice of 15 constitutional courts and supreme courts including the Caribbean Commonwealth and the Inter American Court of Human Rights Enriched by empirical data with which it strives to contribute to a constructive and well informed debate the volume analyses how Latin American courts justify their decisions Based on original data and a region specific methodology the book provides a systematic analysis utilising more than 600 leading cases It shows which interpretive methods and concepts are most favoured by Latin American courts and which courts were the most prolific in their reasoning activities The volume traces the features of judicial dialogue on a regional and sub regional level and enables the evaluation and comparison of each country s reasoning culture in different epochs The collection includes several graphs to visualise the changes and tendencies of the reasoning practices throughout time in the region based on information gathered from the dataset To better understand the current functioning and the future tendencies of courts in Latin America and the Caribbean the volume illuminates how constitutional and supreme courts have actually been making their decisions in the selected landmark cases which could also contribute to future successful litigation strategies for both national constitutional courts and the Inter American Court for Human Rights This project was made possible due to the collaboration and funding provided by the Rule of Law Programme for Latin America of the Konrad Adenauer Foundation and the Law School of the University of San Francisco de Quito

The American Convention on Human Rights Ludovic Hennebel, Hélène Tigroudja, 2022 General obligations Civil and political rights Economic social and political rights Suspension of guarantees interpretation and application Personal responsibilities Inter American Commission on human rights responsibilities Inter American Court of Human rights Common provisions Signature ratification reservations amendments protocols and denunciation Transitory provisions

Research Handbook on International Law and Social Rights Christina Binder, Jane A. Hofbauer, Flávia Piovesan, Amaya Úbeda de Torres, 2020-08-28 This comprehensive Research Handbook offers a comparative overview of the history nature and current status of social rights at the universal and regional level Tracing their evolution from rather modest beginnings to becoming the category of rights responding most accurately to the 21st century s policy objectives of poverty eradication and equitable resource allocation this Research Handbook assesses the mechanisms used to enhance the

implementation and enforcement of social rights

The Oxford Handbook of Constitutional Law in Latin America

Conrado Hübner Mendes, Roberto Gargarella, Sebastián Guidi, 2022 This Oxford Handbook details the constitutions and constitutional history of Latin America providing comparative analysis of the prevailing institutional models and major themes in the region's constitutionalism

Artificial Intelligence in HCI Helmut Degen, Lauren Reinerman-Jones, 2020-07-10

This book constitutes the refereed proceedings of the First International Conference on Artificial Intelligence in HCI AI HCI 2020 held as part of the 22nd International Conference on Human Computer Interaction HCII 2020 in July 2020 The conference was planned to be held in Copenhagen Denmark but had to change to a virtual conference mode due to the COVID 19 pandemic The conference presents results from academic and industrial research as well as industrial experiences on the use of Artificial Intelligence technologies to enhance Human Computer Interaction From a total of 6326 submissions a total of 1439 papers and 238 posters has been accepted for publication in the HCII 2020 proceedings The 30 papers presented in this volume were organized in topical sections as follows Human Centered AI and AI Applications in HCI pical sections as follows Human Centered AI and AI Applications in HCI

Evolutionary Interpretation and International

Law Georges Abi-Saab, Kenneth Keith, Gabrielle Marceau, Clément Marquet, 2019-09-05 This unique book brings together leading experts from diverse areas of public international law to offer a comprehensive overview of the approaches to evolutionary interpretation in different international legal regimes It begins by asking what interpretation is offering the views of expert authors on the question its components and definitions It then comments on situations that have called for evolutionary interpretation in different international legal regimes including general international law environmental law human rights law EU law investment law international trade law and how domestic courts have on occasions interpreted treaties and other international legal instruments in an evolutionary manner This timely authoritative compendium offers an in depth understanding of the processes at work in evolutionary interpretation as well as a prime selection of the current trends and future challenges

Research Handbook on Compliance in International Human Rights Law Grote, Rainer, Morales Antoniazzi, Mariela, Paris, Davide, 2021-10-21 This comprehensive Research Handbook offers an in depth examination of the most significant factors affecting compliance with international human rights law which has emerged as one of the key problems in the efforts to promote effective protection of human rights In particular it examines the relationships between regional human rights courts and domestic actors and judiciaries

The Right to a Fair Trial in International Law Amal Clooney, Philippa Webb, 2021-02-11 The Right to a Fair Trial in International Law brings together the diverse sources of international law that define the right to a fair trial in the context of criminal as opposed to civil administrative or other proceedings The book provides a comprehensive explanation of what the right to a fair trial means in practice under international law and focuses on factual scenarios that practitioners and judges may face in court Each of the book's fourteen chapters examines a component of the right to a fair trial as defined in Article 14 of the International

Covenant on Civil and Political Rights and reviews the case law of regional human rights courts international criminal courts as well as UN human rights bodies Highlighting both consensus and divisions in the international jurisprudence in this area this book provides an invaluable resource to practitioners and scholars dealing with breaches of one of the most fundamental human rights

Comparative International Law Anthea Roberts, Paul B. Stephan, Pierre-Hugues Verdier, Mila Versteeg, 2017-12-13 By definition international law once agreed upon and consented to applies to all parties equally It is perhaps the one area of law where cross country comparison seems inappropriate because all parties are governed by the same rules However as this book explains states sometimes adhere to similar and at other times adopt different interpretations of the same international norms and standards International legal rules are not a monolithic whole but are the basis for ongoing contestation in which states set forth competing interpretations International norms are interpreted and redefined by national executives legislatures and judiciaries These varying and evolving interpretations can in turn change and impact the international rules themselves These similarities and differences make for an important but thus far largely unexamined object of comparison This is the premise for this book and for what the editors call comparative international law This book achieves three objectives The first is to show that international law is not a monolith The second is to map the cross country similarities and differences in international legal norms in different fields of international law as well as their application and interpretation with regards to geographic differences The third is to make a first and preliminary attempt to explain these differences It is organized into three broad thematic sections exploring conceptual matters domestic institutions and comparative international law and comparing approaches across issue areas The chapters are authored by contributors who include leading international law and comparative law scholars with diverse backgrounds experience and perspectives

Globalization, Environmental Law, and Sustainable Development in the Global South Kirk W. Junker, Paolo Davide Farah, 2021-11-29 This volume examines the impact of globalization on international environmental law and the implementation of sustainable development in the Global South Comprising contributions from lawyers from the Global South or who have experience in the Global South this volume is organized into three parts with a thematic inquiry woven through every chapter to ask how law can enable economies that can be sustained given the limited carrying capacity of the earth Part I describes and characterizes the status quo of environmental and economic problems in the Global South during the process of globalization Some of those problems include redistribution of environmental burden on the public through over reliance on the state in emerging economies and the transition to public private partnerships as well as extreme uncontrolled economic expansion Building on Part I Part II takes an international perspective by presenting some tools that are in place during the process of globalization that lead to friction and interfaces between developed and developing economies in environmental law Recognizing the impossibility of a globalized Northern economy the authors in Part III present some alternatives through framework ideas of human and civil rights environmental rights and indigenous

persons rights as well as concrete and specific legal tools to strengthen justice and rule of law institutions The book gives new perspectives to familiar approaches through concrete examples by professional practitioners and theoretical discourse by academic researchers and can thereby form the basis for changes in practices as well as further discussions and comparisons This book will be of great interest to students and scholars of environmental law sustainable development and globalization and international relations as well as legal professionals and practitioners

Popular Culture Theory and Methodology Harold E. Hinds, Marilyn Ferris Motz, Angela M. S. Nelson, 2006 Since its birth in the 1960s the study of popular culture has come a long way in defining its object its purpose and its place in academe Emerging along the margins of a scholarly establishment that initially dismissed anything popular as unworthy of serious study trivial formulaic easily digestible escapist early practitioners of the discipline stubbornly set about creating the theoretical and methodological framework upon which a deeper understanding could be founded Through seminal essays that document the maturation of the field as it gradually made headway toward legitimacy *Popular Culture Theory and Methodology* provides students of popular culture with both the historical context and the critical apparatus required for further growth For all its progress the study of popular culture remains a site of healthy questioning What exactly is popular culture How should it be studied What forces come together in producing disseminating and consuming it Is it always conformist or has it the power to subvert refashion resist and destabilize the status quo How does it differ from folk culture mass culture commercial culture Is the line between high and low merely arbitrary Do the popular arts have a distinctive aesthetics This collection offers a wide range of responses to these and similar questions Edited by Harold E Hinds Jr Marilyn F Motz and Angela M S Nelson *Popular Culture Theory and Methodology* charts some of the key turning points in the culture wars and leads us through the central debates in this fast developing discipline Authors of the more than two dozen studies several of which are newly published here include John Cawelti Russel B Nye Ray B Browne Fred E H Schroeder John Fiske Lawrence Mintz David Feldman Roger Rollin Harold Schechter S Elizabeth Bird and Harold E Hinds Jr A valuable bibliography completes the volume

The 3 Regional Human Rights Courts in Context Laurence Burgorgue-Larsen, 2024 The European Court of Human Rights the Inter American Court of Human Rights and the African Court on Human and Peoples Rights are three supranational jurisdictions that protect human rights This book is the first comprehensive study to compare the three regional courts It also considers how they operate as parts of a greater whole

Domestic Courts and the Interpretation of International Law Odile Ammann, 2019-11-11 Winner of the Walther Hug Prize 2021 Read more In *Domestic Courts and the Interpretation of International Law* Odile Ammann examines how domestic judges do and must interpret international law She analyzes their interpretative methodology and the predictability clarity and consistency of their reasoning Highlighting the main gaps in contemporary international legal scholarship regarding international law in domestic courts Ammann offers a fresh and thorough theoretical reflection on this topic Based on a detailed study of the judicial practice she shows how

courts interpretative method and reasoning can be further improved She also argues that interpretative methods must be taken more seriously in international law While she primarily uses the Swiss example to illustrate her claims the basic tenets of her analysis apply to any domestic legal context **The Construction of the Customary Law of Peace** Cecilia M.

Bailliet,2021-06-25 This thought provoking book explores the emerging construction of a customary law of peace in Latin America and the developing jurisprudence of the Inter American Court of Human Rights It traces the evolution of peace as both an end and a means from a negative form i e the absence of violence to a positive form that encompasses equality non discrimination and social justice including gendered perspectives on peace **Advocating Social Change through**

International Law Daniel Bradlow,David Hunter,2019-12-09 Advocating Social Change through International Law edited by Professors Daniel Bradlow and David Hunter explores the use of hard and soft international law in advocating for social change Using case studies rooted in inter alia human rights international crimes environmental protection public health and financial regulation the book focuses on both state and non state actors strategic choices regarding the use of hard and soft international law in advocating for social change Looking through the social change lens provides new insights into the interplay between soft and hard international law the perceived costs and benefits associated with hard and soft international law in different contexts and the factors affecting the effectiveness of hard and soft approaches to international law

Duelling for Supremacy Fulvio Maria Palombino,2019-05-16 Analyses national practices on conflicts between international law and national fundamental principles with a comparative perspective

Whispering the Strategies of Language: An Psychological Journey through **Persona Principle**

In a digitally-driven world where screens reign supreme and immediate connection drowns out the subtleties of language, the profound techniques and psychological nuances hidden within words often go unheard. Yet, set within the pages of **Persona Principle** a interesting literary treasure sporting with natural feelings, lies a fantastic journey waiting to be undertaken. Published by a talented wordsmith, this enchanting opus invites readers on an introspective journey, softly unraveling the veiled truths and profound impact resonating within the cloth of each word. Within the emotional depths with this moving review, we can embark upon a heartfelt exploration of the book is key styles, dissect its fascinating publishing design, and yield to the powerful resonance it evokes deep within the recesses of readers hearts.

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