

Rights and Duties of Dual Nationals
Evolution and Prospects

David A. Martin and Kay Hailbronner

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Rights And Duties Of Dual National evolution And Prospects

K. Breen, S. O'Neill



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Multiple Nationality And International Law Alfred Michael Boll, 2007 This book is a comprehensive overview of multiple nationality in international law and contains a survey of current State practice covering over 75 countries It examines the topic in light of the historical treatment of multiple nationality by States international bodies and commentators setting out the general trends in international law and relations that have influenced nationality While the book s purpose is not to debate the merits of multiple nationality but to present actual state practice it does survey arguments for and against multiple nationality and considers States motivations in adopting a particular attitude toward the topic As a reference work the volume includes a detailed examination of the nature of nationality under international law and the concepts of nationality and citizenship under municipal law The survey of State practice also constitutes a valuable resource for practitioners

Rights and Duties of Dual Nationals David A. Martin, Kay Hailbronner, 2003-01-01 The increased emergence of dual and multiple nationality in our globalized world has recently led to public and scholarly debates on a number of resulting practical questions This book comprehensively evaluates the legal status of dual nationals on the basis of a comparative analysis with emphasis on practice and law in the United States of America the Federal Republic of Germany Turkey and other selected countries comprising contributions of both academics and practitioners Among the legal subjects examined more intensively are the exercise of political rights by dual nationals including voting and office holding performance of military service loss and withdrawal of citizenship and effects of dual nationality on judicial cooperation as well as aspects of private international law The authors pay attention to developmental trends and legal changes in various countries and also to the philosophical and theoretical perspectives underlying various practices Specific recommendations for states dealing with dual nationality complete the investigation

Festschrift Liber Amicorum Turul Ansay Sabih Arkan, Aynur Yongal, 2006-01-01 Turul Ansay is an outstanding figure in the landscape of comparative law In a field that holds ever growing promise for the future he continues to manifest his tireless spirit in a wide arc of influential activity The spectrum of his achievement encompasses many areas of substantive law as well as legal education He is noted also for his direct contributions to the national legal systems of more than a few countries notably that of his native Turkey contributions characterized by the deep integrity that a truly comparative perspective brings This impressive Festschrift in honour of Dr Ansay s 75th birthday presents signal contributions by no less than thirty six of his colleagues and fellow comparatists all of them well known scholars in their fields They offer insightful views on some of the many tasks of legal scholarship taken up by Dr Ansay in the course of his long career including such areas as the following European competition law Conflicts of labor law conflicts among EC law and various national legal systems European real property law multiple nationality and diplomatic protection fundamental rights and private international law international consumer protection family relations in foreign law and in international family law Rights on immovable properties in Europe international agreements on

jurisdiction the Anglo internationalisation of law and language foreign direct investment protection legal education in Germany The wealth of material in this book represents a treasury of commentary and information that no student of comparative law will want to do without Because of its array of outstanding authors in the field and its important sidelights on such areas as transplanted law legal and social change comparative law methodology European legal integration and convergence and cross border import and export of ideas and institutions this book is far more than a liber amicorum it is a major new contribution to the field of comparative law and will be of great value not only to academics but to lawyers involved in cross border practice in areas such as family law human rights law and international business transactions

Claims of Dual Nationals and the Development of Customary International Law Mohsen Aghahosseini, 2007 The law governing the international claims of dual nationals relates to and is influenced by the wider subject of the individual's standing at the international level But while the latter had as a result of modern trends in human rights hugely improved as from the middle of the last century no occasion to test its impact on such claims had arisen prior to the 1980s when the Iran United States Claims Tribunal justifiably described as the most influential arbitral institution in the history of international adjudication first became involved with the issue The significance of the Tribunal's jurisprudence on the subject is not however limited to the judicial support it gives to the international rights of the individual Having made its basic findings of law on the subject the Tribunal has proceeded to apply them for some twenty years to a host of Cases of widely different characters The result is a wealth of material comprehensively reviewed in this book for the first time which is likely to be of some benefit to those interested in this area of international law After the Nation? K. Breen, S. O'Neill, 2010-10-20 Explores the ways in which the nation state and nationalism are challenged by contemporary realities This volume addresses changes to our understanding of national sovereignty problems posed by violent conflict between rival national projects the feasibility of postnationalist democracy and citizenship and the debate over global justice **Citizenship** Peter Kivisto, Thomas Faist, 2015-08-12 A significant addition to the growing body of literature on citizenship this wide ranging overview focuses on the importance and changing nature of citizenship It introduces the varied discourses and theories that have arisen in recent years and looks toward future scholarship in the field Offers an analytical assessment of the various thematic discourses and provides guidance in pulling together those discrete themes into a larger more comprehensive framework Identifies the four broadly conceived themes that shape the many discourses on contemporary citizenship inclusion erosion withdrawal and expansion Includes a thorough introduction to the subject Understanding International Law Conway W. Henderson, 2009-11-25 Understanding International Law presents a comprehensive accessible introduction to the various aspects of international law while addressing its interrelationship with world politics Presents well organized balanced coverage of all aspects of international law Features an accompanying website with direct access to court cases and study and discussion questions Visit the site at <http://www.wiley.com/go/internationallaw> www.wiley.com/go

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Latin America and the International Court of Justice Paula Wojcikiewicz Almeida, Jean-Marc Sorel, 2016-11-25 This book aims to evaluate the contribution of Latin America to the development of international law at the International Court of Justice ICJ This contemporary approach to international adjudication includes the historical contribution of the region to the development of international law through the emergence of international jurisdictions as well as the procedural and material contribution of the cases submitted by or against Latin American states to the ICJ to the development of international law The project then conceives international jurisdictions from a multifunctional perspective which encompasses the Court as both an instrument of the parties and an organ of a value based international community This shows how Latin American states have become increasingly committed to the peaceful settlement of disputes and to the promotion of international law through adjudication It culminates with an expansion of the traditional understanding of the function of the ICJ by Latin American states including an analysis of existing challenges in the region The book will be of interest to all those interested in international dispute resolution including academic libraries the judiciary practitioners in international law government institutions academics and students alike

The Frontiers of Democracy L. Beckman, 2009-08-20 The Frontiers of Democracy offers a comprehensive examination of restrictions on the vote in democracies today For the first time the reasons for excluding people prisoners children intellectually disabled non citizens from the suffrage in contemporary societies is critically examined from the point of view of democratic theory

Citizenship Peter J. Spiro, 2020 Almost everyone has citizenship and yet it has emerged as one of the most hotly contested issues of contemporary politics Even as cosmopolitan elites and human rights advocates aspire to some notion of global citizenship populism and nativism have re ignited the importance of national citizenship Either way the meaning of citizenship is changing Citizenship once represented solidarities among individuals committed to mutual support and sacrifice but as it is decoupled from national community on the ground it is becoming more a badge of privilege than a marker of equality Intense policy disagreement about whether to extend birthright citizenship to the children of unauthorized immigrants opens a window on other citizenship related developments At the same time that citizenship is harder to get for some for others it is literally available for purchase The exploding incidence of dual citizenship meanwhile is moving us away from a world in which states jealously demanded exclusive affiliation to one in which individuals can construct and maintain formal multinational identities Citizenship does not mean the same thing to everyone nor have states approached citizenship policy in lockstep Rather global trends point to a new era for citizenship as an institution In Citizenship What Everyone Needs to Know legal scholar Peter J Spiro explains citizenship through accessible terms and questions what citizenship means how you obtain citizenship and how you lose it how it has changed through history what benefits citizenship gets you

and what obligations it extracts from you all in comparative perspective He addresses how citizenship status affects a person's rights and obligations what it means to be stateless the refugee crisis and whether or not countries should terminate the citizenship of terrorists He also examines alternatives to national citizenship including sub national and global citizenship and the phenomenon of investor citizenship Spiro concludes by considering whether nationalist and extremist politics will lead to a general retreat from state based forms of association and the end of citizenship as we know it Ultimately Spiro provides historical and critical perspective to a concept that is a part of our everyday discourse providing a crucial contribution to our understanding of a central organizing principle of the modern world

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