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Development of Modern International Law and India Ram Prakash Anand, 2005 Based on his project of international law from an Asian perspective the author describes India as a Land of Desire for Europeans However the subcontinent was not willing to accept the demands and legal ideas without contradiction Essays on Some Disputed Questions in Modern International Law Thomas Joseph Lawrence, 1885 International Law and Islam Ignacio de la Rasilla del Moral, Ayesha Shahid, 2018-12-10 International Law and Islam Historical Explorations offers a unique opportunity to examine the Islamic contribution to the development of international law in historical perspective The role of Islam in its various intellectual political and legal manifestations within the history of international law is part of the exciting intellectual renovation of international and global legal history in the dawn of the twenty first century The present volume is an invitation to engage with this thriving development after generations of prejudiced writing regarding the notable contribution of Islam to international law and its history **Mestizo International Law** Arnulf Becker Lorca, 2015-01-01 The development of

international law is conventionally understood as a history in which the main characters states and international lawyers and events wars and peace conferences are European Arnulf Becker Lorca demonstrates how non Western states and lawyers appropriated nineteenth century classical thinking in order to defend new and better rules governing non Western states international relations By internalizing the standard of civilization for example they argued for the abrogation of unequal treaties These appropriations contributed to the globalization of international law With the rise of modern legal thinking and a stronger international community governed by law peripheral lawyers seized the opportunity and used the new discourse and institutions such as the League of Nations to dissolve the standard of civilization and codify non intervention and self determination These stories suggest that the history of our contemporary international legal order is not purely European instead they suggest a history of a mestizo international law

The Public Order and the Sacred Order: Contemporary Issues, Catholic Social Thought, and the Western and American Traditions Stephen M. Krason, 2009-05-20 The Public Order and the Sacred Order evaluates a range of contemporary social and political questions in light of Catholic social teaching philosophy great political thinkers and America s founding tradition It treats a wide range of topics including economics education free speech abortion church state relations American legal trends international politics Through discussions of these and other issues confronting contemporary American society author Stephen M Krason offers a scholarly social commentary suggests means for a reconstruction of sound social and political thought and calls for a renewal of American institutions politics and culture The book is structured in three parts Part I sets out foundational principles guided by Catholic social teaching philosophical reasoning Western political thought and the American founding Part II examines and evaluates the numerous issues in light of the principles set out in Part I and Part III provides approaches to the issues both general and specific policy ideas consonant with the foundational principles set out in Part I There is also a volume of important Catholic Church documents Supreme Court cases and excerpts of important writings in the history of Western and American political thought that let the reader examine directly many documents discussed in the text of the book Along with being a strong and focused defense of traditional Catholic approaches to the questions of our time the vast array of material covered makes this book an invaluable reference for anyone interested in contemporary politics

The Pirate Myth Amedeo Policante, 2015-01-09 The image of the pirate is at once spectral and ubiquitous It haunts the imagination of international legal scholars diplomats and statesmen involved in the war on terror It returns in the headlines of international newspapers as an untimely security threat It materializes on the most provincial cinematic screen and the most acclaimed works of fiction It casts its shadow over the liquid spatiality of the Net where cyber activists file sharers and a large part of the global youth are condemned as pirates often embracing that definition with pride rather than resentment Today the pirate remains a powerful political icon embodying at once the persistent nightmare of an anomic wilderness at the fringe of civilization and the fantasy of a possible anarchic freedom beyond the rigid norms of the state and of the market And yet what are the origins

of this persistent pirate myth in the Western political imagination Can we trace the historical trajectory that has charged this ambiguous figure with the emotional political and imaginary tensions that continue to characterize it What can we learn from the history of piracy and the ways in which it intertwines with the history of imperialism and international trade Drawing on international law political theory and popular literature The Pirate Myth offers an authoritative genealogy of this immortal political and cultural icon showing that the history of piracy the different ways in which pirates have been used outlawed and suppressed by the major global powers but also fantasized imagined and romanticised by popular culture can shed unexpected light on the different forms of violence that remain at the basis of our contemporary global order

Just Wars, Holy Wars, and Jihads Sohail H. Hashmi, 2012-07-03 Just Wars Holy Wars and Jihads explores the development of Christian Muslim and Jewish thinking on just war holy war and jihad over the past fourteen centuries

War and Self-Defense David Rodin, 2002-10-17 When is it right to go to war The most persuasive answer to this question has always been in self defense In a penetrating new analysis bringing together moral philosophy political science and law David Rodin shows what s wrong with this answer He proposes a comprehensive new theory of the right of self defense which resolves many of the perplexing questions that have dogged both jurists and moral philosophers By applying the theory of self defense to international relations Rodin produces a far reaching critique of the canonical Just War theory The simple analogy between self defense and national defense between the individual and the state needs to be fundamentally rethought and with it many of the basic elements of international law and the ethics of international relations

Revival: Legitimacy Deficit in Custom: Towards a Deconstructionist Theory (2001) Ben Chiagra, 2017-07-05 Cover Half Title Dedication Title Page Copyright Page Table of Contents List of Treaties and Declarations List of Cases and Incidents List of Abbreviations Introduction 1 Juridification of Custom Introduction Etymology of Custom Custom as a Law creating Mechanism Unpacking Custom s Content On the Material Elements of Custom Publicists on Custom The ILA Committee on Formation of General International Law Customary International Law and Obligation Conclusion 2 International Organisation and Custom From 1920 to Contemporary Perspectives Introduction Sovereignty s Temporal Fortunes Attribution to the United Nations of Sovereign like Competencies International Human Rights and Custom Conclusion 3 Legitimacy Deficit in Article 38 1 b s Jurisprudence Introduction Legitimacy Conclusion 4 Deconstructionism Normative Theory and Custom Introduction Deconstruction Customary International Law and Deconstructionist Critique Conclusion 5 Inauguration of New Norms of Customary Law in the Corfu Channel Case Introduction The ICJ Inaugurates Customary International Law in the Corfu Channel Case The ICJ Premises Custom on Violent Hierarchical Oppositions The Corfu Channel Case s Contribution to Understanding of Custom Conclusion 6 Custom and State Objection to Nascent Norms of Customary Law Introduction The ICJ Identifies Rules of Customary International Law on the Delimitation of Fisheries Zones The Persistent Objector in the Process of Custom Conclusion 7 Twining Custom with Treaty North Sea Continental Shelf Cases Introduction Background Positive Law Test of Customary

International Law Legitimacy Deficit in Custom Conclusion 8 Conclusions Introduction Difficulties Submissions Bibliography

Lectures on International Law Cushman Kellogg Davis, 1897 *A Practitioner's Guide to Maritime Boundary*

Delimitation Stephen Fietta, Robin Cleverly, 2016-03-24 This book provides a user friendly and practical guide to the modern law of maritime boundary delimitation The law of maritime boundaries has seen substantial evolution in recent decades The book provides a comprehensive overview of the law in this field and its development through the United Nations Convention on the Law of the Sea which set out the framework of the modern law in 1982 The Convention itself has since been substantially built upon and clarified by a series of judicial and arbitral decisions in boundary disputes between sovereign states which themselves also built upon earlier case law The book dissects each of the leading international judgments and awards since the North Sea Continental Shelf Cases in 1969 providing a full analysis of the issues and context in each case explaining their fundamental importance to shaping the law The book provides over forty clear technical illustrations prepared by Robin Cleverly one of the leading technical experts in international dispute resolution to carefully demonstrate the key issues at stake in this complex area of law Technological developments in the exploitation of maritime natural resources including oil and gas have provided a significant impetus for recent boundary disputes as they have made the resources found in remote areas of the ocean and seabed more accessible However these resources cannot effectively be exploited at the moment as hundreds of maritime boundaries worldwide remain undelimited The book therefore complements the legal considerations raised with substantial technical input It also identifies key issues in maritime delimitation which have yet to be resolved and sets out the possible future direction the law may take in resolving them It will be an unique and valuable resource for lawyers involved in cases involving maritime delimitation and scholars and students of the law of the sea Sovereignty: Interpretations J. Pemberton, 2008-11-20 This study involves a re examination of sovereignty in relation to the domestic and international spheres of activity and highlights the ethical imperatives embedded in the concept It argues that the implications of sovereignty are essentially democratic and pacific even though political actors often interpret it in a crude and egoistic fashion **A Contemporary Concept of Monetary Sovereignty** Claus D. Zimmermann, 2013-11 International law dictates that states have sovereignty over their own monetary and fiscal affairs In practice however globalisation and the powers of organisations like the IMF and EU are thought to have significantly eroded this idea This book offers a legal analysis of the development of monetary sovereignty and its meaning in today s world

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