



# **The Law of the Sea**

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**Mitja Grbec**



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**Shipping Interdiction and the Law of the Sea** Douglas Guilfoyle, 2009-08-13 In this comparative study of shipping interdiction Douglas Guilfoyle considers the State action of stopping searching and arresting foreign flag vessels and crew on the high seas in cases such as piracy slavery drug smuggling fisheries management migrant smuggling the proliferation of weapons of mass destruction and maritime terrorism Interdiction raises important questions of jurisdiction including how permission to board a foreign vessel is obtained whether boarding State or flag State law applies during the interdiction or whether both apply and which State has jurisdiction to prosecute any crimes discovered Rules on the use of force and protection of human rights compensation for wrongful interdiction and the status of boarding State officers under flag State law are also examined A unified and practical view is taken of the law applicable across existing interdiction regimes based on an extensive survey of state practice

**The Law of the Sea** United Nations. Office for Ocean Affairs and the Law of the Sea, 1988 This Bibliography is divided into 22 subject categories based mainly on the major topics of the United Nations Convention on the Law of the Sea The books articles within each category are listed alphabetically by author a complete author index is also included

**The Law of Armed Conflict and the Use of Force** Frauke Lachenmann, Rüdiger Wolfrum, 2017 This volume collects articles on the law of armed conflict and the use of force from the Max Planck Encyclopedia of Public International Law to facilitate easy access to content from the leading reference work in international law

Worldmark Encyclopedia of the Nations: United Nations, 2007

*The Oceans in the Nuclear Age* David D. Caron, Harry N. Scheiber, 2014-07-17 The advent of the nuclear age in 1945 fundamentally altered the course of human events The oceans are not the focus of the nuclear age but the affairs of the oceans are deeply woven into the history of that age Knowledge of what the nuclear age has meant for the oceans however is highly fragmented and there exists a surprising gap in research on the impact of the nuclear age on the oceans and on ocean law and policy Ranging from dumped wastes to transportation to security this study frames the complex multidimensional set of relationships between the oceans and the nuclear age and illuminates patterns of impact and response in ocean law This timely expanded edition includes a new chapter by Lt Todd Hutchins USN on Nuclear Risks in Coastal Areas Legal and Regulatory Responses It provides a full discussion of the 2011 coastal Fukushima Nuclear Power Plant disaster together with analysis more generally of the challenges to the environment and to the legal order globally that are posed by coastal siting of nuclear power plants

The Poseidon Project David Bosco, 2022 In The Poseidon Project David Bosco tells the story of how rulers merchants navies environmentalists and activists have struggled to craft rules for the oceans From the Dutch challenge to the Portuguese in the 17th century to the current turmoil in the South China Sea it tracks the tension between efforts to control maritime space and the idea that the oceans should be unowned and open to all

**The Quest for Sustainable International Fisheries** Evelyne Meltzer, Susanna Fuller, 2009 A publication of the National Research Council of Canada Monograph Publishing

Program     The Politics of Maritime Power Andrew T. H. Tan, 2010-10-18 This reference book looks at the modern day use of maritime power for achieving a range of political objectives     *Climate Change and Human Rights* Stephen Humphreys, 2008     *Coastal State Jurisdiction Over Living Resources in the Exclusive Economic Zone* Camille Goodman, 2021 The aim of this series is to publish important and original pieces of research on all aspects of international law Topics that are given particular prominence are those which while of interest to the academic lawyer also have important bearing on issues which touch the actual conduct of international relations Nonetheless the series is wide in scope and include monographs on the history and philosophical foundations of international law Book jacket     **Marine Protected Areas Network in the South China Sea** Vu Hai Dang, 2014-01-09 The once pristine and rich marine environment of the South China Sea is degrading at an alarming rate due to the rapid socioeconomic development of the region Despite this and due mainly to complicated sovereignty and maritime disputes coastal States have not been able to develop effective regional cooperation to safeguard the shared marine environment Marine Protected Areas Network in the South China Sea discusses legal and political measures to support the development of a network of marine protected areas in the South China Sea Such a network if properly developed would not only help to protect the marine environment and resources of the region but also contribute to decreasing the tension among its coastal States These measures are suggested in accordance with international law based on the specific geopolitical context of the South China Sea region and take into consideration experiences in developing regional networks of marine protected areas from other marine regions     **Selected Acquisitions of the Library** Indiana University, Bloomington. Law Library, 1993     **Sovereignty and Territorial Temptation** Christopher R. Rossi, 2017-04-27 This powerful reworking of the liberal tradition of international law uses Grotius as the vehicle for understanding coming challenges to the global commons Fundamental problems of scarcity sovereignty anachronistic thinking and territorial temptation are interwoven in historical and contemporary contexts to illuminate the tendency among states to share resources but only when necessary     Warranties in Marine Insurance Baris Soyer, 2006 For centuries warranties have played a significant role in the law of marine insurance and have recently sparked debate on a national and international level after calls for reform This second edition includes a more involved analysis of law reform as well as a discussion of the recent proposals of the Australian Law Reform Commission Soyer lucidly analyzes the legal remedy available when a marine insurance warranty is breached as well as setting out the current law on marine insurance warranties This new edition also includes a new section on the impact of the International Ship and Port Facility Security Code ISPS Code reference to numerous decisions recently handed down by the courts eg *HIH Casualty and General Insurance Ltd v New Hampshire Co* and *Agapitos v Agnew No 2* a more in depth discussion of the position in other commonwealth jurisdictions specially Australia and Canada     *The Law of War* Ingrid Detter De Lupis, 2013 The third edition of Ingrid Detter s authoritative work explores the changing legal context of modern warfare in light of events over the

last decade The new edition covers post 9 11 events and the resulting changes in the ethos of war It analyses the role of military companies sometimes authorised by States to act in war like situations and examines what their legitimacy means for international society The edition also discusses certain intrinsic rules in the Law of War such as rules giving individuals the right to be spared genocide torture slavery and at least nowadays apartheid and assure them basic democratic rights

*The Extension of Coastal State Jurisdiction in Enclosed or Semi-Enclosed Seas* Mitja Grbec, 2013-12-04 The current jurisdictional status of the Mediterranean Sea is remarkable Nearly 50 per cent of the Mediterranean waters are high seas and therefore beyond the jurisdiction of coastal States This situation means that there are no points in the Mediterranean Sea where the coasts of two States would be more than 400 nautical miles apart Such a legal situation generally prevents coastal States from adopting and enforcing their laws on the Mediterranean high seas in respect of many important fields such as the protection and preservation of the marine environment as well as the conservation of marine living resources The jurisdictional landscape of the Adriatic Sea as a sub sea and sub region of the Mediterranean is even more interesting Croatia has proclaimed an Ecological and Fisheries Protection Zone Slovenia has proclaimed a Zone of Ecological Protection while Italy has adopted a framework law for the proclamation of its Zone of Ecological Protection without proclaiming its regime in the Adriatic It is noteworthy that if all Mediterranean and Adriatic States would proclaim an Exclusive Economic Zone EEZ there would not be a single stretch of high seas left in the entire Mediterranean Sea Both the Adriatic and Mediterranean fall in the category of enclosed or semi enclosed seas regulated by Part IX of the United Nations Convention on the Law of the Sea UNCLOS This book assesses the legal nature of Part IX of UNCLOS and discusses potential benefits of the extension of coastal State jurisdiction proclamation of EEZs and or similar sui generis zones particularly in light of the recent calls towards an integrated and holistic approach to the management of different activities in the Mediterranean Sea It examines the actual or potential extension of coastal State jurisdiction in the Adriatic Sea against the background of similar extensions elsewhere in the Mediterranean and against the background of relevant EU policies It additionally explores whether Part IX of UNCLOS imposes any duties of cooperation in relation to the extension of coastal State jurisdiction in enclosed or semi enclosed seas and puts forward practical suggestions as to how the issue of extension of coastal State jurisdiction could be approached in a way which would enhance States existing cooperation and improve the overall governance in the Mediterranean and Adriatic seas This book will be of interest to policymakers and academics and students of international law and the law of the sea

Property Rights and Natural Resources Richard Barnes, 2009-04-22 Winner of the SLS Peter Birks Prize for Outstanding Legal Scholarship 2009 The use of private property rights to regulate natural resources is a controversial topic because it touches upon two critical issues the allocation of wealth in society and the conservation and management of limited resources This book explores the extension of private property rights and market mechanisms to natural resources in international areas from a legal perspective It uses marine fisheries to illustrate the issues that can arise

in the design of regulatory regimes for natural resources If property rights are used to regulate natural resources then it is essential that we understand how the law and values embedded within legal systems shape the development and operation of property rights in practice The author constructs a version of property that articulates both the private and public function of property This restores some much needed balance to property discourse He also assesses the impact of international law on the use of property rights a much neglected topic and shows how different legal and socio political values that inhere in different legal regimes fundamentally shape the construction of property rights Despite the many claimed benefits to be had from the use of private property rights based management systems the author warns against an uncritical acceptance of this approach and in particular questions whether private property rights are the most suitable and effective arrangement of regulating of natural resources He suggests that much more complex forms of holding such as stewardship may be required to meet physical legal and moral imperatives associated with natural resources

*'Boat Refugees' and Migrants at Sea: A Comprehensive Approach* Violeta Moreno-Lax, Efthymios Papastavridis, 2016-11-21 This book aims to address boat migration with a holistic approach The different chapters consider the multiple facets of the phenomenon and the complex challenges they pose bringing together knowledge from several disciplines and regions of the world within a single collection Together they provide an integrated picture of transnational movements of people by sea with a view to making a decisive contribution to our understanding of current trends and future perspectives and their treatment from legal doctrinal legal theoretical and non legal angles The final goal is to unpack the tension that exists between security concerns and individual rights in this context and identify tools and strategies to adequately manage its various components garnering an inter regional multi disciplinary dialogue including input from international law law of the sea maritime security migration and refugee studies and human rights to address the position of migrants at sea thoroughly

**Towards Sustainable Coastal Development** Tony George Puthucherril, 2014-10-02 Coastal areas around the world are severely stressed due to a myriad of human activities and marine pollution They are now detrimentally being affected by climate change and sea level rise as well One major theater most acutely impacted by these phenomena is coastal South Asia an overcrowded region with low adaptive capacities Drawing on the experiences of coastal countries and regions beyond South Asia Towards Sustainable Coastal Development Institutionalizing Integrated Coastal Zone Management and Coastal Climate Change Adaptation in South Asia recommends operationalizing integrated coastal zone management and linking the same with coastal climate change adaptation under appropriately crafted coastal laws to facilitate a move towards sustainable coastal development

**Index to Legal Periodicals & Books**, 2006

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