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International Judicial Integration and Fragmentation Philippa Webb, 2013-05-09 Fragmentation is a potential problem in an international legal system that has seen the creation of new courts and tribunals around the world with the chance for different judicial approaches to develop in different courts This book addresses this issue by analysing judicial practice in three areas genocide immunities and the use of force **International Law and Power: Perspectives on Legal Order and Justice** Kaiyan Homi Kaikobad, Michael Bohlander, 2009-10-23 Undoubtedly one of the paragons of public international law in contemporary times Colin Warbrick is truly held in high esteem by his peers at home and abroad His breadth of knowledge is reflected in a large number of scholarly works and in his appointment as a Specialist Adviser to the Select Committee on the Constitution of the House of Lords and as a consultant to both the Council of Europe and OSCE This festschrift celebrates on his retirement as Barber Professor of Jurisprudence at Birmingham University his extraordinary talent and academic career by bringing together a group of eminent judges practitioners and academics to write on international human rights international criminal justice and international order and security fields in which Professor Warbrick has left an indelible mark **The Statute of the International Court of Justice** Andreas Zimmermann, Christian Tomuschat, Karin Oellers-Frahm, Christian J. Tams, 2012-10-11 The International Court of Justice is the principal judicial organ of the United Nations and plays a central role in the settlement of disputes and the development of international law This commentary analyses the Statute of the Court and the related provisions of the UN charter and the Court's Rules of Procedure **Substantive and procedural aspects of international criminal law. 1. Commentary** Gabrielle Kirk MacDonald, Olivia Q. Swaak-Goldman, 2000-03 Vol II Part 1 *Asian Yearbook of International Law, Volume 7 (1997)* Sik Ko Swan, M.C.W. Pinto, Surya Subedi, 2020-01-29 The Asian Yearbook of International Law is the first publication dedicated primarily to international law as seen from an Asian perspective It provides international law articles written by experts from the region and other articles relating to Asian topics The editorial board national correspondents advisory council and governing board comprise a diverse group of academics and government officials from a wide range of countries and positions The Asian Yearbook of International Law offers a number of useful features articles notes legal materials such as

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The International Court of Justice and Judicial Review Kaiyan Homi Kaikobad, 2021-10-18 This monograph provides an extensive analysis of the powers of judicial review exercised by the International Court of Justice with respect to judgments of the Administrative Tribunals of the International Labour Organization and the United Nations The grounds on which these judgments can be challenged include excess jurisdiction procedural errors and errors of law relative to the Charter of the United Nations The system however suffers from a number of difficulties including lack of procedural equality the propriety of employing the Court s advisory jurisdiction in employer employee disputes and the nature of the activities of the Review Committee of the General Assembly These problems are examined with a view to shedding light on the nature scope and extent of the Court s powers of judicial review The main study is preceded by an exhaustive survey of the genesis of the review system established by the Statutes of these Tribunals Included also in this volume is an account of the informal and rudimentary judicial review arrangement the Court enjoys by way of its advisory and contentious jurisdiction with respect to institutional action other than that of UNAT and ILOAT judgments When in 1995 the General Assembly abolished the UNAT review system various considerations were in the forefront a detailed survey of which is provided in the penultimate part of the book Several significant themes are explored in the concluding chapter These include issues dealing with the motivation for establishing the review system the divisions within the Court and possible reform as opposed to abolition of the system

Obligations Erga Omnes and International Crimes André de Hoogh, 2023-12-18 This book provides a comprehensive analysis of the law of State responsibility It addresses fundamental questions such as which subjects of international law are entitled to invoke the responsibility of the author state the forms of reparation demands which may be made and the means and counter measures including the use and level of force which may be employed to enforce demands Audience Academics and researchers in international law

Fact-Finding before the International Court of Justice James Gerard Devaney, 2016-09-29 A comprehensive study of the topical issue of fact finding which makes realistic proposals to address the ICJ s problematic practice in this area

The Financial Obligation in International Law Rutzel Silvestre J. Martha, 2015 This

is the first volume to comprehensively and systematically study describe and theorize the financial obligations created and governed by public international law Legal globalization has given rise to a number of financial issues in international law in areas as diverse as development financing investment protection compensation of human rights victims and sovereign debt crises The claims resulting from the proliferation of financial activity are not limited to those primarily involving financial obligations e g loans and grants but include secondary obligations resulting from the law on international responsibility Among the many instances of financial obligation covered in this study the reader will find inter State financial transactions inter State sale of goods transnational services such as telecommunications and post the financial operations of multilateral institutions loans grants and guarantees provided by the various international financial institutions certain financial relations between non State actors including natural persons and States intergovernmental organizations or other international legal actors and government loans to international organizations Rich in historical detail and systematic in its coverage of contemporary law this book will be valued by all practitioners and scholars with an interest in the nature of international financial obligations International Territorial Administration Ralph Wilde,2010-09-30 This is the first comprehensive treatment of the reasons why international organizations have engaged in territorial administration The book describes the role of international territorial administration and analyses the various purposes associated with this activity revealing the objectives which territorial administration seeks to achieve **The International Court of Justice, 1946-1996** Arthur Eyffinger,Arthur Witteveen,1996-04 Towards an International Law of Co-Progressiveness Sienho Yee,2004 Centered on progressiveness these essays rigorously address some philosophical conceptual and structural issues relating to the international legal system the International Court of Justice ICJ and the international criminal tribunals These include the concept of the international law of co progressiveness opinio juris and customary international law the rule of law the interpretation of the ICJ Statute law and expedience at the ICJ the relationship between the International Criminal Court and the Security Council the definition of crimes against humanity guilty plea fairness defenses to international crimes constitutions of international organizations September 11 and international law international experiment in national constitution making discretionary function and foreign sovereign immunities and the concept of human rights in Asia This book is valuable to critical thinkers and scholars in international law and relations policy makers and international judges practitioners and NGO advocates This collection includes fourteen essays both new and previously published in fine journals such as European JIL Oxford ICLQ Oxford German YIL Max Planck YUNL Columbia LR Leiden JIL Cambridge and Chinese JIL

International Institutional Law Henry G. Schermers,Niels M. Blokker,2018-12-24 This sixth revised edition of International Institutional Law covers the most recent developments in the field Although public international organizations such as the United Nations the World Trade Organization the African Union ASEAN the European Union Mercosur NATO and OPEC have broadly divergent objectives powers fields of activity and numbers of member states they also share a wide

variety of institutional characteristics Rather than being a handbook for specific organizations the book offers a comparative analysis of the institutional law of international organizations It includes chapters on the rules and practices concerning membership institutional structure decision making financing legal order supervision and sanctions legal status and external relations The book's theoretical framework and extensive use of case studies is designed to appeal to both academics and practitioners

The Access of Individuals to International Justice Antônio Augusto Cançado Trindade, 2011-08-25 This is a domain that has undergone a remarkable development in recent years It is submitted that the right of access to justice belongs today to the domain of jus cogens Without it there is no legal system at all The protection of the human person in the most adverse circumstances has evolved amongst considerations of ordre public Such recent evolution has been contributing to the gradual expansion of the material content of jus cogens

A New Study on the Judicial Administrative System with Chinese Characteristics Yong'an Ren, Xianyang Lu, 2020-05-13 This book offers a comprehensive introduction to China's judicial administration system It presents in depth analyses of the country's current judicial administration system as well as a new theory on the system that is based on the realities of today's China and provides guidance on reform The book examines the system as a whole as well as various specific aspects of judicial administration putting forward bold theoretical proposals for improving China's judicial administration system and judicial system in general

Fifty Years of the International Court of Justice Vaughan Lowe, Malgosia Fitzmaurice, M. Fitzmaurice, 1996-02-29 To mark the fiftieth anniversary of the International Court of Justice a distinguished group of international judges practitioners and academics has undertaken a major review of its work The chapters discuss the main areas of substantive law with which the Court has been concerned and the more significant aspects of its practice and procedure in dealing with cases before it It discusses the role of the Court in the international legal order and its relationship with the political organs of the United Nations The thirty three chapters are presented under five headings the Court the sources and evidence of international law substance of international law procedural aspects of the Court's work the Court and the United Nations It has been prepared in honour of Sir Robert Jennings judge and sometime President of the Court

The Realities of International Criminal Justice Dawn L. Rothe, James D. Meernik, Thordis Ingadóttir, 2013-07-11 In *The Realities of the International Criminal Justice System* Rothe Meernik and Ingadóttir bring together expert scholars from the disciplines of law criminology sociology and political science to critically analyse the current state of and impact of the international criminal justice system Through a systematic evaluation of the existing courts and their effects in the real world on states victims and offenders and their impact on the development of the law related to their jurisdictions both on the international and national level the authors hope that lessons can be drawn for a more promising future delivery of criminal justice by international and domestic judicial bodies

Law, Policy, and International Justice Maxwell Cohen, 1993 *Law Policy and International Justice* is a collection of essays published in honour of Judge Maxwell Cohen As a law professor dean and scholar and through domestic and international public

service Cohen has played an important part in determining the direction of the law and legal institutions in Canada as well as internationally

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