

# Elements Of International Law

Elements of International Law Introduction to International Law Time, History and International Law A Digest of International Law... Digest of International Law International Law Introduction to International Law Fundamental Perspectives on International Law Principles of International Law The Authority of International Law International Law The Sources of International Law International Law in the U.S. Supreme Court The Science of International Law The ^A Power and Purpose of International Law International Law and Islam Parry and Grant Encyclopaedic Dictionary of International Law A Social Theory of International Law Wheaton's Elements of International Law Principles of International Law Richard Henry Dana Marek St. Korowicz Matthew C. R. Craven John Bassett Moore Marjorie Millace Whiteman Jan Klabbers Marek Stanisław Korowicz Tracy H. Slagter John Balouziyeh, Esq. Ba^Dsak Çal^Di Lassa Oppenheim Hugh Thirlway David L. Sloss Thomas Alfred Walker Mary Ellen O'Connell Ignacio de la Rasilla del Moral John P Grant Kazuko Hirose Henry Wheaton Stephen Hall

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this book in its entirety as well as in each of its parts is an outline of the problems under discussion the subject matter of some eighty sections of the book is extensive it could indeed be presented by experts in as many volumes this study offers an attempt to formulate a synthesis however difficult of the vast amount of available material unlike the well known standard introductions to international law which deal with all the major fields of international law this book treats exclusively the present conceptions of that law as expressed in legal literature international treaties and other agreements international judgements and awards governmental and diplomatic statements and the like special attention is devoted in several chapters of the book to the teachings of the most highly qualified publicists of the various nations which are considered by article 38 paragraph 1 d of the statute of the international court of justice as subsidiary means for the determination of rules of law an endeavor is made to ascertain whether in certain fields of the theory of international law a *communis opinio doctorum* has either been reached or is in the process of achievement some readers may consider that there are too many quotations from writings of publicists others will certainly feel as does this writer that too many outstanding international lawyers have not been included

this book examines theoretical and practical issues concerning the relationship between international law time and history problems relating to time and history are ever present in the work of international lawyers whether understood in terms of the role of historic practice in the doctrine of sources the application of the principle of inter temporal law in dispute settlement or in gaining a coherent insight into the role that was played by international law in past events but very little has been written about the various different ways in which international lawyers approach or understand the past and it is with a view to exploring the dynamics of that engagement that this book has been compiled in its broadest sense it is possible to identify at least three different ways in which the relationship between international law and its history may be conceived the first is that of a history of international law written in narrative form and mapped out in terms of a teleology of origins development progress or renewal the second is that of history in international law and of the role history plays in arguments about law itself for example in the construction of customary international law the third way of understanding that relationship is in terms of international law in history of understanding how international law

has been engaged in the creation of a history that in some senses stands outside the history of international law itself the essays in this collection make clear that each type of engagement with history and international law interweaves various different types of historical narrative pointing to the typically multi layered nature of international lawyers engagement with the past and its importance in shaping the present and future of international law

written by one of the world s leading international lawyers this is a landmark publication in the teaching of international law international law can be defined as the rules governing the legal relationship between nations and states however with political diplomatic and socio economic factors shaping the law and its application international law is much more complex this refreshingly clear concise textbook encourages students to view international law as a dynamic system of organising the world bringing international law back to its first principles and breathing new life and energy into the subject the book is organised around four questions where does it come from to whom does it apply how does it resolve conflict what does it say this fourth edition includes references to new case law and literature and features brief discussions on recent topics of general interest including the ukraine invasion global health law and energy law

how does international law impact the behavior of states this book designed for students in multiple disciplines offers a comprehensive accessible introduction to the law of nations detailing the evolution of state practice in response to an ever changing diverse world in this new edition of william slomanson s foundational text the new authors professors slagter and van doorn trace how states manage their sovereignty in myriad ways working through treaties international organizations and international courts to secure their own as well as global interests with special emphasis on five key areas human rights the use of force human security and humanitarian intervention environmental protection and economic relations the authors illustrate both the power and limits of international law to provide structure and predictability on a globalized planet real world problem sets annotated bibliographies and a practical guide to studying international law make this a text that students and instructors alike will appreciate

this book offers law students and practitioners alike a clear and concise overview of public international law it introduces the reader to the sources and history of international law while examining the institutions that create interpret and enforce the law with special attention given to the international court of justice and its jurisprudence the main branches of international law along with the major treaties and customs governing them are explained the chapters take the reader through a step by step exposition of the following topics states and governments in the international order international humanitarian law the law of armed conflict international criminal law human rights and related topics state responsibility and

immunities from jurisdiction international environmental law the law of the sea air and space international economic and trade law the procedures implemented in resolving international disputes are similarly examined the book's lucid writing style and user friendly format guarantee its accessibility to lawyers and non lawyers alike it will similarly be useful to students as a companion to any international law casebook or compendium of primary source documents

the question of the authority of international law over domestic authorities and the duties of state officials to international law are fundamental concerns in international legal theory and practice the authority of international law obedience respect and rebuttal addresses these concerns by reframing the present accounts of authority in international law construing its authority as imposing three different layers of duties on domestic officials the duty to obey the duty to respect and the duty to rebut the book provides an original interpretation of this authority one that is not tied to prior state consent or domestic constitutional frameworks it offers a nuanced account arguing that whether or not international law is obeyed within any given situation depends on the type of duty it imposes on the state and that duty's normative force there is no strict framework in which international law always trumps domestic law or vice versa instead Çalı presents a realistic account of when international law has absolute authority and when it can afford a margin of appreciation to states the authority of international law contributes to existing debates by considering the gap between consent based jurisprudential theories of authority and self interest and identity based theories of compliance and by considering monism dualism and normative pluralism as theories for addressing authority competition between domestic legal orders and international law

this new edition of Hugh Thirlway's authoritative text provides an introduction to one of the fundamental questions of the discipline what is and what is not a source of international law traditionally treaties between states and state practice were seen as the primary means with which to create international law however more recent developments have recognized customary international law alongside international treaties and instruments as a key foundation upon which international law is built this book provides an insightful inquiry into all the recognized or asserted sources of international law it investigates the impact of ethical principles on the creation of international law whether soft law norms come into being through the same sources as binding international law and whether jus cogens norms and those involving rights and obligations erga omnes have a unique place in the creation of international legal norms it studies the notion of general principles of international law within international law's sub disciplines and the evolving relationship between treaty based law and customary international law re examining the traditional model it investigates the increasing role of international jurisprudence and looks at the nature of international organisations and non state actors as potential new sources of international law this revised and updated book provides a perfect introduction to the law of sources as well as innovative perspectives on new

developments making it essential reading for anyone studying or working in international law

from its earliest decisions in the 1790s the us supreme court has used international law to help resolve major legal controversies this book presents a comprehensive account of the supreme court s use of international law from its inception to the present day addressing treaties the direct application of customary international law and the use of international law as an interpretive tool this book examines all the cases or lines of cases in which international law has played a material role showing how the court s treatment of international law both changed and remained consistent over the period although there was substantial continuity in the supreme court s international law doctrine through the end of the nineteenth century the past century has been a time of tremendous doctrinal change few aspects of the court s international law doctrine remain the same in the twenty first century as they were two hundred years ago

the power and purpose of international law provides a well conceived explanation of the role of international law in today s world and how there are no acceptable arguments to justify the use of torture and secret prisons or to support the notion of a global battlefield by analyzing the history of ideas about international law and its actual operation o connell has provided an important and timely work for citizens students and scholars

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

for nearly thirty five years the international legal community has relied on one ambitious yet humble volume as a starting point for legal questions this classic red volume is a one of a kind reference tool that brings together both terminology and pertinent descriptive information on international law this book will also be available online as an e reference on the oxford university press digital reference shelf now in its third edition the parry and grant encyclopaedic dictionary of international law is completely updated and expanded to include increased coverage in growing areas of international law including diplomatic law criminal law human rights and more over 2 500 entries over a 20 increase in content from the previous edition provides the reader with copious references for further research including cases treaties journal articles and websites its alphabetically arranged entries allow the reader to form a deeper understanding than a mere definition could supply and offer concise but substantial information

on such essentials of international law as legal terms as used in international law significant doctrines prominent cases decisions and arbitration important incidents judicial and literary figures treaties and conventions organizations and institutions acronyms

there has long been an advocacy for the sociology of international law and yet it has never been constructed so systematically and axiomatically as in this book based on vital terms such as action and system this book has conducted an investigation into the auspices or the fundamental international sociological conditions over which international law is built and accordingly into how international law can control global relations the significance of this work lies in its aim of showing by the application of a consistent logic how complex observed phenomena can be explained and understood on the basis of certain shared fundamental perceptions drawn from common experience by asking how a state acts in a complex system that consists of at least two subsystems having different goals and different logics two specific issues are discussed 1 the relationship between domestic and international law namely that between article 9 of the constitution of japan and the un charter especially the provisions for a collective security system as mentioned in chapter vii 2 the relationship between international law and international politics namely the relationship between the prohibition of the use of nuclear weapons and the logic of nuclear deterrence

this book has been written with a specific objective in view it seeks to explain and illustrate the cardinal concepts of international law to practising and academic lawyers to students of law and international relations and to anyone interested in developing their understanding of the rules of the international system it also seeks to bring a clarity to international law that is occasionally missing from some specialist works and a comprehensiveness that is always missing from basic introductions finally it seeks to advance an understanding of the international legal order based on a vision of international law as a natural authority called into existence by the demands of the common good of peoples organised into states it strives to avoid both globalist utopianism and the left and right varieties of cynical realism that sometimes haunt international law page xxiii

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