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(Abstracts in this Bulletin have been significantly edited for brevity)

A Greener Revolution: Using the Right to Food as a Political Weapon Against Climate Change

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New York University Journal of International Law and Politics (JILP), Vol. 43, No. 1, 2010

This paper looks to the connection between the right to food and climate change - specifically the way that climate change may impinge on a state's ability to respect, protect, and fulfill that right. Because of the difficulty of adjudicating the right to food in court, the added dimension of climate change would make such a process nearly impossible. For that reason, I conclude that the more appropriate approach to combating climate change is to use the right to food as a platform for domestic and international political pressure.

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Protection of Traditional Knowledge: Trade Barriers and the Public Domain

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. . . This paper examines "positive" traditional knowledge protections of expressions, which may represent the strongest conflict with Western IP norms. In many cases these protections regulate

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* Donald K. Anton, The Australian National University College of Law. This digest draws on independent research together with information gleaned from the RSS feeds of a host of international law publishers, law libraries, and blogs.
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works that Western eyes would view as in the public domain; often times, works that are then regulated directly by a government agency under TK protection laws. Despite these differences, there have been initiatives to provide international protection for traditional knowledge expressions. This paper makes the point that at least some of these protections not only violate IP-policy norms of the United States and the European Community, but also that these protections violate the very terms of TRIPS and GATT. The paper highlights these incompatibilities as further evidence of the deep conflict between TK protections and Western IP policy. It concludes that policy makers should be aware of the friction that the grant of these rights will cause in trade negotiations, and should be particularly sensitive to the legal objections when negotiating international protection of TK rights that are at odds with their own country's IP policy.

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International Environmental Agreements in the Presence of Adaptation

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TILEC Discussion Paper No. 2011-012

We show that adaptive measures undertaken by countries in the face of climate change, apart from directly reducing the damage caused by climate change, may also indirectly mitigate greenhouse gas emissions by increasing the stable size of international agreements on emission reductions. Moreover, we show that the more e¤ective the adaptive measure in terms of reducing the marginal damage from emissions, the larger the stable size of the international environmental agreement. In addition, we show that larger coalitions, in the presence of adaptation, may lead to lower global emission levels and higher welfare.

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Self-Defence in Response to Attacks by Non-State Actors in the Light of Recent State Practice: A Step Forward?

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Leiden Journal of International Law, Vol. 23, pp. 183-208, 2010

This article analyses the recent state practice in which the right of self-defence has been invoked in order to justify the use of force in response to attacks by non-state actors. The main purpose of this analysis is to determine whether the law of self-defence has evolved through this practice. It is submitted that the latter confirms the tendency, evidenced by the US operation 'Enduring Freedom' in Afghanistan in 2001, towards allowing states to respond in self-defence to private armed attacks, that is, attacks which are committed by non-state actors only. The article also aims to shed some light on other fundamental conditions of the law of self-defence which played a significant role in the legal assessment of the recent state practice. It is argued in this respect that this practice confirms that any armed attack must reach some level of gravity – which may be assessed by accumulating minor uses of force – in order to trigger the right of self-defence, and that proportionality of the action taken in self-defence may be assessed in quantitative terms, but only as a means of making a prima facie judgement about the necessity of this action.

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Article 37(2) of the ILO Constitution: Can an ILO Interpretive Tribunal End the Hegemony of International Trade Law?

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Georgetown Journal of International Law, Vol. 42, No. 3, 2011

At its November 2008 meeting, the Committee on Legal Issues and International Labour Standards of the International Labour Organization's (ILO) Governing Body recommended that the International Labour Office prepare a study on improving the interpretation and implementation of international labor agreements and the ILO supervisory mechanism more generally. Amongst the issues the Office was asked to consider was the resuscitation of Article 37(2) of the ILO Constitution, a long-dormant provision allowing for the creation of an 'in-house' tribunal for the resolution of disputes or questions relating to the interpretation of ILO conventions. As a result, it appears that the ILO may seriously be considering the creation of such a tribunal for the first time since 1993. In the light of this possible innovation in the ILO's organizational architecture, this paper will explore the parameters and modalities according to which an Article 37(2) tribunal might operate, its possible interaction with the existing ILO supervisory mechanism and its potential role within the larger universe of international law. This essay will situate this possible development within the larger debate on fragmentation and examine the degree to which such a tribunal could serve as a valuable counterweight to the WTO's dispute settlement system, thereby providing the ILO with an effective response to the hegemony of international trade law. This paper posits that while a new ILO interpretive tribunal would go a long way to clarifying the nature of obligations under international labor law, its likely lack of concrete enforcement power would ultimately prevent it from ensuring compliance with ILO Conventions.

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Measuring TRIPS Compliance and Defiance: The WTO Compliance Scorecard

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Journal of Intellectual Property Law, Vol. 18, No. 2, 2011

This Article proposes the tabulation of a TRIPS Compliance Scorecard measuring a country's attempt to correct any treaty violation that a WTO panel or the Appellate Body has found against the country. The scorecard can provide greater transparency and attention to member compliance with WTO treaty obligations, and it would enable greater cross-country comparisons. Part I surveys the number of IP disputes brought before the WTO since its inception (2005 to 2011), with particular focus on those disputes that culminated in a panel or Appellate Body decision. Part II proposes the WTO's adoption of a TRIPS Compliance Scorecard that will keep track of a country's response to correct its violation. Two alternative methods are offered – a simple and a complex score to track the violating country's response. Scorecards are computed for WTO countries under both methods; in both cases, the U.S. ends up with the lowest score in 2011. Part III discusses other measures that can be adopted alongside the TRIPS Compliance Scorecard, including computing scorecards for countries' compliance in all other WTO disputes and the possibility of imposing procedural penalties on countries with low compliance scores. Part IV addresses objections.

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Transboundary Water Pollution Management: Lessons Learned from River Basin Management in China, Europe and the Netherlands

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Utrecht Law Review, Vol. 7, No. 1, pp. 188-203, 2011

Transboundary water pollution management is a challenge for China at this moment in time. By introducing relevant legal arrangements, we mainly discuss the competent authorities, the legal instruments and dispute settlement procedures concerning this issue in China. The experiences from

international, EU and Dutch water law gives us a comparative perspective. As a conclusion, we agree that China has set up a basic legal system to solve the problem, but a greater effort can still be made, for instance including more public opinion, clearly defining the competent authorities, and enacting more legislation. At the same time, the Chinese experience, such as a new model for a monitoring system and a target responsibility system, also provides the rest of the world with a new approach.

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Brazil, Indigenous Peoples, and the International Law of Discovery

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The Doctrine of Discovery, viewed through the lens of six hundred years of international law, has shaped Brazil's legal history and laws ever since 1500 when Portugal claimed first discovery of the territory. A comparative law examination of the Doctrine's long history in Portuguese and European law demonstrates that Portugal's domination of Brazil was founded on feudal, religious, racial, and ethnocentric justifications. The adaptation of many of the Doctrine's elements into Portuguese and Brazilian laws and policies for over five hundred years has had profound implications for Indigenous peoples. Brazil's attempts to create a more positive and equal future for all of its citizens, just as similar efforts in all settler/colonizer societies, must begin with an enlightened recognition of this history and the Doctrine of Discovery. Only then can serious efforts to eradicate the Doctrine from Brazilian law and international law provide some resolution to deeply-rooted issues in a place of justice and healing.

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Secessionist Movements in Western Europe: Is It a Case of Self-Determination?

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The Basque Country, Catalonia, Scotland and Flanders - what do these regions have in common? They are all regions of member states of the European Union, developed states, with democratic governments under the rule of law. In fact, Spain, United Kingdom and Belgium are examples of states that respect human rights, liberties and social guaranties. These regions also have in common the fact that their peoples have cultural and linguistic differences from the majority of the people of the states they are part of. At last, they are all wealthy regions with a high degree of autonomy and active secessionist movements. In this paper I will analyse the right to self-determination focusing on the question of whether this entails a right to secede. I will then analyse the cases of these four regions of Western Europe and the rights of their peoples.

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Sex on the Bench: Do Women Judges Matter to the Legitimacy of International Courts?

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This article seeks to advance our understanding of international courts' legitimacy and its relationship to who sits on the bench. It asks whether we should care that few women sit on international court benches. After providing statistics on women's participation on eleven of the world's most important courts and tribunals, the article argues that under-representation of one sex affects normative legitimacy because it endangers impartiality and introduces bias when men and women approach judging differently. Even if men and women do not "think differently," a sex un-representative bench harms sociological legitimacy for constituencies who believe they do nonetheless. For groups traditionally excluded from international law-making or historically discriminated against, inclusion

likely strengthens sociological legitimacy and continued exclusion perpetuates conclusions about unfairness. Finally, sex representation is important to democratic legitimacy of international courts, although it may endanger sociological legitimacy for constituencies who associate authority with male judges or if women are unqualified or perceived as less qualified.

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A Constitutional Tribute to Global Governance: Overcoming the Chimera of the Developing-Developed Country Dichotomy

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European University Institute Law Working Paper No. 2010/20

The past century has seen drastic changes and the pace with which they occur appears yet to be accelerating. It is not only we as individuals who have difficulties following these processes, but also the international legal and institutional framework put in place by previous generations no longer provides efficient responses to the imminent global challenges. It appears that the perennial struggle between continuity and change has reached a new level. This new level is summarized in the global governance debate which is aimed at deepening our understanding of the processes on which our paths depend and, at the same time, at formulating new ideas about new ways we might proceed. However, a global platform on which this debate can unfold is generally absent. International organizations continue their autistic practice and international law fragments further. The question then is how we can create a common platform without a common place to converse. The answer offered in this paper is by starting to create a common vocabulary, as thoughts and words precede and determine our actions. In this global vocabulary, the 'developing/developed' dichotomy is one conceptual distinction that, it is argued here, is largely outdated and even malicious in its effects. A survey of its use across various legal contexts not only uncovers institutional fragmentation but also largely contradicts the dynamism inherent in nature. In sum it annihilates the basis for a broader solidarity needed for a more synthetic approach to the solution of many urgent global problems. This conceptual distinction divides the world into so-called 'developing countries', on the one hand, and 'developed countries', on the other. With a view to contributing to the global governance debate, this 'constitutional' reading and comprehensive overview of numerous international and national legal instruments marks an attempt to demonstrate the need for more dynamic processes of governance because, ultimately, we all want to live in 'developing countries'.

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America's Longest Held Prisoner of War: Lessons Learned from the Capture, Prosecution, and Extradition of General Manuel Noriega

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Louisiana Law Review, Forthcoming

. . . As America's longest held Prisoner of War (POW), Noriega's capture, detention, prosecution, and ultimate extradition provide many important lessons in the balance between the protection of POWs and the flexibility afforded to detaining States to address pre-capture misconduct committed by these captives. It is therefore somewhat ironic that in the post-September 11th debates over the relative merits of extending POW status to captured al Qaeda and Taliban personnel, so little attention has been paid to the plight of General Noriega. His ouster from power, capture, trial, conviction, twenty years of incarceration, and most recent efforts to block extradition offer a fascinating insight into the intersection of national security and law, both domestic and international. What was his status upon capture? If a POW, what was the scope of his lawful immunity, and what was his status upon conviction in a domestic criminal court? How did Congress criminalize his conduct in Panama? Did an invasion to bring him to justice implicate due process concerns? Would his extradition violate the

Geneva Prisoner of War Convention, and if so, what remedy did the Convention provide for the General? Through General Noriega's journey, this article will survey each of these legal issues and the law relied on to resolve them. The authors offer this survey in order to highlight how Noriega's POW status never really impeded the ability of the United States to address the misconduct it sought to sanction him for. Because the authority to prosecute wartime captives is as important today as it was when the U.S. took Noriega into custody, the authors believe the lesson of Noriega's experience deserves greater attention, because in many ways it rebuts the flawed assumption that POW status and protection of the nation from individuals who commit pre-capture misconduct directed against the national security interests of the nation are somehow incompatible. . . .

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Environmental Liability in European Private Law

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The paper explores environmental liability in European law. One focus is on the European directive on liability with regard to the prevention and remedying of environmental damage of 21 April 2004, another on the legal systems of the Member States. The paper covers compensation for harm caused to the environment as well as liability for harm suffered by individuals from their exposure to toxic substances in their environments.

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The EU Emissions Trading System and Climate Policy Towards 2050: Real Incentives to Reduce Emissions and Drive Innovation?

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CEPS Special Reports

With the EU Emissions Trading System (ETS) now entering in its seventh year of operation, this report takes stock of the largest multi-sector greenhouse gas trading scheme in the world. It reviews the experiences of the pilot phase from 2005-07, assesses the adjustments introduced in the second phase (2008-12) and looks ahead to the radical changes that will come into effect in the third phase starting in 2013. The assessment is based on a literature review of recently published ex-post analyses and ex-ante studies and draws as well on our own calculations. It investigates the main controversies surrounding the EU ETS, such as its environmental effectiveness, economic rents, windfall profits and fairness, the role of CDM and JI and its impact of on industrial competitiveness. It also evaluates the scheme's ability to promote innovation and low-carbon technology deployment. Finally, the study addresses the fundamental question of whether the ETS has lived up to its promise to "promote reductions of greenhouse gas emissions in a cost-effective and economically efficient manner", and if not, what are the prospects of its doing so in the future and what additional changes will be required.

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Justice and the Politics of Peace Building: Comparing Experiences in Kosovo, Cambodia and Northern Uganda

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The IUP Journal of International Relations, Vol. V, No. 1, pp. 47-68, January 2011

What 'justice' means, and how or where different forms of justice fit within larger processes of conflict resolution and sustainable peace - such as war-to-peace transitions, ceasefires, peace settlements and post-conflict peace building - are questions that defy simple answers. Peace and justice too often have become idealized or politicized notions, sometimes portrayed as intimately and positively intertwined (no peace without justice), and on other occasions declared as mutually contradictory (no peace settlement without withdrawal of International Criminal Court (ICC) indictments). Serbia/Kosovo, Cambodia and Uganda provide three fascinating case studies of the complex political debates that are attached to the ideas of justice and peace building. In each case, internal (local, national) and external (regional, international) political, social, economic and other influences have played roles in shaping the nature of the 'justice' that is sought by various actors in the violent conflicts that have done so much harm to their populations. What emerges from the analysis here is a story not of a single, clear path towards justice, reconciliation and sustainable peace, but rather of a difficult, awkward and uncertain process of balancing goals and claims that at different times can be complementary or contradictory, central or irrelevant, or more often a mixture of values that can change over time and circumstance as well as in the eyes of the beholder.

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Intergenerational Equity and the Antarctic Treaty System: Continued Efforts to Prevent 'Mastery'

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Yearbook of Polar Law, Vol. 3, 2011

Intergenerational equity has rarely been related to the management of Antarctica. This contribution discusses the question to what extent the principle of intergenerational equity has been implemented in the Antarctic Region through the instruments of the Antarctic Treaty system (ATS). A complicated question, not only because the ATS itself is comprehensive, but particularly because intergenerational equity is a complex principle that can be viewed from many angles. This contribution builds on Edith Brown-Weiss' view that a balanced and fair relationship between generations of humankind depends in part on a responsible relationship between man and nature. On the basis of the rich literature on intergenerational equity and the types of human-nature relationships that have been distinguished by environmental philosophers, the theoretical part of this contribution develops three sub-questions for discussing the ATS. It is concluded that the Consultative Parties have made substantial efforts to implement intergenerational equity for the Antarctic Region, as far as the environmental component of this principle is concerned. The continuing efforts to prevent 'mastery' (the term in environmental philosophy for nature subordinated to humanity; see Section 3) and the comprehensive ecosystem approach of the ATS instruments safeguard to a large extent options for future generations to enjoy Antarctica's environment and natural resources. However, a number of concerns is identified that might limit the ATS' ability to prevent mastery. Furthermore, because an explicit policy on wilderness protection is lacking, the ATS does not safeguard the option for future generation to value and enjoy Antarctica as one of the last wilderness regions of the earth. This contribution ends with a glimpse into the future: to ensure intergenerational equity in Antarctic management, the ATS must continue and strengthen its efforts to prevent mastery in the Antarctic Region. The best way to ensure this is to prevent 'no rule'-situations. Such efforts are also in the ATS' self-interest: ensuring intergenerational equity is important for the stability of the ATS itself as mastery will destroy the balance of interests.

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Permanent Land-Based Facilities for Tourism in Antarctica: The Need for Regulation

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Review of European Community & International Environmental Law (RECIEL), Vol. 17, No. 1, pp. 84-99, 2008

Antarctica is often described as one of world's last wildernesses. For a very long time, its isolation from human settlements has provided an effective protection from intensive human visitation; however, over the past two decades, human activities in Antarctica – in particular tourist activities – have grown and diversified rapidly. In view of environmental and other concerns, regulating Antarctic tourism has become one of the major issues of debate within the Antarctic Treaty System. One of the questions that has received much attention since 2004 is the question of whether additional measures are needed to regulate (e.g., prohibit) the future development of permanent land-based facilities (e.g., hotels, visitor centres, logistic facilities) for tourism in Antarctica. A number of State governments involved in the Antarctic Treaty System proposed to prohibit such developments; however, the question has not yet received a clear answer. After a brief introduction to the Antarctic Treaty System, this article provides a definition of permanent land-based facilities for tourism and an overview of current and past land-based tourism facilities in Antarctica. Next, the question of whether such facilities are likely to further develop in the near future is discussed and an inventory is made of arguments for and against such developments. In view of the focus of this journal, environmental issues will be discussed first, followed by other consideration. Based on this information, a number of regulatory options are described for consideration by policy makers. The authors argue that there is a need for regulating permanent land-based tourist facilities in Antarctica and in the conclusion of this article they express their views in respect of the most favourable option.

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Rights and Responsibilities for Individuals and NGOs: Moral Challenges Put Forward by the Millennium Development Goals

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Human rights lawyers and human rights activists often hesitate or even hate to talk about human responsibilities and responsibilities (in short: duties). This is the case for obvious reasons, which can best be understood in light of the very beginning of the history of human rights, relating to the protection of human beings against the abuse of power by States. Talking too much about duties of human beings (and their societal organisations) would be a nice 'playing card' in the hands of authoritarian governments, whether they are communist left, military right or religiously fundamentalist. Despite this, there might be good grounds to talk about human duties, alongside rights. The paper addresses these duties of human beings and their non-governmental organisations towards other human beings and the world society as a whole. The focus is upon a moral appeal connected to forms of accountability, and not upon legally binding obligations. Further to that, the focus is on one selected issue: the need to realise the Millennium Development Goals (MDGs) and the human rights related thereto. Is the MDG-reality 'ordering' us to rethink the notion of duties for not only States but for individuals and their organisations as well?

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Has International Law Outgrown Trail Smelter?

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February 21, 2011

The Trail Smelter arbitration, generally considered one of the cornerstones of international environmental law, is an ambiguous and puzzling piece of legal reasoning. The famous dictum in that case appears to stand for a proposition – states are strictly liable for trans-boundary environmental damage arising on their territory – that is not generally accepted in international law. In this paper, the difficulties of reconciling the Trail Smelter arbitration with contemporary international law on environmental protection and on state responsibility are analysed, and recent developments in the field of responsibility and liability for trans-boundary damage are assessed. It is argued that the process of trying to make sense of Trail and seeking to extract lessons from this case can help us to better understand international environmental law – and in particular the difficulties that this body of law poses to the framework of international law.

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Redefining Human Rights Lawyering Through the Lens of Critical Theory: Lessons for Pedagogy and Practice

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Georgetown Journal on Poverty Law Policy, Vol. 18, 2011
University of Miami Legal Studies Research Paper No. 2011-08

. . . As human rights and poverty law clinicians, we initially presented the core themes addressed in this article during a workshop we collectively led at the 2010 AALS Conference on Clinical Legal Education. Here, we seek to further develop these themes. We review the ways in which critical theory has been introduced to address these vexing questions concerning victim essentialization and "othering" in poverty and community development law clinics in the U.S., and then explore strategies for redefining human rights lawyering in a way that is responsive to critical theorists and that informs and expands our teaching, our advocacy, and our students' sense of what it means to be a human rights lawyer. In the process, we explore the changing role that human rights law and advocacy has come to play in social justice initiatives in the U.S.

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Advancing Women's Rights in Conflict and Post-Conflict Situations

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Proceedings of the 104th Annual Meeting of the American Society of International Law, 2010
Minnesota Legal Studies Research Paper No. 11-11

This comment sets out the challenges and possibilities of the conflict and post-conflict milieu for women and offer some reflections on how international law interfaces with it. Some views are also

offered on how feminist theory and practice can help shape our response to collective violence to advance women's rights and accept women's needs in situation of complex communal violence.

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International Law and the Expulsion of Individuals with More than One Nationality

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UCLA Journal of International Law and Foreign Affairs, Vol. 14, No. 2, p. 423, 2009

A state's decision to expel a national is not in itself a violation of international law if the individual has more than one nationality. If a state proposes to expel an individual with a single nationality (the nationality of the expelling state), then the state is prohibited from doing so by international law because it would violate the receiving state's sovereignty. The only exception to this rule would be for legitimate derogations from human rights obligations, such as a situation of national emergency. . . . In sum, the state has the right to expel a dual national and exercising that right does not, in itself, violate international law, although the exercise of the right may be limited by other concerns.

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Empathy and Human Rights: The Case of Slavery

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Constitutional Sentiments, Yale University Press, 2011
NYU School of Law, Public Law Research Paper No. 11-15

. . . There is a growing body of scholarship in economics, social sciences and certain areas of law that intends to 'rehabilitate' emotion and review human behaviour relying on models of cognition where emotions are at least equal partners in human judgment. The chapter dealing with the role of empathy is a case study on the first hundred years of the abolition of slavery. This longer time horizon enables us to consider emotional influencing of constitutional law as an interactive process. Compassion played a crucial role in the emotional history of abolitionism, but only within the conditions of modern economy and specific needs of warfare. In this context a fundamental counterfactual problem emerges: why compassion with suffering did not achieve emancipation much earlier, and why only specific sufferings were singled out for human rights protection, when other, comparable sufferings, like that of the poor, and child workers in early capitalism were not?

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Righting Environmental Wrongs: Assessing the Role of Legal Systems in Redressing Environmental Grievances

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How can social scientists best explain why courts of last resort have relaxed standing requirements in environmental litigation? How do these changes in legal doctrine impact the pursuit of environmental justice? This paper seeks to address these queries in three stages. First, I survey theories of legal norm change that may prove useful in explaining shifts in legal doctrine. Second, I compare the development of environmental rights and locus standi in the United States, India, and Japan. Third, I assess the extent to which shifts in standing rules in each case can be understood through globalization of law theories or norm entrepreneurship. I conclude by offering that (1) the norm of increased judicial access in environmental litigation is likely to continue to expand due to the growing internationalization of environmental issues; and (2) the study of the globalization of law may offer important insights regarding the future of international environmental justice.

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New Directions in Earth Rights, Environmental Rights and Human Rights: Six Facets of Constitutionally Embedded Environmental Rights Worldwide

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IUCN Academy of Environmental Law e-Journal, Vol. 1, 2011
Widener Law School Legal Studies Research Paper No. 11-09

This essay provides an overview of the worldwide phenomenon of constitutional environmental rights. Since the Stockholm Convention, nearly 60 countries have constitutionally entrenched environmental rights, according their citizens basic rights to environmental quality in one form or another. The list is diverse politically, including countries with civil, common law, Islamic, and other traditions. Some of the more recent of these include Kenya in 2010, Ecuador in 2007, France in 2005, Afghanistan in 2004, and South Africa in 1996. As a result, domestic courts and international tribunals are enforcing constitutionally enshrined environmental rights with growing frequency, reflecting basic human rights to clean water, air, land, and environmental opportunity. Courts have even read environmental rights into constitutions that do not explicitly mention them or where judicial enforcement has been nominally withdrawn. Courts in Southern Asia have led the way, inferring environmental rights from other constitutionally entrenched rights, most commonly a "right to life." This trend has been most notable in India, Pakistan, Bangladesh, and Nepal where such rights have been read in tandem with directive principles aimed at promoting environmental policy to embody substantive environmental rights.

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Human Dignity, Bioethics and Human Rights

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Amsterdam Law Forum, Vol. 3, 2011

Commitment to human dignity is a widely shared value. Human dignity also serves as the grounding for human rights. In recent years, protection of human dignity has also emerged as a central criterion for the evaluation of controversial technologies, like cloning and embryonic stem cells. This article addresses the question as to whether human dignity is or could be a useful concept for bioethics and human rights. It begins with a discussion of the under-conceptualisation of human dignity. The next two sections identify the diversity in conceptual approaches to human dignity in bioethics and human rights. The following section considers some of the problems with using human dignity as an evaluative standard. The article then proposes initial developmental steps to enable the concept to be applied in a more precise and meaningful way, based on Martha Nussbaum's capabilities approach.

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Conflict Prevention Through Natural Resource Management? A Comparative Study

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German Institute of Global and Area Studies (GIGA) Working Paper No. 158

Natural resources are often held responsible for intrastate conflicts. As a consequence, both national and international measures to avoid the detrimental impact of resource endowments have increasingly been discussed and implemented in resource-rich countries. These measures include

stabilization funds, subregional development programs, revenue-sharing regimes, and transparency initiatives. However, comparative empirical studies of the actual impact of these measures, particularly regarding their contribution to conflict prevention, are scarce. This paper contributes to the filling of this gap: combining a medium-N sample of oil-dependent countries and three in-depth case studies (Algeria, Nigeria, and Venezuela), we evaluate different instruments of resource management and their effects on conflict risk factors. On the one hand, the findings do not show any systematic connection between the countermeasures and a reduction in resource-related risks; on the other, the paper highlights common causal factors for the lack of implementation of resource-related countermeasures.

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Make No First Use of Nuclear Weapons: The First Step towards Global Nuclear Disarmament

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The IUP Journal of International Relations, Vol. V, No. 1, pp. 7-17, January 2011

This paper discusses making No First Use (NFU) of nuclear weapons enshrined in the Indian Nuclear Doctrine as a first step towards nuclear disarmament. The proposal derives its credence from the efforts of the US President Barrack Obama to place nuclear disarmament as an important policy of his administration. Incidentally, the concept of NFU originated in the US, but it is China that put it into practice first, in October 1964 after its first nuclear test. Of the many advantages of the policy of NFU, it is more democratic in contrast to the First Use (FU) policy practiced by the US. Under the policy of FU, per force, nuclear weapons have to be placed with the armed forces for instant use. But in NFU, since nuclear weapons are used only for a second strike, the weapons could be held by a different agency other than the armed forces. India is the only country that has made, "Global, verifiable and nondiscriminatory nuclear disarmament" as a national security objective by including it in the nuclear doctrine. Hence, the step has to be taken for an international treaty amongst the known nuclear powers and threshold states on NFU of nuclear weapons. Noble Peace Laureate, Sir Joseph Rotblat had called for a treaty among Nuclear Weapon States (NWS) that commits them never to be the first to use nuclear weapons. Rotblat rightly thought NFU "would open the way to the gradual, mutual reductions of nuclear arsenals, down to zero." If each NWS commits not to use nuclear weapon as a weapon of first strike, there shall be no occasion to use them at all. India had introduced such a proposal for consideration in the UN Conference on Disarmament in February 2008. A multilateral agreement under UN should bind the nations to a greater extent to follow the spirit of the treaty.

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Article 37(2) of the ILO Constitution: Can an ILO Interpretive Tribunal End the Hegemony of International Trade Law?

Justin A. Fraterman
Georgetown University Law Center
Georgetown Journal of International Law, Vol. 42, No. 3, 2011

At its November 2008 meeting, the Committee on Legal Issues and International Labour Standards of the International Labour Organization's (ILO) Governing Body recommended that the International Labour Office prepare a study on improving the interpretation and implementation of international labor agreements and the ILO supervisory mechanism more generally. Amongst the issues the Office was asked to consider was the resuscitation of Article 37(2) of the ILO Constitution, a long-dormant provision allowing for the creation of an 'in-house' tribunal for the resolution of disputes or questions relating to the interpretation of ILO conventions. As a result, it appears that the ILO may seriously be considering the creation of such a tribunal for the first time since 1993. In the light of this possible innovation in the ILO's organizational architecture, this paper will explore the parameters and modalities according to which an Article 37(2) tribunal might operate, its possible interaction with the

existing ILO supervisory mechanism and its potential role within the larger universe of international law. This essay will situate this possible development within the larger debate on fragmentation and examine the degree to which such a tribunal could serve as a valuable counterweight to the WTO's dispute settlement system, thereby providing the ILO with an effective response to the hegemony of international trade law. This paper posits that while a new ILO interpretive tribunal would go a long way to clarifying the nature of obligations under international labor law, its likely lack of concrete enforcement power would ultimately prevent it from ensuring compliance with ILO Conventions.

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Solidarity by Rupture: Anti-Liberalism, Long Lost Longings, and Lessons from Our Evil Twins

Vivek (Vik) Kanwar
Centre on Public Law and Jurisprudence (CPLJ); O.P. Jindal Global University (JGU) - Jindal Global Law School (JGLS)

The organizers of this conference invite us to ask, "What are the blindspots and biases of those critical approaches themselves, and how might a radical international law overcome them?" The repertoire of anti-liberal critique, whether borrowing gestures from Nietzsche or Marx, whether positioned from the Right or Left, is constrained by a limited number of critical moves. This form of critique, in all its forms, is defined against a moving target called "liberalism" which sometimes comes within the same line of fire as a target called "international law." There is an image of liberal closure that radically diverse strains of critique — luddite or futurist, scholarly or illiterate, authoritarian, self-disciplined or libertarian, post-colonial, ambivalent, fundamentalist, and apollonian, Dionysian, revanchist, revolutionary, reactionary, restorationist, revisionist, promethean, hip and critical, hypocritical, chauvinist, multicultural, primordialist, anarchist, fascist, or aboriginal — gather to tear apart. What is the significance of the solidarity across such incommensurable horizons? In this paper, I wish to examine our own habits of critique by referring to three figures who remain ideologically ambiguous, and whose critiques of International law, and International Criminal Justice in particular are still contested: Tokyo Tribunal Judge Radhabinod Pal, anti-colonialist attorney Jacques Verges and right-wing jurist Carl Schmitt. In examining these thinkers, who stand in relation to each other, and perhaps to us, as "evil twins" we find they are both like us and unlike us in their transvaluation of Western liberal values, couching their deconstructions in less overtly theoretical trappings of professional legalism, aesthetic decadence, or chivalry. I turn to them to reflect upon our own critical repertoires. We shuttle between closure and rupture: often skeptical of liberal legalism in its promise of "closure" and taking recourse language and gesture of "rupture" appeal to both the romantic (venerable and authentic) and the revolutionary (vital and spontaneous). The former offers security (not the kind with blackened boots but a familiar blanket) and the latter offers possibility. We can pay attention to the lives and works of Schmitt, Verges and Pal as they point out an irreducible antagonism between those who would shuttle between romantic and revolutionary rupture and those who seek closure, and perform their own ambivalences between radical realism and honorable legalism. If it is not shuttling between these poles of critique, what is a "radical international law" and can it transcend even the habit of transvaluation?

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Civilization by Numbers: Indicators and Earlier Techniques of 'Standardization' in Global Governance

Vivek (Vik) Kanwar
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Jindal Global Legal Research Paper

In the 19th and early 20th centuries, publicists of international law, among others, described the performance and states by reference to a 'standard of civilization.' The exclusive club of 'civilizied' nations defined others and its standards were supposedly high, though these were unevenly defined.

Can we compare two phases of 'standardization?': (1) the "standard of civilization" referred to within the European Public Law in this earlier period with (2) the modern method of indicators and benchmarking in global governance or governmentality? There is a competitive market in notions of civilization, today packaged as 'quanti-facts.'

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Mōri v. Japan: The Nagoya High Court Recognizes the Right to Live in Peace

Hudson Hamilton
University of Washington School of Law

Pacific Rim Law & Policy Journal, Vol. 19, No. 3, 2010

The following is a translation of the Nagoya High Court's decision in Mōri v. Japan, a case challenging the constitutionality of Japan's deployment of its Self-Defense Forces ("SDF") to the Middle East in connection with the U.S.-led occupation of Iraq. Beginning in December of 2003, Japan deployed ground and air forces of the SDF to the Middle East, including three C-130H "Hercules" transport aircraft which were used to airlift coalition forces and supplies between Kuwait and Baghdad. In response, more than 5,700 citizens, represented by over 800 attorneys, filed lawsuits in eleven district courts across the country in one of the largest coordinated litigation efforts in modern Japanese history. In Mōri, the plaintiffs argued that the deployment violated their "right to live in peace" [heiwateki seizonken], provided in the Preamble of the Constitution of Japan, which they defined as "the right to live in a Japan that does not engage in war or the use of military force." . . . The Nagoya District Court held that the plaintiffs lacked standing . . .. The Nagoya High Court affirmed the district court and dismissed the appeal on standing grounds, holding that the deployment did not infringe on appellants' right to live in peace. However, the high court stated in dicta that, in certain situations, the right to live in peace is a concrete right. The high court also stated that the integration of the SDF's air transport activities with the use of force by coalition forces in an international military conflict constituted the use of force by the SDF in violation of Article 9. The Nagoya High Court's finding of a violation of Article 9 was the first since the Sapporo District Court's decision in the Naganuma case 35 years before, and the first to be entered as a final judgment. The high court's recognition of the right to live in peace was also the first since Naganuma, breaking from a series of lower court decisions that dismissed the right to live in peace as merely an abstract concept. Less than a year later, the Okayama District Court followed the Nagoya High Court in recognizing the right to live in peace in a similar SDF Iraq Deployment case, and provided further detail regarding the right's substance. The Nagoya and Okayama decisions suggest the emergence (or revival) of a new human right in Japan: the right to live in peace.

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Lawyers and the War

Robert C. Power
Widener University - School of Law

Journal of the Legal Profession, Vol. 34, 2009
Widener Law School Legal Studies Research Paper No. 11-04

This article reviews legal advice provided by Attorney General John Ashcroft and Office of Legal Counsel officials John Yoo and Jack Goldsmith during the war on terrorism. It differs from the other works on this subject in two key respects. First, it includes detailed analyses of their conduct under the Model Rules of Professional Conduct and other pertinent legal ethics codes, such as the D.C. Bar Rules, the Code of Professional Responsibility, and the A.L.I.'s Restatement of the Law of Lawyering, as well as under the Department of Justice's tradition of providing independent advice to the White House and other executive agencies. Second, it examines their own narratives of the crisis, as reflected in their published memoirs. Providing advice concerning the inter-relationships among international law, the law of war, constitutional law, and federal criminal statutory law requires cautious analysis of constitutional, treaty and statutory language, as well as judicial and executive precedent. The article concludes that Ashcroft and Yoo were ill-suited for their roles, each for

different reasons. Ashcroft acted as a policy advocate and politician, while Yoo was an unyielding exponent of an extreme constitutional theory concerning executive power and was unwilling or unable to provide pragmatic "lawyering" advice. Goldsmith, however, recognized that Ashcroft's lax oversight and Yoo's aggressive theories opened the door to the repudiation of applicable domestic and international law and mistreatment of detainees. The article concludes that Goldsmith was both a better lawyer and a better soldier in the war on terrorism, as the failings of Ashcroft and Yoo weakened support for Bush administration policies, led to losses in the courts, and may have weakened our ability to respond to terrorism in the future.

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Cosmopolitan Democracy: Paths and Agents

Daniele Archibugi
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David Held
affiliation not provided to SSRN

One of the recurrent criticisms of the project of cosmopolitan democracy has been that it has not examined the political, economic and social agents that might have an interest in pursuing this programme. This criticism is addressed directly in this paper. It shows that there are a variety of paths that, in their own right, could lead to more democratic global governance, and that there are a diversity of political, economic and social agents that have an interest in the pursuit of these. Cosmopolitan democracy is an open-ended project that aims to increase the accountability, transparency and legitimacy of global governance, and the battery of agents and initiatives outlined highlight the direction and politics required to make it possible.

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How do Governments Respond After Catastrophes? Natural-Disaster Shocks and the Fiscal Stance

Martin Melecky
World Bank
Claudio E. Raddatz
World Bank
World Bank Policy Research Working Paper No. 5564

Natural disasters could constitute a major shock to public finances and debt sustainability because of their impact on output and the need for reconstruction and relief expenses. This paper uses a panel vector autoregressive model to systematically estimate the impact of geological, climatic, and other types of natural disasters on government expenditures and revenues using annual data for high and middle-income countries over 1975-2008. The authors find that, on average budget, deficits increase only after climatic disasters, but for lower-middle-income countries, the increase in deficits is widespread across all events. Disasters do not lead to larger deficit increases or larger output declines in countries with higher initial government debt. Countries with higher financial development suffer smaller real consequences from disasters, but deficits expand further in these countries. Disasters in countries with high insurance penetration also have smaller real consequences but do not result in deficit expansions. From an ex-post perspective, the availability of insurance offers the best mitigation approach against real and fiscal consequences of disasters.

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Targeting, Command Judgment, and a Proposed Quantum of Proof Component: A Fourth Amendment Lesson in Contextual Reasonableness

Geoffrey S. Corn
South Texas College of Law

No decision by a military commander engaged in hostilities has more profound consequence than the decision to launch an attack. Pursuant to the law of armed conflict (LOAC), that decision must be based on the judgment that the object of attack – a person, place, or thing – qualifies as a lawful military objective. This judgment almost always sets in motion the application of deadly combat power, and routinely produces loss of life or grievous bodily injury, often times to individuals and property not the intended object of attack, but considered 'collateral damage.' In operational terms, this judgment determines whether the nominated target is lawful. . . . It is clear that the law requires that targeting judgments be reasonable under the circumstances prevailing at the time. What is less clear is the amount of combat information and/or intelligence required to render a judgment reasonable. Because the reasonableness of targeting judgments are and by their nature must be contextually dependent, it is almost inevitable that reasonableness cannot be assessed based on a unitary quantum component. . . . This article proposes a quantum of proof methodology to aid in the operational assessment of target reasonableness. In support of this proposal, the article will provide a comparative analysis of U.S. constitutional Fourth Amendment jurisprudence, focused specifically on the relationship between several distinct quanta standards for assessing reasonableness and the interests they were developed to balance. The article will then discuss the basic foundation of the law of targeting with a particular emphasis on the established presumptions. This will lead to an analysis of how different quantum standards established to define reasonableness in the U.S. Fourth Amendment context offer a logical starting point for providing a similar touchstone for assessing the reasonableness of targeting decisions in armed conflict.

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Patents in the Global Economy

Matthew Duncan
affiliation not provided to SSRN
Intellectual Property Office, Forthcoming
Queen Mary School of Law Legal Studies Research Paper No. 73/2011

Following implementation of the TRIPS Agreement it has become more widely recognized that, while patents can stimulate the inventive process by avoiding the free-rider problem, by promoting investment in research and development (R&D) and by encouraging diffusion of knowledge, patents can also hinder development if a balance between rewarding inventors and safeguarding the public domain for a wider public good is not achieved. It is in the context of this debate about the role of patents in the global economy that the paper examines in detail: (i) whether patents can be used as a stimulus for invention and innovation; (ii) the role of patents in recently industrialized countries; (iii) the impact of patents on development; (iv) the role of licensing and technology transfer; (v) the impact of the TRIPS Agreement; (vi) public health issues: given that concerns about the appropriateness of the present patent system have focused, in particular, on health and access to medicines in developing countries, alternatives to the present patent system will then be considered in relation to current initiatives to address public health imperatives; and (vii) prospects for the future, particularly in terms of the potential of using patent information to stimulate invention and innovation.

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EU Antitrust Enforcement Powers and Procedural Rights and Guarantees: The Interplay Between EU Law, National Law, the Charter of Fundamental Rights of the EU and the European Convention on Human Rights

Wouter P. J. Wils
European Commission; King's College London - School of Law

World Competition: Law and Economics Review, Vol. 34, No. 2, June 2011
Concurrences, May 2011
2nd Annual International Concurrences Conference, 'New Frontiers of Antitrust', Paris, February 11, 2011

This paper deals with the powers of the European Commission and the competition authorities of the EU Member States to enforce Articles 101 and 102 TFEU, and with the procedural rights and guarantees that circumscribe or limit these powers. It focuses in particular on the interplay between the different sources of law governing these matters: EU and national legislation, the Charter of Fundamental Rights of the EU, the European Convention on Human Rights, and the case-law of the EU Courts and the European Court of Human Rights.

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Is there an International Intellectual Property System? Is there an Agreement between States as to what the Objectives of Intellectual Property Laws should be?

Fiona Rotstein
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European Intellectual Property Review, Vol. 33, No. 1, 2011
U of Melbourne Legal Studies Research Paper No. 524

This article contends that there is an international intellectual property system, and the World Trade Organization's Agreement on Trade-Related Aspects of Intellectual Property Rights ("TRIPS Agreement") sheds light on what the objectives of intellectual property laws should be. However, there are difficulties that occur when applying principles of private international law to multi-jurisdictional intellectual property disputes (particularly in the Australian context) in light of internet technologies.

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Reframing Indigenous Cultural Artifacts Disputes: An Intellectual Property-Based Approach

Cortelyou C. Kenney
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Cardozo Arts & Entertainment Law Journal, Vol. 28, p. 501, 2011

Indigenous cultural artifacts are traditionally seen through the prism of physical property. Disputes over a spectrum of objects from human remains to sacred objects center around who has title and possession, when import and export can be prevented, and under what circumstances remuneration or repatriation are appropriate. Museums, countries of origin, and indigenous descendents fight bitterly over these issues, which are often difficult to resolve given the finite, and highly rivalrous, nature of the objects in question. This Article fundamentally reframes the debate. It posits that artifacts are not just physical property, governed by a physical-property paradigm, but also a species of intellectual property that can be regulated independently of physical status. The IP-based approach to indigenous artifacts asks not who has title to the objects, but how information generated by and related to such objects in the course of research, restoration, curation, display, and handling ought to be treated. . . .

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Human Rights and Development for India's Rural Remnant: A Capabilities-Based Assessment

Lisa R. Pruitt
University of California, Davis - School of Law

UC Davis Law Review, Forthcoming
UC Davis Legal Studies Research Paper No. 244

The cachet that India currently enjoys on the world stage is linked largely to the booming high-tech and service economies associated with its megacities. . . .Lack of sustainable development in rural areas is a major force behind the massive rural-to-urban migration across Asia. An enormous challenge currently facing India and many of its neighbors is thus how to manage the migration. . . . This Article considers India's uneven development across the rural-urban axis through the lens of the capabilities framework developed by Amartya Sen and Martha Nussbaum. The capabilities approach argues for universal human rights based on a recognition of each human being "as an agent and an end" and calls for a "threshold level of each capability" below which citizens are not truly functioning as humans. . . . In using a capabilities frame for assessing India's approach to rural development, this Article attends particularly to the life, bodily health, and education capabilities, arguing that India should aspire to a degree of parity across the rural-urban axis in providing these foundational capabilities. Further, the Article analogizes rurality to disability and gender as a crucial characteristic to which government should attend in programming to meet the needs of rural citizens. The Article also considers briefly the potential of the Indian Constitution to mitigate distributive inequities associated with government's relative neglect of rural populations. Finally, the Article discusses what is at stake for India and the rest of Asia in staking out a path of sustainable development that explicitly considers the rural-urban axis. . . .

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Achieving Environmentally Sustainable Prosperity

Shann Turnbull
International Institute for Self-Governance

The contribution of this paper is to explain how to achieve a universally prosperous environmentally sustainable global society. This objective is incompatible with traditional economic policies dependent on environmentally exploitive growth in the population and/or full employment to generate prosperity. Politically attractive incentives of smaller taxes and government are identified as a way of changing the way an economy operates so that prosperity can be increased even with a declining and aging population. Localising the ownership and control of the means of production and exchange with individuals creates a way to create a universal minimum social dividend to replace the need for full employment, welfare, pensions, and big government. Local democracy is enriched with the power to nurture their host environment. The introduction of ecological forms of cost carrying money redeemable into local services of nature allows market forces to encourage production techniques that reduce their environmental impact. Increased life expectancy with depopulation is already occurring in twenty countries and this is expected to spread globally in the current century. This phenomenon with current environmental pressures create an imperative for achieving environmentally sustainable prosperity sooner rather than later.

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China's WTO Compliance-Plus Anti-Dumping Policy

Marcia Don Harpaz
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Journal of World Trade, Vol. 45, No. 4, August 2011
Hebrew University of Jerusalem Faculty of Law Research Paper No. 01-11

Is China complying with its World Trade Organization (WTO) anti-dumping (AD) commitments? The strong import competition created by the rapid opening of China's domestic market, and the

continued state involvement in its industry could conceivably generate domestic pressure on the Chinese government to use AD measures intensively and possibly illegally. Moreover, since its exports are a primary global target of AD actions, China might be expected to retaliate by levying questionable AD measures on imports. Despite factors conducive to a more protectionist bias and possible non-compliance, I argue that China is not only complying with AD rules, but that it is demonstrating domestic restraint, and to a certain extent, a pro-liberalization interpretation of the rules. This policy along with China's Doha Round negotiating proposals on AD suggest what is characterized in the paper as a 'compliance-plus' policy. The fact that China has chosen to pursue such a policy is not trivial taking into account the more protectionist paths taken by other key WTO members. On a broader level, this case study aims at contributing to the contemporary debate regarding China's changing role in the global arena. By complying with WTO rules, China is demonstrating that it is accepting, following and becoming increasingly vested in their maintenance.

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The Legitimacy of Deporting the Jerusalemites on Light of International Humanitarian Law: The Case of Jerusalemite MPs (Arabic)

Mahmoud Abu Soai
affiliation not provided to SSRN
Birzeit University Working Paper No. 2011/13 (ARA) – MRS Module

This paper considers the legality of the decisions and deportation proceedings undertaken by Israel against the population of Jerusalem, from the international humanitarian perspective. Israel claims that Jerusalem is the capital of the State of Israel and therefore is incumbent on all present within the borders of the State of Israel, whether citizens or residents or others, to provide loyalty and obedience to the State of Israel, which gives Israel the right to expel any person who provides the association or to work with parties hostile to them, causing new displaced Palestinians, whether internally or externally. Fourth Geneva Convention forbids mass forcible transfer of population from the occupied territories. The paper will try to answer the following questions: What is the legitimacy of decisions and actions of forced deportation by Israel against the population of Jerusalem under the rules of international humanitarian law?

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China's Turn Against Law

Carl F. Minzner
Washington University School of Law in St. Louis

Chinese authorities are reconsidering legal reforms they enacted in the 1980s and 1990s. These reforms had emphasized law, litigation, and courts as institutions for resolving civil grievances between citizens and administrative grievances against the state. But social stability concerns have led top leaders to question these earlier reforms. . . . Chinese authorities have now drastically altered course. Substantively, they are de-emphasizing the role of formal law and court adjudication. They are attempting to revive pre-1978 Maoist-style court mediation practices. Procedurally, Chinese authorities are also turning away from the law. They are relying on political, rather than legal, levers in their effort to remake the Chinese judiciary. . . . These Chinese developments are not entirely unique. American courts have also experienced a broad shift in dispute resolution patterns over the last century. Litigation has fallen out of favor. . . . China's shift also parallels those in other developing countries. In recent decades, nations such as India, Indonesia, and the Philippines have resuscitated or formalized traditional mediative institutions. This is part of a global reconsideration of legal norms and institutions imported or transplanted from the West. . . . Despite these similarities with global trends, this Article argues that Chinese leaders' shift against law is a distinct domestic political reaction to building pressures in the Chinese system. It is a top-down authoritarian response motivated by social stability concerns. This Article also analyzes the risks facing China as a result of the shift against law. It argues that the Chinese leadership's concern with maintaining social stability

in the short term may be leading them to take steps that are having severe long-term effects of undermining Chinese legal institutions and destabilizing China. . . .

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Marriage & Matrimonial Causes in Private International Law: Issues in Common Law Countries

Nishant Chaturvedi
Hidayatullah National Law University
Sugandha Nayak
affiliation not provided to SSRN

The article basically focuses on the marriage as a contract which is sui generis along with the opinion of various Judges though the judgments in different cases. However it also talks about the position, legal formalities along with the validity and capacity of the parties to marriage and the choice of law rules governing such marriages in England and other common law countries though out the world. On the other hand the author has also focused on the matrimonial causes like polygamous marriages; divorce, judicial separation, nullity of marriage in different countries. Towards the end of the article it talks about the jurisdiction and the choice of law for solving such causes after marriage and the recognition of foreign divorces in other countries. At the conclusion part the authors have tried to give an overall view along with the present scenario on the subject.

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A Surfer's Guide to US Foreign Policy in Egypt, or Has Obama Been Snookered?

Craig Scott
York University - Osgoode Hall Law School
OpenDemocracy.net, February 2011
Osgoode CLPE Research Paper No. 10/2011

This short article (3800 words, including 14 footnotes) was written and published on February 8, 2011, by OpenDemocracy.net, and may be republished with attribution for non-commercial purposes following the Creative Commons guidelines. OpenDemocracy.net's summary blurb reads: "Reading the Washington runes. What happened with Mr. Wisner, Egypt lobbyist and Obama's special envoy to Mubarak? Is this an ugly farce, an ethical travesty or a cronyistic scandal?" The purpose of the article is to explore two hypotheses surrounding the sending by President Obama of former US Ambassador to Egypt, Frank Wisner, as Obama's envoy to President Hosni Mubarak of Egypt during the period of post-January 25, 2011, revolutionary activity in Egypt. One hypothesis explores the possibility that Secretary of State Hillary Clinton's role amounted to an outflanking of President Obama's preferred messaging on Egypt, inter alia, through the recommendation of Wisner as messenger. The second hypothesis is that Clinton and Obama have been in lockstep in arriving at what I refer to as the Suleiman Transition (referencing Omar Suleiman as Mubarak's newly appointed Vice-President). It is recognized that neither hypothesis can be shown to be true on current information at the time of writing, and accordingly argued that Clinton, Obama and Wisner need to answer a series of specified questions about how Clinton and Obama interacted since the start of the January 25, 2011, Egyptian revolution, specifically in relation to the Wisner role.

II. Books

The Law of Treaties Beyond the Vienna Convention
(Oxford Univ. Press)
Edited by Enzo Cannizzaro

This book offers a comprehensive analysis of the law of treaties based on the interplay between the 1969 Vienna Convention on the Law of Treaties and customary international law. Written by a team of renowned international lawyers, it offers new insight into the basic concepts and methodology of the law of treaties and its problems.
Hardback | 496 pages
17 February 2011 | 978-0-19-958891-6

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The Legal Protection of Human Rights: Sceptical Essays
(Oxford Univ. Press)
Edited by Tom Campbell, K.D. Ewing, and Adam Tomkins

The value and legitimacy of using courts to limit the powers of governments in the domain of human rights is a significant ongoing debate. This book provides a critical review that explores the alternative means for protecting and promoting human rights.
Hardback | 552 pages
24 February 2011 | 978-0-19-960607-8

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International Criminal Law: Cases and Commentary
(Oxford Univ. Press)
Antonio Cassese, Guido Acquaviva, Mary Fan, and Alex Whiting

International Criminal Law: Cases and Commentary presents a comprehensive, pragmatic explanation of the development of substantive international criminal law through key illustrative cases from domestic and international jurisdictions. Presents concise and stimulating commentaries by the leading academics in the field.
Paperback | 648 pages
24 February 2011 | 978-0-19-957678-4

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Principles of International Financial Law
(Oxford Univ. Press)
Colin Bamford

By explaining the principles on which the legal rules applied in common law financial transactions are based, this book covers the concepts that underpin these rules and the evolution of particular legal structures.
Hardback | 384 pages
10 February 2011 | 978-0-19-958930-2

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The Evolution of EU Law
(Oxford Univ. Press)
Edited by Paul Craig and Gráinne de Búrca

The new edition of this influential textbook gathers leading lawyers and political scientists to provide an overview of the changing legal picture in Europe, including the reforms instigated by the Lisbon Treaty negotiations. Authors analyse the evolution of the law across time, giving readers a clearer understanding of how the EU is developing.
Hardback | 984 pages
17 February 2011 | 978-0-19-959297-5

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EU Competition Law and Intellectual Property Right: The Regulation of Innovation
(Oxford Univ. Press)
Steven Anderman and Hedvig Schmidt

An accessible introduction to the interface between competition law and intellectual property rights, this book considers the shared goals and inherent tensions of the two regimes. It offers a clear explanation of competition law as a framework of rules which regulate the exploitation and licensing of intellectual property rights.
Paperback | 392 pages
17 February 2011 | 978-0-19-958996-8

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Political Theology: Four New Chapters on the Concept of Sovereignty
(Columbia Univ. Press, Mar. 2011)
Paul W. Kahn

In this strikingly original work, Paul W. Kahn rethinks the meaning of political theology. In a text innovative in both form and substance, he describes an American political theology as a secular inquiry into ultimate meanings sustaining our faith in the popular sovereign. Kahn works out his view through an engagement with Carl Schmitt's 1922 classic, Political Theology: Four Chapters on the Concept of Sovereignty. He forces an engagement with Schmitt's four chapters, offering a new version of each that is responsive to the American political imaginary. The result is a contemporary political theology. As in Schmitt's work, sovereignty remains central, yet Kahn shows how popular sovereignty creates an ethos of sacrifice in the modern state. Turning to law, Kahn demonstrates how the line between exception and judicial decision is not as sharp as Schmitt led us to believe. He reminds readers that American political life begins with the revolutionary willingness to sacrifice and that both sacrifice and law continue to ground the American political imagination. Kahn offers a political theology that has at its center the practice of freedom realized in political decisions, legal judgments, and finally in philosophical inquiry itself.

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Rutgers Law Library, Newark
SELECTED NEW BOOKS, FEBRUARY 2011

International Law

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Vital Signs
(Worldwatch Institute, February 2011)

From economic growth to sea-level rise, *Vital Signs 2011* documents the trends that are shaping our future in concise analysis and clear tables and graphs. This eighteenth volume of the Worldwatch

Institute series makes it clear that the Great Recession affects many of the world's leading economic, social, and environmental trends - but that the impact can be very different by country.

III. Journals (some entries edited to avoid duplication)

PUBLIC INTERNATIONAL LAW eJOURNAL
Vol. 6, No. 33: Mar 01, 2011
ALAN O'NEIL SYKES, EDITOR

ICJ Advisory Opinion on Kosovo: An African Perspective
Omoba Oladele Opeolu Osinuga, *affiliation not provided to SSRN*

Donations to US Based NGOs in International Development Cooperation: How Un-Informed are Private Donors?
Peter Nunnenkamp, University of Kiel
Hannes Öhler, University of Goettingen (Gottingen)
Intergenerational Equity and the Antarctic Treaty System: Continued Efforts to Prevent 'Mastery'
Kees Bastmeijer, Tilburg University

Marriage & Matrimonial Causes in Private International Law: Issues in Common Law Countries
Nishant Chaturvedi, Hidayatullah National Law University
Sugandha Nayak, *affiliation not provided to SSRN*

The Cost of Complying with Human Rights Treaties: The Convention on the Rights of the Child and Basic Immunization
Varun Gauri, World Bank

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PUBLIC INTERNATIONAL LAW eJOURNAL
Vol. 6, No. 32: Feb 28, 2011
ALAN O'NEIL SYKES, EDITOR

Afterthoughts: International Commercial Contracts and Arbitration
Luke R. Nottage, University of Sydney - Faculty of Law, University of Sydney - Australian Network for Japanese Law

Civilization by Numbers: Indicators and Earlier Techniques of 'Standardization' in Global Governance
Vik Kanwar, Centre on Public Law and Jurisprudence (CPLJ), O.P. Jindal Global University (JGU) - Jindal Global Law School (JGLS)

Advancing Women's Rights in Conflict and Post-Conflict Situations
Fionnuala D. Ni Aolain, University of Minnesota Law School, University of Ulster - Transitional Justice Institute

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PUBLIC INTERNATIONAL LAW eJOURNAL
Vol. 6, No. 31: Feb 25, 2011
ALAN O'NEIL SYKES, EDITOR

Still Up to the Challenge? International Trade Issues Facing the Basel Convention as it Enters its Third Decade
Robert Shuman-Powell, University of Maryland School of Law

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- The Trafigura Case and the System of Prior Informed Consent Under the Basel Convention – A Broken System? (Gary Cox)
- The Bali Firewall and Member States' Future Obligations within the Climate Change Regime (Christopher Smith)
- 'Command Without Control': Are Market Mechanisms Capable of Delivering Ecological Integrity to REDD? (Simon West)
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- Implementation of Environmental Judgments in Context: A Comparative Analysis of Dahanu Thermal Power Plant Pollution Case in Maharashtra and Vellore Leather Industrial Pollution Case in Tamil Nadu (Geetanjoy Sahu)

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From fiduciary *duties* to fiduciary *relationships* for socially responsible investing: responding to the will of beneficiaries
pp. 5-19(15)
Author: *Richardson, Benjamin J.*

Evaluating the governance of responsible investment institutions: an environmental and social perspective
pp. 20-29(10)
Author: *Cadman, Timothy*

Mapping a corporate governance exchange: a survey of Canadian shareholder resolutions 2000-2009
pp. 30-43(14)
Author: *Gray, Taylor R.*

Influence strategies in shareholder engagement: a case study of all Swedish national pension funds
pp. 44-61(18)
Authors: *Hamilton, Ian; Eriksson, Jessica*

The virtue of CalPERS' Emerging Equity Markets Principles
pp. 62-76(15)
Authors: *Huppé, Gabriel A.; Hebb, Tessa*

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pp. 77-80(4)
Author: *Bloxham, Eleanor*

How do the capital markets undermine sustainable development? What can be done to correct this?
pp. 81-87(7)
Author: *Waygood, Steve*

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IGENTA Database Articles on International Law
(Mar. 01, 2011)
(select)

Record 2.
TI: The Development of the Responsibility to Protect From Evolving Norm to Practice
AU: Knight, W. Andy
JN: Global Responsibility to Protect
PD: February 2011
VO: 3
NO: 1
PG: 3-36(34)
PB: Martinus Nijhoff Publishers, an imprint of Brill
IS: 1875-9858
URL: http://www.ingentaconnect.com/content/mnp/gr2p/2011/00000003/00000001/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 3.
TI: Whose Responsibility to Protect?
AU: Eckhard, Frederic
JN: Global Responsibility to Protect
PD: February 2011
VO: 3
NO: 1
PG: 89-101(13)
PB: Martinus Nijhoff Publishers, an imprint of Brill
IS: 1875-9858
URL: http://www.ingentaconnect.com/content/mnp/gr2p/2011/00000003/00000001/art00005
Click on the URL to access the article or to link to other issues of the publication.

Record 4.
TI: CIVIL WAR EXPOSURE AND VIOLENCE
AU: MIGUEL, EDWARD; SAIEGH, SEBASTIAN M.; SATYANATH, SHANKER
JN: Economics and Politics
PD: March 2011
VO: 23
NO: 1
PG: 59-73(15)
PB: Blackwell Publishing Ltd
IS: 0954-1985
URL: http://www.ingentaconnect.com/content/bpl/ecpo/2011/00000023/00000001/art00003
Click on the URL to access the article or to link to other issues of the publication.

Record 5.
TI: The Consequences of Kadi: Where the Divergence of Opinion between EU and International Lawyers Lies?
AU: Vara, Juan Santos
JN: European Law Journal
PD: March 2011
VO: 17
NO: 2
PG: 252-274(23)
PB: Blackwell Publishing Ltd
IS: 1351-5993

URL: http://www.ingentaconnect.com/content/bpl/eulj/2011/00000017/00000002/art00006
Click on the URL to access the article or to link to other issues of the publication.

Record 6.
TI: The Conceptual and Constitutional Challenge of Transnational Private Regulation
AU: Scott, Colin; Cafaggi, Fabrizio; Senden, Linda
JN: Journal of Law and Society
PD: March 2011
VO: 38
NO: 1
PG: 1-19(19)
PB: Blackwell Publishing Ltd
IS: 0263-323X
URL: http://www.ingentaconnect.com/content/bpl/jols/2011/00000038/00000001/art00001
Click on the URL to access the article or to link to other issues of the publication.

Record 7.
TI: New Foundations of Transnational Private Regulation
AU: Cafaggi, Fabrizio
JN: Journal of Law and Society
PD: March 2011
VO: 38
NO: 1
PG: 20-49(30)
PB: Blackwell Publishing Ltd
IS: 0263-323X
URL: http://www.ingentaconnect.com/content/bpl/jols/2011/00000038/00000001/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 8.
TI: The Meta-regulation of Transnational Private Regulation
AU: Bomhoff, Jacco; Meuwese, Anne
JN: Journal of Law and Society
PD: March 2011
VO: 38
NO: 1
PG: 138-162(25)
PB: Blackwell Publishing Ltd
IS: 0263-323X
URL: http://www.ingentaconnect.com/content/bpl/jols/2011/00000038/00000001/art00007
Click on the URL to access the article or to link to other issues of the publication.

Record 9.
TI: The Wisconsin-Milwaukee Conference on International Law and World Order. Introduction
AU: Howland, Douglas
JN: Journal of the History of International Law
PD: January 2011
VO: 13
NO: 1
PG: 1-5(5)
PB: Martinus Nijhoff Publishers
IS: 1388-199X
URL: http://www.ingentaconnect.com/content/mnp/jhil/2011/00000013/00000001/art00001
Click on the URL to access the article or to link to other issues of the publication.

Record 10.
TI: Sovereignty beyond the West: The End of Classical International Law
AU: Lorca, Arnulf Becker
JN: Journal of the History of International Law
PD: January 2011
VO: 13
NO: 1
PG: 7-73(67)
PB: Martinus Nijhoff Publishers
IS: 1388-199X
URL: http://www.ingentaconnect.com/content/mnp/jhil/2011/00000013/00000001/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 11.
TI: Universalism and Equal Sovereignty as Contested Myths of International Law in the Sino-Western Encounter
AU: Chen, Li
JN: Journal of the History of International Law
PD: January 2011
VO: 13
NO: 1
PG: 75-116(42)
PB: Martinus Nijhoff Publishers
IS: 1388-199X
URL: http://www.ingentaconnect.com/content/mnp/jhil/2011/00000013/00000001/art00003
Click on the URL to access the article or to link to other issues of the publication.

Record 12.
TI: Contraband and Private Property in the Age of Imperialism
AU: Howland, Douglas
JN: Journal of the History of International Law
PD: January 2011
VO: 13
NO: 1
PG: 117-153(37)
PB: Martinus Nijhoff Publishers
IS: 1388-199X
URL: http://www.ingentaconnect.com/content/mnp/jhil/2011/00000013/00000001/art00004
Click on the URL to access the article or to link to other issues of the publication.

Record 13.
TI: Sovereignty and the Chinese Red Cross Society: The Differentiated Practice of International Law in Shandong, 19141916
AU: Reeves, Caroline
JN: Journal of the History of International Law
PD: January 2011
VO: 13
NO: 1
PG: 155-177(23)
PB: Martinus Nijhoff Publishers
IS: 1388-199X
URL: http://www.ingentaconnect.com/content/mnp/jhil/2011/00000013/00000001/art00005
Click on the URL to access the article or to link to other issues of the publication.

Record 14.
TI: The Wilsonian Challenge to International Law
AU: Smith, Leonard V.
JN: Journal of the History of International Law
PD: January 2011
VO: 13
NO: 1
PG: 179-208(30)
PB: Martinus Nijhoff Publishers
IS: 1388-199X
URL: http://www.ingentaconnect.com/content/mnp/jhil/2011/00000013/00000001/art00006
Click on the URL to access the article or to link to other issues of the publication.

Record 15.
TI: Beyond International Law: The Theories of World Law in Tanaka Kotaro and Tsuneto Kyo
AU: Doak, Kevin M.
JN: Journal of the History of International Law
PD: January 2011
VO: 13
NO: 1
PG: 209-234(26)
PB: Martinus Nijhoff Publishers
IS: 1388-199X
URL: http://www.ingentaconnect.com/content/mnp/jhil/2011/00000013/00000001/art00007
Click on the URL to access the article or to link to other issues of the publication.

Record 16.
TI: Contracts of Carriage: Legislation and Case Law in Estonia
AU: Sein, Karin; Uusen-Nacke, Triin
JN: Review of Central and East European Law
PD: November 2010
VO: 35
NO: 4
PG: 341-368(28)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2010/00000035/00000004/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 17.
TI: The Colonization of American Nature and the Early Development of International Law
AU: Fonseca, Manuel Jimenez
JN: Journal of the History of International Law
PD: September 2010
VO: 12
NO: 2
PG: 189-225(37)
PB: Martinus Nijhoff Publishers
IS: 1388-199X
URL: http://www.ingentaconnect.com/content/mnp/jhil/2010/00000012/00000002/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 18.
TI: On Faith in the Moral Force of International Law. Martin Wight and Hugo de Groot: Four Seminal Thinkers in International Theory. Machiavelli, Grotius, Kant, and Mazzini, Martin Wight
AU: Nijman, Janne E.
JN: Journal of the History of International Law
PD: September 2010
VO: 12
NO: 2
PG: 329-346(18)
PB: Martinus Nijhoff Publishers
IS: 1388-199X
URL: http://www.ingentaconnect.com/content/mnp/jhil/2010/00000012/00000002/art00006
Click on the URL to access the article or to link to other issues of the publication.

Record 19.
TI: Transnational Legal Pluralism
AU: Zumbansen, Peer
JN: Transnational Legal Theory
PD: July 2010
VO: 1
NO: 2
PG: 141-189(49)
PB: Hart Publishing
IS: 2041-4005
URL: http://www.ingentaconnect.com/content/hart/tlt/2010/00000001/00000002/art00001
Click on the URL to access the article or to link to other issues of the publication.

Record 20.
TI: Framers and Problematisers: Getting to Grips with Global Governance
AU: Brownsword, Roger
JN: Transnational Legal Theory
PD: July 2010
VO: 1
NO: 2
PG: 287-301(15)
PB: Hart Publishing
IS: 2041-4005
URL: http://www.ingentaconnect.com/content/hart/tlt/2010/00000001/00000002/art00004
Click on the URL to access the article or to link to other issues of the publication.

Record 21.
TI: Teaching International Business Negotiation: Reflections on Three Decades of Experience
AU: Salacuse, Jeswald W.
JN: International Negotiation
PD: July 2010
VO: 15
NO: 2
PG: 187-228(42)
PB: Martinus Nijhoff Publishers
IS: 1382-340X
URL: http://www.ingentaconnect.com/content/mnp/iner/2010/00000015/00000002/art00003
Click on the URL to access the article or to link to other issues of the publication.

Record 22.
TI: Public-Private Partnerships in Slovenia: Recent Developments and Perspectives
AU: Ticar, Bojan; Zajc, Katarina
JN: Review of Central and East European Law
PD: June 2010
VO: 35
NO: 2
PG: 191-215(25)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2010/00000035/00000002/art00003
Click on the URL to access the article or to link to other issues of the publication.

Record 23.
TI: Tracing the Earliest Recorded Concepts of International Law. (5) The Near East 1200330 BCE
AU: Altman, Amnon
JN: Journal of the History of International Law
PD: March 2010
VO: 12
NO: 1
PG: 101-153(53)
PB: Martinus Nijhoff Publishers
IS: 1388-199X
URL: http://www.ingentaconnect.com/content/mnp/jhil/2010/00000012/00000001/art00003
Click on the URL to access the article or to link to other issues of the publication.

Record 24.
TI: On Coming to Terms with the Israeli-Palestinian Conflict: From Coexistence to Conquest. International Law and the Origins of the Arab-Israeli Conflict, 18911949, Victor Kattan
AU: Allain, Jean
JN: Journal of the History of International Law
PD: March 2010
VO: 12
NO: 1
PG: 155-160(6)
PB: Martinus Nijhoff Publishers
IS: 1388-199X
URL: http://www.ingentaconnect.com/content/mnp/jhil/2010/00000012/00000001/art00004
Click on the URL to access the article or to link to other issues of the publication.

Record 25.
TI: The Human Rights of Minority Women: Romani Women's Rights from a Perspective on International Human Rights Law and Politics
AU: Ravnbol, Camilla Ida
JN: International Journal on Minority and Group Rights
PD: February 2010
VO: 17
NO: 1
PG: 1-45(45)
PB: Martinus Nijhoff Publishers
IS: 1385-4879
URL: http://www.ingentaconnect.com/content/mnp/ijgr/2010/00000017/00000001/art00001
Click on the URL to access the article or to link to other issues of the publication.

Record 26.
TI: Defining 'Indigenous' in Bangladesh: International Law in Domestic Context
AU: Ahmed, Kawser
JN: International Journal on Minority and Group Rights
PD: February 2010
VO: 17
NO: 1
PG: 47-73(27)
PB: Martinus Nijhoff Publishers
IS: 1385-4879
URL: http://www.ingentaconnect.com/content/mnp/ijgr/2010/00000017/00000001/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 27.
TI: Property Rights, Indigenous People and the Developing World: Issues from Aboriginal Entitlement to Intellectual Ownership Rights
AU: Koivurova, Timo
JN: International Journal on Minority and Group Rights
PD: February 2010
VO: 17
NO: 1
PG: 187-195(9)
PB: Martinus Nijhoff Publishers
IS: 1385-4879
URL: http://www.ingentaconnect.com/content/mnp/ijgr/2010/00000017/00000001/art00006
Click on the URL to access the article or to link to other issues of the publication.

Record 28.
TI: Peoples and International Law How Nationalism and Self-Determination Shape a Contemporary Law of Nations
AU: Errico, Stefania
JN: International Journal on Minority and Group Rights
PD: February 2010
VO: 17
NO: 1
PG: 197-202(6)
PB: Martinus Nijhoff Publishers
IS: 1385-4879
URL: http://www.ingentaconnect.com/content/mnp/ijgr/2010/00000017/00000001/art00007
Click on the URL to access the article or to link to other issues of the publication.

Record 29.
TI: Synergies in Minority Protection: European and International Law Perspectives
AU: Guliyeva, Gulara
JN: International Journal on Minority and Group Rights
PD: February 2010
VO: 17
NO: 1
PG: 203-209(7)
PB: Martinus Nijhoff Publishers
IS: 1385-4879
URL: http://www.ingentaconnect.com/content/mnp/ijgr/2010/00000017/00000001/art00008
Click on the URL to access the article or to link to other issues of the publication.

Record 30.
TI: How Do We Know Them When We See Them? The Subjective Evolution in the Identification of Victim Groups for the Purpose of Genocide
AU: Young, Rebecca
JN: International Criminal Law Review
PD: January 2010
VO: 10
NO: 1
PG: 1-22(22)
PB: Martinus Nijhoff Publishers
IS: 1567-536X
URL: http://www.ingentaconnect.com/content/mnp/icla/2010/00000010/00000001/art00001
Click on the URL to access the article or to link to other issues of the publication.

Record 31.
TI: Disclosure before the ICC: The Emergence of a New Form of Policies Implementation System in International Criminal Justice?
AU: Caianiello, Michele
JN: International Criminal Law Review
PD: January 2010
VO: 10
NO: 1
PG: 23-42(20)
PB: Martinus Nijhoff Publishers
IS: 1567-536X
URL: http://www.ingentaconnect.com/content/mnp/icla/2010/00000010/00000001/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 32.
TI: The International Criminal Court and "Internationally Recognized Human Rights": Understanding Article 21(3) of the Rome Statute
AU: Sheppard, Daniel
JN: International Criminal Law Review
PD: January 2010
VO: 10
NO: 1
PG: 43-71(29)
PB: Martinus Nijhoff Publishers
IS: 1567-536X
URL: http://www.ingentaconnect.com/content/mnp/icla/2010/00000010/00000001/art00003
Click on the URL to access the article or to link to other issues of the publication.

Record 33.
TI: Beyond the Juristic Orientation of International Criminal Justice: The Relevance of Criminological Insight to International Criminal Law and its Control A Commentary
AU: Rothe, Dawn L.; Mullins, Christopher W.
JN: International Criminal Law Review
PD: January 2010
VO: 10
NO: 1
PG: 97-110(14)
PB: Martinus Nijhoff Publishers
IS: 1567-536X
URL: http://www.ingentaconnect.com/content/mnp/icla/2010/00000010/00000001/art00005

Click on the URL to access the article or to link to other issues of the publication.

Record 34.
TI: Heritage versus Big Business: Lessons from The YUKOS Affair
AU: Zhukovskaya, Natalia L.
JN: Inner Asia
PD: June 2009
VO: 11
NO: 1
PG: 157-167(11)
PB: BRILL
IS: 1464-8172
URL: http://www.ingentaconnect.com/content/brill/inas/2009/00000011/00000001/art00010
Click on the URL to access the article or to link to other issues of the publication.

Record 35.
TI: Environmental Displacement in European Asylum Law
AU: Kolmannskog, Vikram; Myrstad, Finn
JN: European Journal of Migration and Law
PD: October 2009
VO: 11
NO: 4
PG: 313-326(14)
PB: Brill Academic Publishers
IS: 1388-364X
URL: http://www.ingentaconnect.com/content/mnp/emil/2009/00000011/00000004/art00001
Click on the URL to access the article or to link to other issues of the publication.

Record 36.
TI: The Inter-relationship between International and National Minority-Rights Law in Selected Western Balkan States
AU: Engl, Alice; Harzl, Benedikt
JN: Review of Central and East European Law
PD: November 2009
VO: 34
NO: 4
PG: 307-335(29)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2009/00000034/00000004/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 37.
TI: Fuzzy Statehood: An International Legal Perspective on Kosovo's Declaration of Independence
AU: Knoll, Bernhard
JN: Review of Central and East European Law
PD: November 2009
VO: 34
NO: 4
PG: 361-402(42)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2009/00000034/00000004/art00004
Click on the URL to access the article or to link to other issues of the publication.

Record 38.
TI: Measuring the security of persons belonging to National Minorities: Indicators for assessing the impact of the FCNM in its State Parties
AU: Malloy, Tove; Medda-Windischer, Roberta; Lantschner, Emma
JN: Security and Human Rights
PD: November 2009
VO: 20
NO: 4
PG: 277-293(17)
PB: Martinus Nijhoff Publishers, an imprint of Brill
IS: 1874-7337
URL: http://www.ingentaconnect.com/content/mnp/hels2/2009/00000020/00000004/art00004
Click on the URL to access the article or to link to other issues of the publication.

Record 39.
TI: OSCE's police-related activities: Lessons-learned during the last decade
AU: Stodiek, Thorsten
JN: Security and Human Rights
PD: September 2009
VO: 20
NO: 3
PG: 201-211(11)
PB: Martinus Nijhoff Publishers, an imprint of Brill
IS: 1874-7337
URL: http://www.ingentaconnect.com/content/mnp/hels2/2009/00000020/00000003/art00004
Click on the URL to access the article or to link to other issues of the publication.

Record 40.
TI: A dangerous precedent? The political implications of Kosovo's independence on ethnic conflicts in South-Eastern Europe and the CIS
AU: Richter, Solveig; Halbach, Uwe
JN: Security and Human Rights
PD: September 2009
VO: 20
NO: 3
PG: 223-237(15)
PB: Martinus Nijhoff Publishers, an imprint of Brill
IS: 1874-7337
URL: http://www.ingentaconnect.com/content/mnp/hels2/2009/00000020/00000003/art00006
Click on the URL to access the article or to link to other issues of the publication.

Record 41.
TI: The OSCE and transnational security challenges
AU: Ackermann, Alice
JN: Security and Human Rights
PD: September 2009
VO: 20
NO: 3
PG: 238-245(8)
PB: Martinus Nijhoff Publishers, an imprint of Brill
IS: 1874-7337
URL: http://www.ingentaconnect.com/content/mnp/hels2/2009/00000020/00000003/art00007
Click on the URL to access the article or to link to other issues of the publication.

Record 42.
TI: Do Discrimination and Inequality Exist in the Russian Legal System? International Law, National Legislation and Judicial Practice
AU: Marochkin, Sergei Iu.
JN: Review of Central and East European Law
PD: August 2009
VO: 34
NO: 3
PG: 211-238(28)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2009/00000034/00000003/art00001
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Record 43.
TI: Judging the Arbiters: The Enforcement of International Arbitration Awards in Russia
AU: Budylin, Sergey
JN: Review of Central and East European Law
PD: May 2009
VO: 34
NO: 2
PG: 137-172(36)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2009/00000034/00000002/art00003
Click on the URL to access the article or to link to other issues of the publication.

Record 44.
TI: Faith in the State? Traditions of Territoriality, International Law and the Emergence of Modern Arab Statehood
AU: Burgis, Michelle
JN: Journal of the History of International Law
PD: March 2009
VO: 11
NO: 1
PG: 37-79(43)
PB: Martinus Nijhoff Publishers
IS: 1388-199X
URL: http://www.ingentaconnect.com/content/mnp/jhil/2009/00000011/00000001/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 45.
TI: Tracing the Earliest Recorded Concepts of International Law. (4) The Near East in the Late Bronze Age (1600-1200 BCE)
AU: Altman, Amnon
JN: Journal of the History of International Law
PD: March 2009
VO: 11
NO: 1
PG: 125-186(62)
PB: Martinus Nijhoff Publishers
IS: 1388-199X
URL: http://www.ingentaconnect.com/content/mnp/jhil/2009/00000011/00000001/art00005

Click on the URL to access the article or to link to other issues of the publication.

Record 46.
TI: In Quest of Order and Capturing the Complexity of International Law: The Historical Foundations of World Order, Douglas M. Johnston
AU: Focarelli, Carlo
JN: Journal of the History of International Law
PD: March 2009
VO: 11
NO: 1
PG: 187-201(15)
PB: Martinus Nijhoff Publishers
IS: 1388-199X
URL: http://www.ingentaconnect.com/content/mnp/jhil/2009/00000011/00000001/art00006
Click on the URL to access the article or to link to other issues of the publication.

Record 47.
TI: Regulating religion in Post-Soviet Central Asia: Some remarks on Religious Association Law and 'official' Islamic institutions in Tajikistan
AU: Epkenhans, Tim
JN: Security and Human Rights
PD: March 2009
VO: 20
NO: 1
PG: 94-99(6)
PB: Martinus Nijhoff Publishers, an imprint of Brill
IS: 1874-7337
URL: http://www.ingentaconnect.com/content/mnp/hels2/2009/00000020/00000001/art00016
Click on the URL to access the article or to link to other issues of the publication.

Record 48.
TI: Parental Religious Rights vs. Compulsory Religious Education in Turkey
AU: Akbulut, Olgun; Usal, Zeynep Oya
JN: International Journal on Minority and Group Rights
PD: November 2008
VO: 15
NO: 4
PG: 433-455(23)
PB: Martinus Nijhoff Publishers
IS: 1385-4879
URL: http://www.ingentaconnect.com/content/mnp/ijgr/2008/00000015/00000004/art00001
Click on the URL to access the article or to link to other issues of the publication.

Record 49.
TI: Indigenous Peoples' Land Rights: Developing a Sui Generis Approach to Ownership and Restitution
AU: Duffy, Aoife
JN: International Journal on Minority and Group Rights
PD: November 2008
VO: 15
NO: 4
PG: 505-538(34)
PB: Martinus Nijhoff Publishers
IS: 1385-4879

URL: http://www.ingentaconnect.com/content/mnp/ijgr/2008/00000015/00000004/art00004
Click on the URL to access the article or to link to other issues of the publication.

Record 50.
TI: The Legal Protection of Databases: a Study of Jordanian Law
AU: Alqudah, Fayyad
JN: Arab Law Quarterly
PD: November 2008
VO: 22
NO: 4
PG: 359-386(28)
PB: Brill
IS: 0268-0556
URL: http://www.ingentaconnect.com/content/brill/alq/2008/00000022/00000004/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 51.
TI: Dispute Settlement Under the UN Convention on the Law of the Sea: Survey for 2007
AU: Churchill, Robin
JN: The International Journal of Marine and Coastal Law
PD: December 2008
VO: 23
NO: 4
PG: 601-642(42)
PB: Martinus Nijhoff Publishers
IS: 0927-3522
URL: http://www.ingentaconnect.com/content/mnp/estu/2008/00000023/00000004/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 52.
TI: The European Community, the European Court of Justice and the Law of the Sea
AU: Boelaert-Suominen, Sonja
JN: The International Journal of Marine and Coastal Law
PD: December 2008
VO: 23
NO: 4
PG: 643-713(71)
PB: Martinus Nijhoff Publishers
IS: 0927-3522
URL: http://www.ingentaconnect.com/content/mnp/estu/2008/00000023/00000004/art00003
Click on the URL to access the article or to link to other issues of the publication.

Record 53.
TI: China and International Fisheries Law and Policy
AU: Nordquist, Myron H.
JN: The International Journal of Marine and Coastal Law
PD: December 2008
VO: 23
NO: 4
PG: 779-783(5)
PB: Martinus Nijhoff Publishers
IS: 0927-3522
URL: http://www.ingentaconnect.com/content/mnp/estu/2008/00000023/00000004/art00007
Click on the URL to access the article or to link to other issues of the publication.

Record 54.
TI: Kosovo's Declaration of Independence: Self-Determination and Sovereignty Revisited
AU: Muharremi, Robert
JN: Review of Central and East European Law
PD: October 2008
VO: 33
NO: 4
PG: 401-435(35)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2008/00000033/00000004/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 55.
TI: United Nations Member States' Obligations Towards the ICTY: Arresting and Transferring Lukic, Gotovina, and Zelenovic
AU: Gamarra, Yolanda; Vicente, Alejandra
JN: International Criminal Law Review
PD: October 2008
VO: 8
NO: 4
PG: 627-653(27)
PB: Martinus Nijhoff Publishers
IS: 1567-536X
URL: http://www.ingentaconnect.com/content/mnp/icla/2008/00000008/00000004/art00001
Click on the URL to access the article or to link to other issues of the publication.

Record 56.
TI: The ICC and the Crime of Aggression: A Need to Reconcile the Prerogatives of the SC, the ICC and the ICJ
AU: Reddi, Vimalen J.
JN: International Criminal Law Review
PD: October 2008
VO: 8
NO: 4
PG: 655-686(32)
PB: Martinus Nijhoff Publishers
IS: 1567-536X
URL: http://www.ingentaconnect.com/content/mnp/icla/2008/00000008/00000004/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 57.
TI: From Human Rights to International Criminal Law Studies in Honour of an African Jurist, the Late Laity Kama International Prosecution of Human Rights Crimes The Milosevic Trial: Lessons for the Conduct of Complex International Criminal Proceedings Law in the War on International Terrorism
AU: O'Donoghue, Aoife
JN: International Criminal Law Review
PD: October 2008
VO: 8
NO: 4
PG: 690-698(9)
PB: Martinus Nijhoff Publishers
IS: 1567-536X

URL: http://www.ingentaconnect.com/content/mnp/icla/2008/00000008/00000004/art00004
Click on the URL to access the article or to link to other issues of the publication.

Record 58.
TI: The Grammar of Criminal Law, Volume One: Foundations Statutory Limitations in International Criminal Law Extraordinary Justice - Military Tribunals in Historical and International Context Blood, Power and Bedlam Violations of International Criminal Law in Post-Colonial Africa Die Bekampfung nicht-staatlicher Angreifer im Luftraum International Law and Armed Conflict: Exploring the Faultlines, Essays in Honour of Yoram Dinstein Jurisprudence of the International Criminal Courts and the European C
AU: Bohlander, Michael
JN: International Criminal Law Review
PD: October 2008
VO: 8
NO: 4
PG: 699-712(14)
PB: Martinus Nijhoff Publishers
IS: 1567-536X
URL: http://www.ingentaconnect.com/content/mnp/icla/2008/00000008/00000004/art00005
Click on the URL to access the article or to link to other issues of the publication.

Record 59.
TI: Russian National Legal Tradition: Svod versus Ulozhenie in Nineteenth-century Russia
AU: Borisova, Tatiana
JN: Review of Central and East European Law
PD: July 2008
VO: 33
NO: 3
PG: 295-341(47)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2008/00000033/00000003/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 60.
TI: Theorising the UN Convention on the Rights of the Child within Canadian Post-Secondary Education: A Grounded Theory Approach
AU: Mitchell, Richard C.; McCusker, Shawna
JN: The International Journal of Children's Rights
PD: May 2008
VO: 16
NO: 2
PG: 159-176(18)
PB: Martinus Nijhoff Publishers
IS: 0927-5568
URL: http://www.ingentaconnect.com/content/mnp/chil/2008/00000016/00000002/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 61.
TI: Tracing the Earliest Recorded Concepts of International Law. (3) The Ancient Near East in the Old Babylonian Period (2003-1595 BCE)
AU: Altman, Amnon
JN: Journal of the History of International Law
PD: May 2008

VO: 10
NO: 1
PG: 1-33(33)
PB: Martinus Nijhoff Publishers
IS: 1388-199X
URL: http://www.ingentaconnect.com/content/mnp/jhil/2008/00000010/00000001/art00001
Click on the URL to access the article or to link to other issues of the publication.

Record 62.
TI: Imperialism, Sovereignty and the Making of International Law
AU: Zobel, Katharina
JN: Journal of the History of International Law
PD: May 2008
VO: 10
NO: 1
PG: 167-171(5)
PB: Martinus Nijhoff Publishers
IS: 1388-199X
URL: http://www.ingentaconnect.com/content/mnp/jhil/2008/00000010/00000001/art00007
Click on the URL to access the article or to link to other issues of the publication.

Record 63.
TI: Freedom of Expression on the Internet: A Case Study of Uzbekistan
AU: Kozhamberdiyeva, Zhanna
JN: Review of Central and East European Law
PD: January 2008
VO: 33
NO: 1
PG: 95-134(40)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2008/00000033/00000001/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 64.
TI: Law as an Implicit Third Party in International Negotiation
AU: Beltramino, Juan Carlos M.
JN: International Negotiation
PD: October 2007
VO: 12
NO: 3
PG: 347-356(10)
PB: Martinus Nijhoff Publishers
IS: 1382-340X
URL: http://www.ingentaconnect.com/content/mnp/iner/2007/00000012/00000003/art00004
Click on the URL to access the article or to link to other issues of the publication.

Record 65.
TI: Bosnia and Herzegovina: The Right to Liberty and Security of the Person through Relevant Case Law
AU: Ademovic, Nedim
JN: Review of Central and East European Law
PD: November 2007
VO: 32

NO: 4
PG: 381-409(29)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2007/00000032/00000004/art00001
Click on the URL to access the article or to link to other issues of the publication.

Record 66.
TI: Women, the Koran and International Human Rights Law: The Experience of Pakistan
AU: Iqbal, Khurshid
JN: Religion and Human Rights
PD: November 2007
VO: 2
NO: 3
PG: 189-193(5)
PB: Martinus Nijhoff Publishers
IS: 1871-031X
URL: http://www.ingentaconnect.com/content/mnp/rhrs/2007/00000002/00000003/art00007
Click on the URL to access the article or to link to other issues of the publication.

Record 67.
TI: The Mandate of the Special Rapporteur on Freedom of Religion or BeliefInstitutional, Procedural and Substantive Legal Issues
AU: Wiener, Michael
JN: Religion and Human Rights
PD: June 2007
VO: 2
NO: 1-2
PG: 3-17(15)
PB: Martinus Nijhoff Publishers
IS: 1871-031X
URL: http://www.ingentaconnect.com/content/mnp/rhrs/2007/00000002/F0020001/art00001
Click on the URL to access the article or to link to other issues of the publication.

Record 68.
TI: Instrumentalisation of Private International Law in the European Union: Towards a European Conflicts Revolution?
AU: Meeusen, Johan
JN: European Journal of Migration and Law
PD: August 2007
VO: 9
NO: 3
PG: 287-305(19)
PB: Brill Academic Publishers
IS: 1388-364X
URL: http://www.ingentaconnect.com/content/mnp/emil/2007/00000009/00000003/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 69.
TI: Access to Justice: Foreign Persons and Russia's New Arbitration Procedure Code (Part I)
AU: Yarkov, V.V.
JN: Review of Central and East European Law
PD: April 2007
VO: 32

NO: 2
PG: 121-189(69)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2007/00000032/00000002/art00001
Click on the URL to access the article or to link to other issues of the publication.

Record 70.
TI: The Status of International Treaties in the Legal System of Azerbaijan
AU: Abdullahzade, Cavid
JN: Review of Central and East European Law
PD: April 2007
VO: 32
NO: 2
PG: 233-256(24)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2007/00000032/00000002/art00003
Click on the URL to access the article or to link to other issues of the publication.

Record 71.
TI: Minimum Standards for Return Procedures and International Human Rights Law
AU: Phuong, Catherine
JN: European Journal of Migration and Law
PD: March 2007
VO: 9
NO: 1
PG: 105-125(21)
PB: Brill Academic Publishers
IS: 1388-364X
URL: http://www.ingentaconnect.com/content/mnp/emil/2007/00000009/00000001/art00005
Click on the URL to access the article or to link to other issues of the publication.

Record 72.
TI: Between Private and Public International Law: Exorbitant Jurisdiction as Illustrated by the Yukos Case
AU: Moss, Giuditta Cordero
JN: Review of Central and East European Law
PD: March 2007
VO: 32
NO: 1
PG: 1-17(17)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2007/00000032/00000001/art00001
Click on the URL to access the article or to link to other issues of the publication.

Record 73.
TI: Recovering the Historical Rechtsstaat
AU: Bhat, Girish N.
JN: Review of Central and East European Law
PD: March 2007
VO: 32
NO: 1

PG: 65-97(33)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2007/00000032/00000001/art00004
Click on the URL to access the article or to link to other issues of the publication.

Record 74.
TI: The Duty to Protect and the Reform of the United Nations A New Step in the Development of International Law?
AU: Hilpold, Peter
JN: Max Planck Yearbook of United Nations Law
PD: June 2006
VO: 10
NO: 1
PG: 35-69(35)
PB: Martinus Nijhoff Publishers, an imprint of Brill
IS: 1389-4633
URL: http://www.ingentaconnect.com/content/mnp/mpunyb/2006/00000010/00000001/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 75.
TI: International Law and Military Operations in Space
AU: Schmitt, Michael N.
JN: Max Planck Yearbook of United Nations Law
PD: June 2006
VO: 10
NO: 1
PG: 89-125(37)
PB: Martinus Nijhoff Publishers, an imprint of Brill
IS: 1389-4633
URL: http://www.ingentaconnect.com/content/mnp/mpunyb/2006/00000010/00000001/art00004
Click on the URL to access the article or to link to other issues of the publication.

Record 76.
TI: Internet Regulation and the Role of International Law
AU: Segura-Serrano, Antonio
JN: Max Planck Yearbook of United Nations Law
PD: June 2006
VO: 10
NO: 1
PG: 191-272(82)
PB: Martinus Nijhoff Publishers, an imprint of Brill
IS: 1389-4633
URL: http://www.ingentaconnect.com/content/mnp/mpunyb/2006/00000010/00000001/art00006
Click on the URL to access the article or to link to other issues of the publication.

Record 77.
TI: The New Chilean Arbitration Law: Will Chile Become a New International Arbitration Venue?
AU: Varela, Karina Cherro
JN: Max Planck Yearbook of United Nations Law
PD: June 2006
VO: 10
NO: 1
PG: 681-729(49)

PB: Martinus Nijhoff Publishers, an imprint of Brill
IS: 1389-4633
URL: http://www.ingentaconnect.com/content/mnp/mpunyb/2006/00000010/00000001/art00015
Click on the URL to access the article or to link to other issues of the publication.

Record 78.
TI: The Rollback of Democracy in Russia after Beslan
AU: Lemaitre, Roemer
JN: Review of Central and East European Law
PD: December 2006
VO: 31
NO: 4
PG: 369-411(43)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2006/00000031/00000004/art00001
Click on the URL to access the article or to link to other issues of the publication.

Record 79.
TI: Third World Approaches to International Law: A Manifesto
AU: Chimni, B.S.
JN: International Community Law Review
PD: April 2006
VO: 8
NO: 1
PG: 3-27(25)
PB: Martinus Nijhoff Publishers
IS: 1871-9740
URL: http://www.ingentaconnect.com/content/mnp/iclr/2006/00000008/00000001/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 80.
TI: The Due Diligence Principle Under International Law
AU: Barnidge, Robert P.
JN: International Community Law Review
PD: April 2006
VO: 8
NO: 1
PG: 81-121(41)
PB: Martinus Nijhoff Publishers
IS: 1871-9740
URL: http://www.ingentaconnect.com/content/mnp/iclr/2006/00000008/00000001/art00006
Click on the URL to access the article or to link to other issues of the publication.

Record 81.
TI: Inherent Rights of Aboriginal Peoples in Canada Reflections of the Debate in National and International Law
AU: Heinamaki, Leena
JN: International Community Law Review
PD: April 2006
VO: 8
NO: 1
PG: 155-202(48)
PB: Martinus Nijhoff Publishers

IS: 1871-9740
URL: http://www.ingentaconnect.com/content/mnp/iclr/2006/00000008/00000001/art00008
Click on the URL to access the article or to link to other issues of the publication.

Record 82.
TI: Contract Law Harmonization and Regional Integration: Can the CIS Learn From the EU?
AU: Dragneva, Rilka; Ferrari, Elena Ioriatti
JN: Review of Central and East European Law
PD: July 2006
VO: 31
NO: 1
PG: 1-43(43)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2006/00000031/00000001/art00001
Click on the URL to access the article or to link to other issues of the publication.

Record 83.
TI: Bulgarian Criminal Procedure: The New Philosophy and Issues of Approximation
AU: Marinova, Gergana
JN: Review of Central and East European Law
PD: July 2006
VO: 31
NO: 1
PG: 45-79(35)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2006/00000031/00000001/art00002
Click on the URL to access the article or to link to other issues of the publication.

Record 84.
TI: The Regulation of Subsoil Resource Usage: The Erosion of the "Two-Key" Principle and Its Inclusion into the Framework of Civil Law
AU: Skyner, Louis
JN: Review of Central and East European Law
PD: July 2006
VO: 31
NO: 1
PG: 81-110(30)
PB: Martinus Nijhoff Publishers
IS: 0925-9880
URL: http://www.ingentaconnect.com/content/mnp/rela/2006/00000031/00000001/art00003
Click on the URL to access the article or to link to other issues of the publication.

Record 85.
TI: 1939-1945: Environmental Aspects of the War in Europe
AU: Tikhomirov, Sergey N.
JN: Review of Central and East European Law
PD: July 2006
VO: 31
NO: 1
PG: 111-125(15)
PB: Martinus Nijhoff Publishers
IS: 0925-9880

URL: http://www.ingentaconnect.com/content/mnp/rela/2006/00000031/00000001/art00004
Click on the URL to access the article or to link to other issues of the publication.

Record 86.
TI: Criminal Responsibility in International Law: Liability Shaped By Policy Goals and Moral Outrage
AU: van Sliedregt, Elies
JN: European Journal of Crime, Criminal Law and Criminal Justice
PD: March 2006
VO: 14
NO: 1
PG: 81-114(34)
PB: Martinus Nijhoff Publishers
IS: 0928-9569
URL: http://www.ingentaconnect.com/content/mnp/eccl/2006/00000014/00000001/art00004
Click on the URL to access the article or to link to other issues of the publication.

IV. Blogs (select items)

Hana Heineken, Getting the IFC to Respect and Protect Human Rights, CIEL Worldview (Mar. 2, 2011)

Heller and Dehn (continued & concluded), Targeted Killing: The Case of Anwar Al-Aulaqi, PENNumbra (Mar. 2, 2011)

K. Kesavapany, ASEAN and the Cambodian-Thai Conflict, East Asia Forum (Mar. 1, 2011)

Simon Lester, Can Authorized Trade Retaliation Violate Investment Law Provisions?, International Economic Law and Policy Blog (Mar. 1, 2011)

Max du Plessis and Christopher Gevers, The UN Security Council refers Libya to the International Criminal Court, War and Law (1 Mar 2011)

Monika Kalra Varma, Monitoring Rights Abuses in Western Sahara, IntLawGrrls (Mar. 1, 2011)

Security Council Refers Libya to ICC, Hague Justice Portal (1 Mar 2011)

Melina Pardon, Even the Judges are Getting Angry – The Roundup, UK Human Rights Blog (Feb. 28, 2011)

Adam Wagner, Torture is Wrong: Discuss, UK Human Rights Blog (Feb. 28, 2011)

Gentian Zyberi, OTP/ICC Issues Statement on Libya, International Law Observer (Feb. 28, 2011)

Stefan Talmon, Has the United Kingdom De-Recognized Colonel Qadhafi as Head of State of Libya, EJIL: Talk! (Feb. 28, 2011)

Beth Van Schaack, ATS Case Involving Abuse By Church Officials Survives Motion to Dismiss, IntLawGrrls (Feb. 28, 2011)

Brazilian Judge Halts Plans for Controversial Belo Monte Dam, Yale Environment360 (28 Feb 2011)

Diane Marie Amann, ICC Referral: Sweet, or Bittersweet?, IntLawGrrls (Feb. 28, 2011)

Kevin Jon Heller, Could the Prosecutor Decide Not to Investigate the Libyan Situation?, Opinio Juris (Feb. 28, 2011)

Trachtman, Wisconsin and International Labor Law, International Economic Law and Policy Blog (Feb. 27, 2011)

Kevin Jon Heller, Can the Security Council Define the Limits of a "Situation"?, Opinio Juris (Feb. 27, 2011)

Kevin Jon Heller, Security Council Refers the Situation in Libya to the ICC, Opinio Juris (Feb. 27, 2011)

Marko Milanovic, Security Council Adopts Resolution 1970 (2011) with Respect to Libya, EJIL: Talk (Feb. 27, 2011)

William A. Schabas, Libya Referred to the International Criminal Court by the Security Council, PhD Studies in Human Rights (27 Feb 2011)

Hope Lewis, Libya: Global Condemnations of Human Rights Violations, IntLawGrrls (Feb. 26, 2011)

Volker Behr, Unifying International Civil Procedure and Private International Law in the European Union, Jurist Forum (Feb. 26, 2011)

William A. Schabas, Gaddafi and the Special Court for Sierra Leone: Did UK let Gaddafi Off the Hook?, PhD Studies in Human Rights (26 Feb 2011)

Stefan Talmon, Could the International Court of Justice Indicate a No Fly Zone Over Libya?, EJIL: Talk! (Feb. 25, 2011)

Amanda Kistler, The Real Cost of Gold: Undermining Human Rights in Guatamala, CIEL Worldview (Feb. 25, 2011)

Kenneth Anderson, Concepts of Accountability in International Law and Institutions, Opinio Juris and Volokh Conspiracy (Feb. 25, 2011)

Colum Lynch, Europeans, backed by U.S., demand U.N. investigation of Libyan war crimes, FP Turtle Bay (Feb. 25, 2011)

Chris Borgen, The "Libya and Humanitarian Intervention" Meme, Opinio Juris (Feb. 24, 2011)

Patrick S. O'Donnell, Humanitarian (i.e., military and/or otherwise) Intervention in Libya?, Ratio Juris (Feb. 24, 2011)

Adam Wagner, Julian Assange Must Face Rape Charges in Sweden, Judge Rules, UK Human Rights Blog (Feb. 24, 2011)

Christina Finch, Welcome UN Women! Human Rights Now (Feb. 24, 2011)

Robert Chesney, Does the ICCPR Apply to Detention Ops in Afghanistan? Eviatar Replies and I Respond, Lawfare (Feb. 24, 2011)

IISD, Transparency and Accountability, Trade Policy and Sustainable Development (posted 24 Feb. 2011)

Mark Leon Goldberg, A Responsibility to Protect in Libya, UN Dispatch (Feb. 23, 2011)

V. Podcasts/Videos

C-SPAN, U.N. Expels Libya from Human Rights Council, C-SPAN.org (Mar. 1, 2011)

James Staples, Just Business: International Piracy, Carnegie Council (Feb. 28, 2011)

United Nations Webcast, Security Council Meeting on Peace and Security in Africa (adopting S.C. Res. 1970 imposing sanctions on Libya)(26 Feb 2011 - meeting starts at 8.08 running time)

C-SPAN, United Nations Human Rights Council Libya Special Session Meeting, C-SPAN.org (Feb. 25, 2011)

Mark Leon Goldberg, How the Responsibility to Protect can be Applied to Libya, UN Dispatch (Feb. 24, 2011)(audio)

Mark Malloch Brown, The Unfinished Global Revolution: The Pursuit of a New International Politics, Carnegie Council (Feb. 23, 2011)

CNN, Obama condemns Libyan violence, calls for international response, CNN (Feb. 23, 2011)(video)

Lourdes Garcia-Navarro, Provisional Government Forming in Eastern Libya, NPR (Feb. 23, 2011)(audio)

VI. Gray Literature/Newsletters/Webtools (select items)

UNEP/AMAP Experts Group, Climate Change and POPs: Predicting the Impact, Stockholm Convention on Persistent Organic Pollutants (Mar. 2011)

ICTSD, Bridges Weekly Trade Digest News, Vol. 15, No. 7 (2 Mar 2011)

ICJ, E-Bulletin on Counter-Terrorism and Human Rights (1 Mar 2011)

Security Council Report, Monthly Update (Mar. 2011)

Haki Zetu, ESC rights in Practice: A Handbook [in four PDF parts], Amnesty International (Mar. 2011)

PILPG, War Crimes Prosecution Watch, Vol. 5, Issue 24 (Feb. 28, 2011)

Bank Information Center, IF-EYE Newsletter, Issue #52 (Feb. 28, 2011)

Fact Sheet: UN Security Council Resolution 1970, Libya Sanctions, United States Mission to the United Nations (Feb. 26, 2011)

Security Council Report, Update Report No. 3, Libya (25 Feb. 2011)

UNEP, et al, Reef at Risk Revisited, Biodiversity Policy & Practice (Feb. 25, 2011)

IISD Reporting Services, MEA Bulletin, Issue 110 (24 Feb 2011)

Tom Syring, European Court of Human Rights' Judgment on Expulsion of Asylum Seekers: M.S.S. v. Belgium & Greece, ASIL Insight (Feb. 24, 2011)

Antonio G.M. La Vina, Lawrence Ang & Joanne Dulce, The Cancun Agreements: Do they advance global cooperation on climate change?, FIELD (blogged 24 Feb 2011)

UN-REDD Programme, Newsletter, Issue #16 (Feb. 2011)

Homeland Security Digital Library, The Naval Postgraduate School Center for Homeland Defense and Security (webtool)

UNFCCC, The Cancun Agreements: An assessment by the Executive Secretary of the United Nations Framework Convention on Climate Change (webtool)(blog by the Secretariat)

VII. International Documents/Negotiations/Meetings

Intergovernmental Preparatory Meeting for the Nineteenth Session of the Commission on Sustainable Development, IISD Reporting Services (28 Feb – 4 March, 2011)

Inter-American Commission on Human Rights, The Rules of the Inter-American Commission on Human Rights (IACHR) governing the Legal Assistance Fund of the Inter-American Human Rights System enter into force, Organization of American States (Mar. 1, 2011)

Remarks by Ambassador Susan E. Rice, U.S. Permanent Representative to the United Nations, on the UNGA Libya Resolution, United States Mission to the United Nations (Mar. 1, 2011)

Remarks by Secretary of State Hilary Rodham Clinton at the Human Rights Council, U.S. Department of State (Feb. 28, 2011)

Remarks by John M. Matuszak, Office of Environmental Policy, Bureau of Oceans, Environment and Science, U.S. Department of State, at an Intergovernmental Preparatory Meeting of the UN Commission on Sustainable Development, United States Mission to the United Nations (Feb. 28, 2011)

U.N. Security Council, Bosnia and Herzegovina, Colombia, France, Gabon, Germany, Lebanon, Nigeria, Portugal, South Africa, United Kingdom of Great Britain and Northern Ireland and United States of America: Draft Resolution [on the situation in the Libyan Arab Jamahiriya], U.N. Doc. S/2011/95 (26 Feb 2011)

United States Mission to the United Nations, Remarks by Ambassador Susan E. Rice, U.S. Permanent Representative to the United Nations, In an Explanation of Vote on Resolution 1970 (Feb. 26, 2011)

U.N. Human Rights Council, S-15/2 Situation of Human Rights in the Libyan Arab Jamahiriya, A/HRC/S-15/2 (25 Feb 2011)

U.N. Human Rights Council, Statement by the United Nations Special Rapporteur on the situation of human rights in Cambodia, Professor Surya P. Subedi, Press Release (Feb. 24, 2011)

U.N. Human Rights Council, 15th Special Session on the "Situation of human rights in the Libyan Arab Jamahiriya" (23 Feb 2011)

U.N. Human Rights Council, Report of the High Commissioner for Human Rights on the Situation of Human Rights in Côte d'Ivoire (Draft, 15 Feb 2011)

Inter-American Commission on Human Rights, Indigenous and Tribal Peoples' Rights Over Their Ancestral Lands and Natural Resources: Norms and Jurisprudence of the Inter-American System, OAE/Ser.L/V/II.Doc.56/09 (30 Dec. 2009)(2010)

VIII. Media/Press Releases (select items)

Sarah Posner, ICC to Open Probe into Libya Violence, Jurist Paper Chase Newsburst (Mar. 2, 2011)

UN News Service, UN Opens Office to Help Central African Nations Consolidate Peace, Prevent Conflict, UN News Centre (2 Mar 2011)

Matt Glenn, Malaysia Court Agrees to Hear Indigenous Land Rights Suit, Jurist Paper Chase Newsburst (Mar. 2, 2011)

UN News Service, General Assembly Suspends Libya from Rights Body; Ban Says Regional Change Must Come From Within, UN News Centre (1 Mar 2011)(also UN Watch; Jurist Paper Chase Newsburst)

Howard LaFranchie, Rebukes to Libya Mount as UN Kicks it off Human Rights Council, Christian Science Monitor (Mar. 1, 2011)

Reuters, UN Urges Japan to Accept Kyoto Extension, Reuters Africa (Feb. 28, 2011)

Chico Harlan, North Korea Threatens Firing Attacks on South over leaflets about Mideast Turmoil, Washington Post (Feb. 27, 2011)

Edward Wyatt, Security Council Calls for War Crimes Inquiry in Libya, New York Times (Feb. 26, 2011)(also BBC (2/27), Los Angeles Times/Babylon & Beyond blog (2/27), AlertNet/Human Rights Watch (2/27))

U.N. Department of Public Information, In Swift Decisive Action, Security Council Imposes Tough Measures on Libyan Region, Adopting Resolution 1970 in Wake of Crackdown on Protesters: Situation Referred to International Criminal Court; Secretary-General Expresses Hope Message 'Heard and Heeded' in Libya, Security Council 6491st Meeting, SC/10187 (26 Feb 2011)

Renée Loth, America's Debt to the UN, Boston.com (Feb. 26, 2011)

Office of the High Commissioner for Human Rights, UN Human Rights Council Recommends Suspension of Libya, United Nations Human Rights (Feb. 25, 2011)

UN News Service, Ban Calls on Security Council to Consider Immediate Steps to Stop Killings in Libya, UN News Centre (25 Feb 2011)

Viola Gienger, U.S. Supports Expelling Libya from UN Rights Council, Bloomberg (Feb. 25, 2011)

ILO, Statement by ILO Director-General on the Situation in Libya, International Labor Organization (Feb. 24, 2011)

UN News Service, Tunisia: UN Human Rights Team Lays Out Path For Transition to Democracy, UN News Centre (24 Feb 2011)

Ann Riley, Libya Leader Alleged to Have Ordered Lockerbie Bombing, Jurist Paper Chase Newsburst (Feb. 24, 2011)

AP, AP Interview: UN Says Libya May Need No-Fly Zone, Associated Press (Feb. 23, 2011)

UN News Service, UN Tribunal Convicts Former Serbian Police Official for Crimes in Serbia, UN News Centre (23 Feb 2011)

Sarah Posner, ICC Lacks Jurisdiction to Investigate Libya Crimes: Chief Prosecutor, Jurist Paper Chase Newsburst (Feb. 23, 2011)

United Nations Security Council, Security Council Press Statement on Libya, SC/10180 (22 Feb 2011)