

10488 | <https://doi.org/10.1002/anie.201910488>

W. Martin G. Conway (Ed.)

FONTES HISTORIAE IURIS GENTIUM

10.1111/j.1365-2745.2012.02001.x

Fontes Historiae Iuris Gentium V2

Frauke Lachenmann, Rüdiger Wolfrum



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Fontes Historiae Iuris Gentium Wilhelm Georg Grewe, 1988 FONTES HISTORIAE IURIS GENTIUM, 1988 Fontes Historiae Iuris Gentium (grewe) Bd 3/2.teil Wilhelm G. Grewe, 1988 **The Law of Armed Conflict and the Use of Force** Frauke Lachenmann, Rüdiger Wolfrum, 2017 This volume collects articles on the law of armed conflict and the use of force from the Max Planck Encyclopedia of Public International Law to facilitate easy access to content from the leading reference work in international law 1815 – 1945 Wilhelm G. Grewe, 2011-08-18 No detailed description available for 1815 1945

The Charter of the United Nations Nikolai Wessendorf, 2012-11-22 Since the second edition of this commentary on the Charter of the United Nations was published the text of the Charter may not have changed but the world has The wars in Iraq and Afghanistan have had a lasting impact on international law and the Commentary has been fully updated to take their impact into account The new edition has been completely revised and features a completely new chapter on UN reform analyzing the effect of reforms which have already been implemented and examining why other proposals for reform have failed It will assess how these proposals could be improved with a particular focus on the Security Council This new edition also includes coverage of the creation of the Human Rights Council and the impact of the Responsibility to Protect doctrine This is the authoritative article by article account of the legislative history interpretation and practical application of each and every Charter provision Written by a team of distinguished scholars and practitioners this book combines academic research with the insights of practice and is an indispensable work of reference for all those interested in the UN The Commentary will be crucial in providing new directions for the development of international law and the United Nations in the twenty first century *Research Handbook on Territorial Disputes in International Law* Marcelo G. Kohen, Mamadou Hébié, 2018-10-26 Territorial disputes remain a significant source of tension in international relations representing an important share of interstate cases brought before international tribunals and courts Analysing the international law applicable to the assessment of territorial claims and the settlement of related disputes this Research Handbook provides a systematic exposition and in depth discussions of the relevant key concepts principles rules and techniques Combining extensive knowledge from across international law Marcelo Kohen and Mamadou H bi expertly unite a multinational group of contributors to provide a go to resource for the settlement of territorial disputes The different chapters discuss the process through which states establish sovereignty over a territory and review the different titles of territorial sovereignty the relation between titles and effectiveness as well as the relevance of state conduct Select chapters focus on the impact of foundational principles of international law such as the principle of territorial integrity the right of self determination and the prohibition of the threat or use of force on territorial disputes Finally technical rules that are crucial for the assessment of territorial claims especially the techniques of intertemporal law and critical date as well as evidentiary rules are presented An essential resource for practitioners international law academics and public officials including judges and arbitrators this

Research Handbook is a highly original collection of scholarship and research on territorial disputes and their settlement Contributors include M J Aznar T Christakis A Constantinides K Del Mar G Distefano M H bi P Klein M Kohen V Koutroulis S Lee G Nesi K Parlett

The Sword, the Cross, and the Eagle Davis Brown, 2008-08-22 The Sword the Cross and the Eagle explores how Christian principles and the natural law tradition consider the use of military force and how they support the just war tradition over other moral traditions of war By promoting the use of offensive war as justifiable under a just war rationale the book challenges the Christian community's basic assumptions regarding the use of force In this book Davis Brown persuasively argues that the just war tradition drives the contemporary military ethos and statecraft of the United States As the world's only superpower and the world's standard bearer for democracy the United States has more armed forces stationed or deployed outside its borders than all other countries combined Because of this the conduct of the United States for good or ill has enormous ramifications on the development of norms in international law and statecraft It therefore behooves the international community to appreciate what values the United States seeks to advance when it resorts to military force

Neutrality in International Law Kentaro Wani, 2017-02-24 Neutrality is a legal relationship between a belligerent State and a State not participating in a war namely a neutral State The law of neutrality is a body of rules and principles that regulates the legal relations of neutrality The law of neutrality obliges neutral States to treat all belligerent States impartially and to abstain from providing military and other assistance to belligerents The law of neutrality is a branch of international law that developed in the nineteenth century when international law allowed unlimited freedom of sovereign States to resort to war Thus there has been much debate as to whether such a branch of law remains valid in modern international law which generally prohibits war and the use of force by States While there has been much debate regarding the current status of neutrality in modern international law there is a general agreement among scholars as to the basic features of the traditional law of neutrality Wani challenges the conventional understanding of the traditional neutrality by re-examining the historical development of the law of neutrality from the sixteenth century to 1945 The modification of the conventional understanding will provide a fundamentally new framework for discussing the current status of neutrality in modern international law

Balance of Power and Norm Hierarchy: Franco-British Diplomacy after the Peace of Utrecht Frederik Dhondt, 2015-05-19 Balance of Power and Norm Hierarchy Franco British Diplomacy after the Peace of Utrecht offers a detailed study of French and British diplomacy in the age of Walpole and Fleury After Louis XIV's decease European international relations were dominated by the collaboration between James Stanhope and Guillaume Dubois Their alliance focused on the amendment and enlargement of the peace treaties of Utrecht Rastatt and Baden In depth analysis of vast archival material uncovers the practical legal arguments used between Hampton Court and Versailles Balance of Power or Tranquillity of Europe were in fact metaphors for the predominance of treaty law even over the most fundamental municipal norms An implacable logic of norm hierarchy allowed to consolidate peace in Europe

Citizens in Europe Claus

Offe, Ulrich K Preuß, 2024-08-22 This interdisciplinary collection of essays by a constitutionalist and a political sociologist examines how fragmented societies can be held together by appropriate and effective constitutional arrangements providing for bonds of democratic citizenship Exploring the political order dilemmas of capitalist democracies the authors address moral and institutional prerequisites on which the deepening of European integration depends The desirability of such deepening is currently contested with the membership of some states and their compliance with the spirit of the Union s treaties at stake The authors do not consider the renationalisation of Europe to be a feasible and even less so a desirable way out of Europe s current malaise Yet whatever the way out charting it calls not just for the vision and imagination of political elites but also for the intellectual efforts of social scientists With this book Preu and Offe contribute to those efforts Key Features original insights on the nature of the European crisis analysis of how fragmented societies can be held together by appropriate constitutional arrangements how state sovereignty and federal structures can be merged account of the moral prerequisites and resources of democratic polities dilemmas of political order under democratic capitalism **The**

Principle of Complementarity in International Criminal Law Mohamed El Zeidy, 2008-12-31 The principle of complementarity is the corner stone for the operation of the International Criminal Court ICC It organizes the functional relationship between domestic courts and the ICC This is the first careful study of the historical antecedents of the principle of complementarity which has become so central to the operation of contemporary international criminal law The study draws upon the first efforts at international prosecution after the First World War and then traces the evolution of the concept through the drafting of the 1937 treaty on terrorism and the post Second World War tribunals It examines in an exhaustive manner the work of the International Law Commission that led to the drafting of the Rome Statute of the International Criminal Court up to the deposit of the draft statute with the UN General Assembly in 1994 It considers the travaux pr paratoires of the Rome Statute itself in a most thorough manner It also examines the post Rome developments particularly the original interpretations of the relevant provisions of the Statute by both the Office of the Prosecutor and the Pre Trial Chambers This is a study that is of intrinsic historical interest but also one that may help to guide interpreters of the Statute in the years to come The concept of complementarity lies at the heart not only of the Rome Statute of the International Criminal Court it is in many respects the underlying paradigm of international criminal justice as a whole In this important study Mohamed El Zeidy has drawn on historical sources tracing the evolution of the concept and then showing how it has become operationalised in the first cases before the International Criminal Court This book belongs in the library of every international criminal lawyer Prof William A Schabas OC MRIA National University of Ireland Galway

The Charter of the United Nations , 2024-07-04 Since the third edition of this commentary on the Charter of the United Nations was published in 2012 the text of the Charter has not changed DL but the world has Central pillars of the international order enshrined in the UN Charter are facing serious challenges notably the prohibition of the use of force

Human rights too have come under increasing pressure now also from contemporary information technology Global warming poses fundamental challenges for the world community as a whole in its effort to stabilize global ecosystems Fully updated the commentary takes up these and other developments It features new chapters on Climate Change and the Human Rights Council The commentary remains the authoritative article by article account of the legislative history interpretation and practical application of each and every Charter provision Written by a team of distinguished scholars and practitioners this book combines academic research with the insights of practice It is an indispensable tool of reference for all those interested in the United Nations and its legal significance for the world community The Commentary will be crucial in combining solid legal foundations with new directions for the development of international law and the United Nations in the twenty first century

CONSTITUTION OF EUROPE Augustin Ostace, 2017-05-22 Through CONSTITUTION OF EUROPE the author is trying to do a spark envisions throughout history of Old Europe since its Antiquity since Middle Age since Renaissance of Europe and since Enlightenment of Europe till the present times of Union of Europe by going through schools of philosophy schools of sciences of theologians or politicians However this encyclopedic project this conceptological structures requires still many debating in overcoming the present limited sightedness of Europe CONSTITUTIONALIST OF EUROPE *The Academy of Fisticuffs* Sophus A. Reinert, 2018-12-28 The Italian Enlightenment no less than the Scottish was central to the emergence of political economy and creation of market societies Sophus Reinert turns to Milan in the late 1700s to recover early socialists preoccupations with the often lethal tension among states markets and human welfare and the policies these ideas informed

Justice Among Nations Thomas L. Pangle, Peter J. Ahrens Dorf, 1999-06-30 Thomas Pangle and Peter Ahrens Dorf provide a critical introduction to the most important conceptions of international justice spanning 2 500 years of intellectual history from Thucydides and Plato to Morgenthau and Waltz Their study shows how older traditions of political philosophy remain relevant to current debates in international relations and how political thinkers through the centuries can help us deepen our understanding of today's stalemate between realism and idealism Pangle and Ahrens Dorf guide the reader through a sequence of theoretical frameworks for understanding the moral basis of international relations the cosmopolitan vision of the classical philosophers the just war teachings of medieval theologians the revolutionary realism of Machiavelli the Enlightenment idealism of Kant and the neo realism of twentieth century theorists They clarify the core of each philosopher's conceptions of international relations examine the appeal of each position and bring these alternatives into mutually illuminating juxtaposition The authors clearly show that appreciating the fundamental questions pursued by these philosophers can help us avoid dogmatism abstraction or oversimplification when considering the moral character of international relations Justice Among Nations restores the study of the great works of political theory to its natural place within the discipline of international relations as it retrieves the question of international justice as a major theme of political philosophy It provides our moral compass with new points of orientation and invites serious readers to grapple with some of

the most perplexing issues of our time **Extracting Accountability from Non-State Actors in International Law** Lee James McConnell, 2016-11-10 The human rights of communities in many resource rich weak governance States are adversely affected not only by the acts of States and their agents but also by powerful non State actors Contemporary phenomena such as globalisation privatisation and the proliferation of internal armed conflict have all contributed to the increasing public influence of these entities and the correlative decline in State power This book responds to the persistent challenges stemming from non State actors linked to extractive industries In light of the intersecting roles of multinational enterprises and non State armed groups in this context these actors are adopted as the primary analytical vehicles The operations of these entities highlight the practical flaws of existing accountability regimes and permit an exploration of the theoretical challenges that preclude their direct legal regulation at the international level Drawing insights from discursive democracy compliance theories and the Pure Theory of Law the book establishes a conceptual foundation for the creation of binding international obligations addressing non State actors Responding to the recent calls for a binding business and human rights treaty at the UN Human Rights Council and the growing influence of armed non State actors the book makes a timely contribution to debates surrounding the direction of future developments in the field of international human rights law

Sovereignty in Transition Neil Walker, 2003-11-28 Sovereignty in Transition brings together a group of leading scholars from law and cognate disciplines to assess contemporary developments in the framework of ideas and the variety of institutional forms associated with the concept of sovereignty Sovereignty has been described as the main organising concept of the international society of states one which is traditionally central to the discipline and practice of both constitutional law and of international law The volume asks to what extent and with what implications this centrality is challenged by contemporary developments that shift authority away from the state to new sub state supra state and non state forms A particular focus of attention is the European Union and the relationship between the sovereignty traditions of various member states on the one hand and the new claims to authority made on behalf of the European Union itself on the other are examined The collection also includes contributions from international law legal philosophy legal history political theory political science international relations and theology that seek to examine the state of the sovereignty debate in these disciplines in ways that throw light on the focal constitutional debate in the European Union *A Century of Anarchy?* Hendrik Simon, 2024-02-29 The nineteenth century has been understood as an age in which states could wage war against each other if they deemed it politically necessary According to this narrative it was not until the establishment of the League of Nations the Kellogg Briand Pact and the UN Charter that the free right to go to war *liberum ius ad bellum* was gradually outlawed Better times dawned as this anarchy of waging war ended resulting in radical transformations of international law and politics However as a free right to go to war has never been empirically proven this story of progress is puzzling In *A Century of Anarchy War Normativity and the Birth of Modern International Order* Hendrik Simon challenges this narrative by

outlining a genealogy of modern war justifications and drawing on scientific political and public discourses He argues that *liberum ius ad bellum* is an invention created by realist legal scholars in Imperial Germany who argued against the mainstream of European liberalism and paradoxically that the now forgotten *Sonderweg* reading was universalized in international historiographies after the World Wars *A Century of Anarchy* is a compelling read for historians jurists political theorists international relations scholars and anyone interested in understanding the emergence of the modern international order In this groundbreaking work Simon not only artfully deconstructs the myth of *liberum ius ad bellum* but also traces the political and theoretical roots of the modern prohibition of war to the long nineteenth century 1789 1918 **Goethe**

Yearbook 19 Daniel Purdy, 2012-06 New essays on diverse topics from the Age of Goethe with a special section on Goethe scholarship's role in the establishment of Germanistik The Goethe Yearbook is a publication of the Goethe Society of North America encouraging North American Goethe scholarship by publishing original English language contributions to the understanding of Goethe and other authors of the Goethezeit while also welcoming contributions from scholars around the world Volume 19 of the Goethe Yearbook continues to investigate the connection between Goethe's scientific theories and his aesthetics with essays on his optics and his plant morphology A special section examines the central role that Goethe philology has had in establishing practices that shaped the history of Germanistik as a whole The yearbook also includes essays on legal history and the novella Goethe Lieder esoteric mysticism in Wilhelm Meisters Lehrjahre and Werther's sexual pathology The volume also includes three essays re-examining Goethe's aesthetics in the context of the history of deconstruction as well as the customary book review section Contributors Beate Allert Frauke Berndt Sean Franzel Stefan Hajduk Bernd Hamacher Jeffrey L High Francien Markx Lavinia Meier Ewert Ansgar Mohnkern R diger Nutt Kofoth Edward T Potter Chenxi Tang Robert Walter Daniel Purdy is Associate Professor of German at Pennsylvania State University Book review editor Catriona MacLeod is Associate Professor of German at the University of Pennsylvania

Reviewing **Fontes Historiae Iuris Gentium V2**: Unlocking the Spellbinding Force of Linguistics

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