

International Law Norms Actors Process A Problem Oriented Approach

International Law Transnationalisation and Legal Actors International Law Handbook on the Rule of Law Social and Legal Norms Principles of International Economic Law Multi-Sourced Equivalent Norms in International Law Power and Pluralism in International Law Non-state Actor Dynamics in International Law The Many Lives of Transnational Law Introduction to International Criminal Law ASEAN and Human Trafficking A Theory on Africanizing International Law International Law's Objects The Paradigm of State Consent in the Law of Treaties Marine Mammal Conservation and the Law of the Sea Research Handbook on EU Energy Law and Policy The Only Flag Worth Flying The Globalization of International Law International Judicial Practice on the Environment Jeffrey L. Dunoff Bettina Lemann Kristiansen Jeffrey L. Dunoff Christopher May Matthias Baier Matthias Herdegen Tomer Broude Edward S. Cohen Math Noortmann Peer Zumbansen M. Cherif Bassiouni Naparat Kranrattanasuit Micha Wiebusch Jessie Hohmann Vassilis Pergantis Cameron S. G. Jefferies Rafael Leal-Arcas Sarah Levy Paul Schiff Berman Christina Voigt

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international law norms actors process a problem oriented approach now in its third edition uses an interdisciplinary approach and real world problems to illustrate the law in action and encourage students to think more deeply about global

transnational tendencies have led to a pluralistic legal environment in which emerging and established legal actors regulatory levels and types of legal norms co exist compete and interact in complex ways this challenges and changes not only how legal norms are created applied and enforced but also when these actors norms and processes are considered legitimate the book investigates how states and non state actors interact in transnational settings and pays attention to the understudied question of what effect transnational tendencies have on the legitimacy of legal actors norms and processes it seeks to confront three fundamental questions has legitimacy significantly changed who creates norms and with which consequences for legal procedures and norms the book considers the question of legitimacy from a broad range of legal perspectives including environmental law human rights law and commercial law it maps out the contours of legitimacy today with an emphasis on the reactions of central actors like states and courts to transnational tendencies the book thereby provides a conceptually powerful structure within which to further debate the complexity of transnational tendencies in law and proposes innovative approaches to problem solving while designing pathways for further reflection on the development of law in a transnational context

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the discussion of the norm of the rule of law has broken out of the confines of jurisprudence and is of growing interest to many non legal researchers a range of issues are explored in this volume that will help non specialists with an interest in the rule of law develop a nuanced understanding of its character and political implications it is explicitly aimed at those who know the rule of law is important and while having little legal background would like to know more about the norm

in an era where new areas of life and new problems call for normative solutions while the plurality of values in society challenge the very basis for normative solutions this book looks at a growing field of research on the relations between social and legal norms new technologies and social media offer new ways to communicate about normative issues and the centrality of formal law and how normativity comes about is a question for debate this book offers empirical and theoretical research in the field of social and legal norms and will inspire future debate and research in terms of internationalization and cross national comparative studies it presents a consistent picture of empirical research in different social and organizational areas and will deepen the theoretical understanding regarding the interplay between social and legal norms including chapters written from four different aspects of normativity the contributors argue that normativity is a result of combinations between law in books law in action social norms and social practice the book uses a variety of different international examples ranging from sweden uzbekistan colombia and mexico primarily aimed at scholars in sociology of law socio legal studies law and legal theory the book will also interest those in sociology political science and psychology

herdegen's principles of international economic law has established itself as a leading textbook in the field this fully updated third edition covers areas of growing relevance in international economic law including corporate social responsibility challenges for wto law the impact of human rights and environmental law and cryptocurrencies

recent decades have witnessed an impressive process of normative development in international law numerous new treaties have been concluded at global and regional levels establishing far reaching international legal and regulatory regimes in important areas such as human rights international trade environmental protection criminal law intellectual property and more new political and judicial institutions have been established to develop apply and adjudicate these rules this trend has been accompanied by the growing consolidation of treaty norms into international custom and increased references to international law in domestic settings as a result of these developments international relations have now reached an unprecedented level of normative density and intensity but they have also given rise to the phenomenon of fragmentation the debate over the fragmentation of international law has largely focused on conflicts of norms and conflicts of authority however the same developments that have given rise to greater conflict and contradiction in international law have also produced a growing amount of normative equivalence between rules in different fields of international law new treaty rules often echo existing international customary norms regional arrangements reinforce undertakings that already exist at the global level and common concerns and solutions appear in many international legal fields this book focuses on such instances of normative parallelism developing the concept of multisourced equivalent norms in international law with contributions by leading international law experts exploring the

legal and political implications of the concept in a variety of contexts that span the full spectrum of international legal norms and institutions by concentrating on situations governed by a multitude of similar norms the book emphasizes the importance of legal contexts and institutional settings to international law interpretation and application

demonstrating the crucial role that private international law and legality has played and continues to play in shaping globalization this book argues that the rules institutions and actors that make up the practice of private international law have been critical in translating political and economic power into legal regimes that have facilitated the processes of globalization these processes depend on two fundamental types of socio political action the legal structuring of emerging transnational spaces and flows of goods capital and finance and the legal political reconfiguration of state power and priorities to facilitate the growth of these spaces and their penetration into national political economic and social spaces while a variety of processes were involved in these forms of action the material practices of private international law played a central role in this project of political economic reconstruction offering a theory of private international legality as a practice that intersects with and provides a vehicle for the mobilization of political and economic power this book examines the construction and enrolment of private law expertise and the structural condition of pluralism in the global political economy to argue that private international law has helped construct a global political economy responsive to the priorities of powerful actors and resistant to the demands and interests of the rest of the world's populations it will be of interest to academics and students exploring the relationship between law international political economy and the nature of state power

non state actors have always been treated with ambivalence in the works of international law while their empirical existence is widely acknowledged and their impact and influence uncontested non state actors are still not in the centre of international legal research the idea that non state actors are not law makers however stands in sharp contrast with the growing notion of non state actors as law takers this book examines the position of non state actors in international law as law makers and law takers and questions whether these different positions can or should be separated from each other each contribution reveals both the political and normative aspects of the question as well as the positivistic possibilities and constraints to accommodate non state actors as law takers and law makers in the contemporary international legal system altogether each expert reveals that the position of non state actors in international law is not a fixed one but changes with the functional and theoretical perspectives of the observer non state actor dynamics in international law is a welcomed addition to an under researched field of legal study an indispensable read to scholars and policy makers wishing to gain new insights into general discourse on non state actors in international law and the process of norm formation in the international realm back cover

sixty years after jessup's transnational law lectures this collection traces the field's development and significance to the present day

*this title covers the history nature and sources of international criminal law the *ratione personae* *ratione materiae* sources of substantive international criminal law the indirect enforcement system the direct enforcement system and much more*

trafficking in persons is a serious crime that affects the human rights dignity and integrity of all its victims including women men and children in the association of southeast asia nation asean region asean has made efforts to fight human trafficking through inter alia the establishment of regional counter human trafficking laws and human rights bodies to establish best norms and practices for its member countries nevertheless the international labour organization ilo recently declared that there are more than 11.7 million forced labor victims in the asia pacific region encompassing the biggest concentration of forced labour victims in the world this volume reviews the achievements and the deficiencies of asean's counter human strategies at the national and regional level it offers suggestions for the reform of asean's anti trafficking laws and for the creation of a regional anti trafficking human rights body specialized in preventing human trafficking promoting equal protection of all trafficking victims and prosecuting human traffickers

about the publication key reference work for diplomats and legal experts participating in international legal negotiations and transnational policy debates on governing the african continent highly recommended for developing courses reading lists and other teaching materials on african international law and african international relations instrumental for developing innovative and impact oriented research and policy strategies on the politics of making and implementing african international law what is african about african international law the main aim of this book is to answer this question by developing a theory to explain how and why international law is africanized this includes explaining how africanization relates both to the extent of continental norm setting by the organization of african unity and later the african union as the principal agent responsible for african solutions to african problems and to the degree to which this african international organization enforces these norms through varied continental accountability mechanisms in this specific context the book considers the different modalities through which the idea of africa shapes is shaped by and is embedded in international law making and implementation

international law's rich existence in the world can be illuminated by its objects international law is often developed conveyed and authorized through its objects and or their representation from the symbolic the regalia of the head of state and the symbols of sovereignty to the mundane a can of dolphin safe tuna certified as complying with international trade standards international legal authority can be found in the objects around us similarly the practice of international law often relies on material objects or their image both as evidence satellite images bones of the victims of mass atrocities and to found authority for instance maps and charts this volume considers these questions firstly what might the study of international law through objects reveal what might objects rather than texts tell us about sources recognition of states construction of territory law of the sea or international human rights law secondly what might this scholarly undertaking reveal about the objects as aims or projects of international law how do objects reveal or perhaps mask these aims and what does this tell us about the reasons some physical or material objects are foregrounded and others hidden or ignored thirdly what objects icons and symbols preoccupy the profession and academy the personal selection of these objects by leading and emerging scholars worldwide will illuminate the contemporary and historical fascinations of international lawyers as a result the volume will be an important artefact itself an object in its own right capturing the mood of international law in a given moment and providing opportunity for reflection on these preoccupations by considering international law in the context of its material culture the authors offer a new theoretical perspective on the subject

the paradigm of state consent in the law of treaties is increasingly under attack which narratives on the treaty concept legitimize or delegitimize the challenges to the consensualist paradigm which areas of the law of treaties are more concerned by these attacks what are the ensuing risks from consent to be bound to treaty succession and from treaty denunciation to reservations this book offers a tour de force on the paradigm of state consent its challenges and their politics

marine mammal conservation remains a hot button international environmental issue but progress towards addressing key conservation and management issues within existing governance structures most notably the international whaling commission has stalled cameron jefferies offers a fresh look at the future of international marine mammal management in a way that advances the ongoing dialog surrounding unclos implementation and effective living marine resource management while employing the comprehensive rational decision making model as a theoretical framework marine mammal conservation and the law of the sea lays out and critiques the marine mammal regulatory landscape it introduces the rational conservation model and details the modern threats to marine mammals including climate change by catch environmental pollution ship strikes next it discusses options for reform under unclos and existing treaties and finally introduces a new holistic treaty regime based on the rational conversation model based in part on the un fish stocks agreement this book will appeal to scholars practitioners and policymakers across public international law international relations political science and environmental policy in the academic governmental io and ngo spheres

this thoroughly revised second edition presents a comprehensive overview of the most important contemporary research in eu energy law and policy the research handbook brings together a diverse array of experts highlighting the multifaceted nature of this continually developing field

the subject of international environmental law is fraught with debate over its legitimacy and efficacy if laws without enforcement are merely good advice then how can the environment be meaningfully protected by international legal institutions this book examines that question through the lens of marine conservation focusing on the sea shepherd conservation society sscs and the captain paul watson foundation cpwf as non state actors intervening directly to enforce international marine conservation laws the book unfolds in three parts moving from soundings which explores the legal and historical foundations of marine conservation law to currents which traces the emergence of direct action enforcement and its necessity in instances where states lack the means will or jurisdiction to act and finally to horizons which looks ahead to the emerging landscape of ocean governance beyond the state in these later chapters the book examines the increasing criminalization of environmental activism the rise of indigenous led and decentralised enforcement models and the plural legal imaginaries reshaping what legitimacy might mean in a post sovereign world grounded in bio and ecocentric legal theory and drawing on legal analysis political critique and detailed campaign case studies the book challenges the assumption that enforcement is the sole domain of the nation state instead it argues that legitimacy may derive not from formal authority but from the courage to uphold laws that institutions have abandoned in doing so this book reframes direct action as being essential to the law s integrity the upholding of a shared responsibility to conserve our oceans for when legality becomes illusion resistance may be the most just act of all in this sea of fallen standards the pirate flag may be the only one worth flying

international law is no longer a sufficient rubric to describe the complexities of law in an era of globalization accordingly this collection situates cross border norm development at the intersection of interdisciplinary scholarship on comparative law conflict of laws civil procedure cyberlaw legal pluralism and the cultural analysis of law as well as traditional international law it provides a broad range of seminal articles on transnational law making governmental and non governmental networks judicial influence and cooperation across borders the dialectical relationships among national international and non state legal norms and the possibilities of bottom up and plural law making processes the introduction situates these articles within the framework of law and globalization and suggests four important ways in which such a framework enlarges the traditional focus of international law this book therefore provides a crucial reference for scholars and practitioners seeking to understand the varied processes of norm development in the emerging global legal order

evaluates the fundamental legitimacy of judicial practice in the growing number of environmental cases heard before international courts

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