



Canadian Council on
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The Measure of International Law: Effectiveness, Fairness and Validity

*Prendre la mesure du droit international:
effectivité, équité et validité*

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The Measure Of International Law Effectiveness Fairness And Validity Proceedings

Wenbin Ji



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Prendre la Mesure Du Droit International Canadian Council on International Law. Conference, Canadian Council on International Law, 2004-01-01 The Canadian Council on International law was founded in 1972 by a group of Canada's leading and most distinguished scholars and practitioners in international law The Council supports the development and exchange of ideas amongst a community of persons interested in international law with particular focus on the Canadian perspective on international matters To this end one of the major activities of the Council is to hold an annual conference This year's conference proceedings comprise a collection of essays written by leading academics and practitioners on the theme of the effectiveness of international law A wide range of subject areas are addressed including international trade law intervention private international law international human rights law compliance methodology women and international law international criminal law international environmental law and terrorism This work will be of value to international lawyers in both the public and private sphere legal scholars and those interested in international relations *Israel Yearbook on Human Rights, Volume 39 (2009)* Yoram Dinstein, Fania Domb, 2021-04-06 The Israel Yearbook on Human Rights an annual published under the auspices of the Faculty of Law of Tel Aviv University since 1971 is devoted to publishing studies by distinguished scholars in Israel and other countries on human rights in peace and war with particular emphasis on problems relevant to the State of Israel and the Jewish people The Yearbook also incorporates documentary materials relating to Israel and the Administered Areas which are not otherwise available in English including summaries of judicial decisions compilations of legislative enactments and military proclamations **The Impact of Environmental Concerns on the Public Enforcement Mechanism Under EU Law** Levente Borzsák, 2011-01-01 The European Union with only 7.5% of the world's population is responsible for a major part of the contamination of the planet and is a major contributor to the problems of the global environment Fortunately Europe has both the capacity and the experience to fight effectively against these problems even in this twenty fifth hour of environmental degradation This timely book identifies some of the weaknesses of the public enforcement mechanism inherent in Articles 258-260 TFEU and suggests how that mechanism could be improved in order to promote the overall effectiveness of EU law and environmental law in particular Provided by publisher The War on Terror and the Laws of War Geoffrey S. Corn, 2015 Many years after the United States initiated a military response to the terrorist attacks of September 11th 2001 the nation continues to prosecute what it considers an armed conflict against transnational terrorist groups Understanding how the law of armed conflict applies to and regulates military operations executed within the scope of this armed conflict against transnational non state terrorist groups is as important today as it was in September 2001 In *The War on Terror and the Laws of War* seven legal scholars each with experience as military officers focus on how to strike an effective balance between the necessity of using armed violence to subdue a threat to the nation with the humanitarian interest of mitigating the suffering inevitably associated with that use

Each chapter addresses a specific operational issue including the national right of self defense military targeting and the use of drones detention interrogation trial by military commission of captured terrorist operatives and the impact of battlefield perspectives on counter terror military operations while illustrating how the law of armed conflict influences resolution of that issue This Second Edition carries on the critical mission of continuing the ongoing dialogue about the law from an unabashedly military perspective bringing practical wisdom to the contentious topic of applying international law to the battlefield

Procedure and Evidence in International Arbitration Jeffrey Waincymer,2012-05-23 Central to the book's purpose is the procedural challenge facing arbitrators at each and every stage of the arbitral process when fairness arguments conflict with efficiency concerns and trade offs must be determined Some key themes include how can a tribunal be fair and in particular be neutral if parties are so diverse How can arbitration be made efficient and cost effective without undue inroads into fairness and accuracy How does a tribunal do what is best if the parties are choosing a suboptimal process When can or must an arbitrator ignore procedural choices made by the parties The author thoroughly evaluates competing arguments and adds his own practical tips expertly synthesizing and engaging with the conference literature and differing authors views He identifies criteria that offer a harmonized approach to each stage of the arbitral process with particular attention to such aspects of international arbitration as appropriate trade offs between flexibility and certainty the rights duties and powers of arbitrators appointment and challenge of arbitrators responses to guerilla tactics drafting of arbitration agreements including specialty clauses drafting of required commencement notices and response documents set off fast track arbitration and other efficiency options strategic use of preliminary conferences and timetabling online arbitration multi party multi contract class arbitration amicus and third party funders pre arbitral referees and interim relief witness evidence both factual and expert documentary evidence production obligations and challenges to production identifying applicable law and remedies and costs

The Challenge of Conflict: International Law Responds Ustina Dolgopol,Judith G. Gardam,2006-03-29 The papers in this collection bring together a wide and diverse range of viewpoints to consider how the catastrophic consequences of deadly armed conflict can be addressed Commentators are drawn from the United Nations and its agencies key non governmental organisations world class academic circles senior members of government leading human rights lawyers and judges with experience in international criminal law These experts address deadly conflict in a comprehensive fashion covering all its stages the causes and prevention of conflict conflict resolution and peace building international criminal law and international humanitarian law and the role of the United Nations humanitarian organisations and peacekeepers in post conflict situations This collection is for those with an existing interest and expertise in international law international relations peace studies and criminal justice as well as for those who wish to become conversant with emerging developments in these fields

L'effectivité en droit international Florian Couveinhes Matsumoto,2014-06-11 Parler de l'effectivité d'une règle ou d'une catégorie juridique par exemple d'un traité d'une nationalité ou

d un recours c est viser la situation de fait cens e concorder avec la signification de cette r gle ou de cette cat gorie juridique Mais c est galemment sugg rer que la survenance de certaines situations de fait par exemple l occupation d un territoire ou la s cession d un groupe autonomiste implique n cessairement qu une qualit juridique particuli re leur soit attribu e et que des cons quences juridiques d termin es en soient tir es L ouvrage d montre que cette pr tendue quivalence scientifique du fait et de sa signification juridique est une invention positiviste qui joue un r le rh torique mais ne rend pas compte de l application des r gles internationales formul es gr ce aux termes effectif it Appliquer de telles r gles consiste en effet toujours valuer certains faits au regard de certaines valeurs pour en tirer certaines cons quences juridiques Les faits pertinents les valeurs la lueur desquelles ils doivent tre jug s et les cons quences juridiques devant en tre tir es ne s imposent pas scientifiquement mais sont choisis en fonction de ce que requiert la r alisation effective d objectifs politiques et d imp ratifs thiques Illustration de couverture Claire de Villemeur Les bl s de Tarkovsky 140 170 cm *The Law in War* Geoffrey Corn, Ken Watkin, Jamie Williamson, 2018-06-11 This book provides a comprehensive yet concise overview of key issues related to the regulation of armed hostilities between States and between States and non State groups Coverage begins with an explanation of the conditions that result in the applicability of international humanitarian law and then subsequently addresses how the law influences a broad range of operational humanitarian and accountability issues that arise during military operations Each chapter provides a clear and comprehensive explanation of humanitarian law focusing especially on how it impacts operations The chapters also highlight both contemporary controversies in the field and potentially emerging norms of the law The book is an ideal text for students studying international humanitarian law for the first time as well as an excellent introduction for students and practitioners of public international law and international relations Current Publications in Legal and Related Fields ,2004 *State Agency and the Patenting of Life in International Law* Bitu Amani, 2009 This important and timely volume considers competing international obligations in relation to the patenting of life offering a pragmatic two step approach to state agency to resolve apparent conflicts between the regulatory options afforded by economic globalization and the need to forge domestic laws that reflect community values **The Humanitarian Face of the International Court of Justice** Gentian Zyberi, 2008 This book represents the first effort in assessing the role and contribution of the International Court of Justice ICJ in interpreting and developing rules and principles of international human rights and humanitarian law First the book addresses the Court s possibilities and limitations in the fields of international human rights and humanitarian law Second in exposing the contribution of the Court the book provides a detailed analysis of relevant case law stretching from its establishment in 1946 to the end of 2007 It should be noted that through its case law the Court has managed to wed international law to humanitarian demands for protection and respect for individual human rights human life and human dignity The third component of the book looks into the relationship between the ICJ and specialized international human rights and humanitarian law courts and tribunals and international quasi judicial

bodies Finally the author offers a number of conclusions and recommendations aimed at enhancing the possible role and impact of the ICJ and improving the international legal system concerned with the promotion and the protection of human rights Intersentia is proud to announce that both Antoine Buyse and Gentian Zyberi won the Max van der Stoep Human Rights Award 2008 United Nations Juridical Yearbook United Nations,2005 **The Army Lawyer** ,2006 U.S. Military Operations Geoffrey S. Corn,Rachel E. VanLandingham,Shane R. Reeves,2016 In U S Military Operations Law Policy and Practice a distinguished group of military experts comprehensively analyze how the law is applied during military operations on and off the battlefield Subject matter experts offer a unique insiders perspective on how the law is actually implemented in a wide swath of military activities such as how the law of war applies in the context of multi state coalition forces and whether non governmental organizations involved in quasi military operations are subject to the same law The book goes on to consider whether U S Constitutional 4th Amendment protections apply to the military s cyber defense measures how the law guides targeting decisions and whether United Nations mandates constitute binding rules of international humanitarian law Other areas of focus include how the United States interacts with the International Committee of the Red Cross regarding its international legal obligations and how courts should approach civil claims based on war related torts This book also answers questions regarding how the law of armed conflict applies to such extra conflict acts as intercepting pirates and providing humanitarian relief to civilians in occupied territory , **Decolonising Indigenous Child Welfare** Terri Libesman,2013-12-04 During the past decade a remarkable transference of responsibility to Indigenous children s organisation has taken place in many parts of Australia Canada the USA and New Zealand It has been influenced by Indigenous peoples human rights advocacy at national and international levels by claims to self determination and by the globalisation of Indigenous children s organisations Thus far this reform has taken place with little attention from academic and non Indigenous communities now Decolonising Indigenous Child Welfare Comparative Perspectives considers these developments and evaluating law reform with respect to Indigenous child welfare asks whether the pluralisation of responses to their welfare and well being within a cross cultural post colonial context can improve the lives of Indigenous children The legislative frameworks for the delivery of child welfare services to Indigenous children are assessed in terms of the degree of self determination which they afford Indigenous communities The book draws upon interdisciplinary research and the author s experience collaborating with the peak Australian Indigenous children s organisation for over a decade to provide a thorough examination of this international issue Dr Terri Libesman is a Senior Lecturer in the Law Faculty at the University of Technology Sydney She has collaborated researched and published for over a decade with the peak Australian Indigenous children s organisation **International Law Reports** E. Lauterpacht,C. J. Greenwood,A. G. Oppenheimer,1997-12-04 A unique and essential work of reference for the international lawyer

Proceedings of the Second Pan American Scientific Congress: (section VI) International law, public law and

jurisprudence. J. B. Scott, chairman ,1917 **Research Handbook on EU Private International Law Peter Stone, Yuseph Farah, 2015-05-29** The harmonisation of private international law in Europe has advanced rapidly since the entry into force of the Treaty of Amsterdam. Most aspects of private international law are now governed or at least affected by EU legislation and there is a subst The British National Bibliography Arthur James Wells, 2005

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