



# The Law Making Functions Of The Specialised Agencies Of The United Nations

**Catherine Brölmann**



## **The Law Making Functions Of The Specialised Agencies Of The United Nations:**

*The Law-making Functions of the Specialised Agencies of the United Nations* Charles Henry Alexandrowicz, 1973 Monograph on the role of UN in international law making with particular reference to the broader context of the UN and specialized agencies comments on convention making law making by treaty process law making by legislation and quasi legislative action etc cites the emergence of new customary law and even new general principles of law and includes the law making role of ILO References

**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

**International Law** Malcolm N. Shaw, 2021-07-22 International Law is the definitive and authoritative text on the subject It has long been established as a leading authority in the field offering an unbeatable combination of clarity of expression and academic rigour ensuring understanding and analysis in an engaging and authoritative style Explaining the leading rules practice and caselaw this treatise retains and develops the detailed referencing which encourages and assists the reader in further study This new edition has been fully updated to reflect recent developments In particular it has expanded the treatment of space law and of international economic law and introduced new sections on cyber operations and cyber warfare as well as reflecting the Covid 19 crisis Both clarifying fundamental principles and facilitating additional research International Law is invaluable for students and for those occupied in private practice governmental service and international organisations

The Oxford Guide to Treaties Duncan B. Hollis, 2020 This guide is an authoritative reference point for anyone interested in the creation or interpretation of treaties and other forms of international agreement It covers the rules and practices surrounding their making interpretation and operation and uses hundreds of real examples to illustrate different approaches treaty makers can take

The Law and Practice of the United Nations Benedetto Conforti, 2023-09-14 This book aims to provide a comprehensive legal analysis of problems concerning membership the structure of the United Nations organs their functions and their acts taking into

consideration the text of the Charter its historical origins and particularly the practice of the organs One of the aims of the book is to trace precisely the story of the United Nations from its birth through an analysis of the practice Moreover since the Charter has never undergone any substantive modifications one cannot exclude that what may appear to be old and obsolete today could become of current interest in the future This volume is the up to date English version of the fifth edition of an Italian textbook on the United Nations which was first published in 1971 An extensive bibliography conveniently precedes every section in each of the chapters which is of substantial value to anyone studying the United Nations

**Research Handbook on the Law of International Organizations** Jan Klabbers,Asa Wallendahl,2011-05 This pioneering Research Handbook with contributions from renowned experts provides an overview of the general doctrines making up the law of international organizations The approach of this book is taken from a novel perspective that of the tension between functionalism and constitutionalism In doing so this Handbook presents not only practically relevant information but also provides a tool for understanding the ways in which international organizations work It has separate chapters on specific constitutional topics and on two specific organizations the EU and the UN Research Handbook on the Law of international Organizations will be of particular interest to academics and graduate students in the fields of international law international politics and international relations

**The United Nations and International Law** Christopher C. Joyner,1997-04-28 This volume provides students and scholars with a text that examines explains and appraises contributions made by the United Nations to contemporary international law and the law creating process The authors consider how UN institutions have made the law what law has been made and the extent to which that law has been meaningfully accepted by and evidenced in contemporary state practice The study first deals with processes and measures that cut across law making covering practical as well as conceptual aspects Then the substantive law is addressed in terms of the different fields of activity that the United Nations has made subject to legal rules and processes Some chapters cover prominent areas such as human rights use of force and economic relations others deal with topics which have not previously been examined with sufficient care such as labor the environment refugees and women The book s final section deals with the internal law of the UN system itself the international civil services and financial contributions

An Institutional And Normative Analysis of the World Trade Organization Mary E. Footer,2006 This book establishes a framework for analysis of the institutional and normative character of the WTO by locating the organization in a broader theory of international institutional law and in determining the basis for the conferral and exercise of powers in relation to its executive legislative and adjudicative functions The WTO is also read as an international regime in order to go beyond its formal legal and constitutional bases and to observe the Members practice in the context of the former semi institutionalised GATT treaty regime with which it retains strong links WTO decision making which underpins and informs its institutional and normative acts is analysed in order to better understand the dynamics of the organization Normative developments in the WTO are reviewed from the perspective of the

creation maintenance and revision of legally binding and non binding or soft law norms in the sense of principles rules and standards contained in primary treaty rules which set out the rights and obligations of the Members and subsidiary rule making activity by WTO bodies      *International Control of Marine Pollution, Volume 1* Gr.J. Timagenis,2024-11-18 The print edition is available as a set of two volumes 9789028605602      **Regulation Through Agencies in the EU** Damien Geradin,University, The Netherlands, Rodolphe Muñoz,Nicolas Petit,2005-01-01 The past decade has witnessed a proliferation of regulatory agencies at both the national and the EU level This coherent and clearly structured book is the first of its kind to analyse in equal measure and interdependently both national regulatory authorities and European agencies It brings together a select group of highly esteemed contributors authorities in their fields to provide a systematic and over arching view of regulation in the EU Unlike many of the previous attempts to shed light on this increasingly opaque and complex co existence of regulatory systems this book takes a genuinely multi disciplinary approach with integrated perspectives from law politics and economics      *The Institutional Veil in Public International Law* Catherine Brölmann,2007-09-13 This book deals with the nature of international organisations and the tension between their legal nature and the system of classic state based international law This tension is important in theory and practice particularly when organisations are brought under the rule of international law and have to be conceptualised as legal subjects for example in the context of accountability The position of organisations is complicated by what the author terms the institutional veil comparable to the corporate veil found in corporate law The book focuses on the law of treaties as this pre eminently horizontal branch of international law brings out the problem particularly clearly The first part of the book addresses the legal phenomenon of international organisations their legal features as independent concepts the history of international organisations and of legal thought in respect of them and the development of contemporary law on international organisations The second part deals with the practice of international organisations and treaty making It discusses treaty making practice within organisations judicial practice in interpretation of organisations constitutive treaties and the practice of treaty making by organisations The third and final part analyses the process by which international organisations have been brought under the rule of the written law of treaties offering a practical application of the conceptual framework as previously set out Part three is at the same time an analytic overview of the drafting history of the 1986 Vienna Convention on the Law of Treaties between States and International Organizations or between International Organizations This is a profound and penetrating examination of the character of international organisations and their place in international law and will be an important source for anyone interested in the future role of organisations in the international legal system

*International Organizations in WTO Dispute Settlement* Marina Foltea,2012-11-08 This in depth analysis of the role of international organisations in WTO dispute settlement examines the level of institutional sensitivity of the WTO adjudicator to organisations including the IMF WIPO WCO and WHO It will appeal to international law scholars civil servants and law

practitioners      **Science-Based Lawmaking** Dionysia-Theodora Avgerinopoulou,2019-08-31 The Book takes the approach of a critique of the prevailing international environmental law making processes and their systemic shortcomings It aims to partly redesign the current international environmental law making system in order to promote further legislation and more effectively protect the natural environment and public health Through case studies and doctrinal analyses an array of initial questions guides the reader through a variety of factors influencing the development of International Environmental Law After a historical analysis commencing from the Platonic philosophy up to present the Book holds that some of the most decisive factors that could create an optimized law making framework include among others progressive voting processes science based secondary international environmental legislation new procedural rules that enhance the participation in the law making process by both experts and the public and also review the implementation compliance and validity of the science base of the laws The international community should develop new law making procedures that include expert opinion Current scientific uncertainties can be resolved either by policy choices or by referring to the so called sound science In formulating a new framework for environmental lawmaking processes it is essential to re shape the rules of procedure so that experts have greater participation in those in order to improve the quality of International Environmental Law faster than the traditional processes that mainly embrace political priorities generated by the States Science serves as one of the main tools that will create the next generation of International Environmental Law and help the world transition to a smart inclusive sustainable future      *The United Nations* Franz Cede,Lilly Sucharipa-Behrmann,2001-02-28 The political changes in the world have profoundly altered the United Nations This new book is one of the first to describe the structure of the world organization in the present context of international relations The United Nations Law and Practice is a no nonsense book concise informative and up to date In their respective careers as diplomats or academics all authors combine vast practical and theoretical experience in dealing with the UN      **The International Law Commission** B. G. Ramcharan,1977-07      New Perspectives on the Divide Between National and International Law Janne E. Nijman,André Nollkaemper,2007-11-01 This book aims to contribute to our understanding of one of the most pressing issues of modern international law the relationship between the international legal order on the one hand and the domestic legal orders of over 190 sovereign states on the other hand The traditional and dominant understanding of this relationship is that there exists a strict separation between the international legal order and domestic legal orders Processes of legal globalisation and internationalisation have made this relationship much more complex Legal authority has shifted away from the state in both vertical and horizontal directions Forced by the pressures of interdependence states have allowed international bodies to oversee and sometimes even implement and enforce domestic legislation At the same time private persons are more and more drawn into an internationalized order Increasing cross border flows of services goods and capital mobility and communication have further undermined any stable notion of what is national and what is international This book offers

several partly complementary and partly competing perspectives that allow us understand and make sense of the complex interaction between the international and domestic sphere

**Regulating the Use of Force by United Nations Peace Support Operations** Charuka Ekanayake, 2021-05-30 This Book attempts to deduce regulatory standards that can close the gaps between the Promises made and the Outcomes secured by the United Nations in relation to its use of force It explores two broad questions in this regard why the contemporary legal framework relevant to the regulation of force during Armed Conflict cannot close the gaps between the said Promises and Outcomes and how the Unified Use of Force Rule formulated herein achieves this This is the first book to coherently analyse the moral as well as legal aspects relevant to UN use of force UN peace operations are rapidly changing Deployed peacekeepers are now required to use force in pursuance of numerous objectives such as self defence protecting civilians and carrying out targeted offensive operations As a result questions about when where and how to use force have now become central to peacekeeping While UN peace operations have managed to avoid catastrophes of the magnitude of Rwanda and Srebrenica for over two decades crucial gaps still exist between what the UN promises on the use of force front and what it achieves Current conflict zones such as the Central African Republic Eastern Congo and Mali stand testament to this This book searches for answers to these issues and identifies how an innovative mix of the relevant legal and moral rules can produce regulatory standards that can allow the UN to keep their promises The discussion covers analytical ground that must be traversed behind the scenes of UN deployment well before the first troops set foot on a battlefield The analysis ultimately produces a Unified Use of Force Rule that can either be completely or partially used as a model set of Rules of Engagement by UN forces This book will be immensely beneficial to law students researchers academics and practitioners in the fields of international relations international law peacekeeping and human rights

**Contemporary Issues in the Law of Treaties** Malgosia Fitzmaurice, M. Fitzmaurice, O. A.

Elias, Olufemi Elias, 2005 This book is a collection of essays dealing with issues of contemporary significance in the law of treaties It neither purports nor aspires to provide a general overview of all aspects of the law of treaties and it is by no means intended to be a comprehensive textbook The discussion of the subjects selected in this book will shed some light on a number of areas of the contemporary law of treaties and consequently on some important features of the international legal system at the beginning of the twenty first century The relevance of the rules governing the law of treaties for other central fields of international law continue to be the subject of frequent doctrinal discussion In addition some rapidly developing newer areas of public international law which are regulated for the most part by treaties have renewed the importance of some older problems for example the question of conflicts between treaties regulating the same subject matter and the matter of treaty interpretation One other important issue is the relevance of the emergence of new actors and factors other than states in the international legal order in general and in the law of treaties in particular

**La représentation institutionnelle dans l'ordre international** Evelyne Lagrange, 2021-10-18 L institutionnalisation et l'organisation d'un

ordre juridique sur un mode représentatif impliquent un processus de différenciation fonctionnelle entre représentants et représentés permettant la réduction de la multiplicité d'unités. La personne morale apparaît comme le terme unificateur de tout système représentatif. Dans l'ordre international ce processus est perturbé par la présence dans les organes intergouvernementaux de représentants d'Etat qui sont autant d'organes des Etats membres présence prolongée par le consentement aux actes adoptés en leur sein. Quel en est donc le sujet d'imputation l'organisation ou ses membres. Une théorie de l'acte doit être développée au cœur de la théorie de l'organe pour démontrer que l'organisation internationale est la personnification juridique d'une collectivité d'Etats dotée d'un système représentatif et n'est que cela. La qualité de partie au traité constitutif et de membre d'une organisation internationale ne prive l'Etat d'aucun des attributs de la souveraineté dans l'ordre international. Au contraire la faculté d'investir un sujet de droit de compétences nouvelles est précisément un attribut de la souveraineté. L'organisation est tout entière une création des Etats membres. Leur souveraineté n'inhibe pas le processus de personnification de l'organisation qui en retour ne la confisque pas la souveraineté et la relativité des rapports juridiques demeurent les principes régulateurs de l'ordre international.

**Max Planck Yearbook of United Nations Law** Jochen Abraham Frowein, Rüdiger Wolfrum, Christiane E. Philipp, 2000-09-28 Kosovo



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