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References

The Law of Non-International Armed Conflict Sandesh Sivakumaran 2012-08-09 Non-international armed conflicts now far outnumber international ones, but the protection afforded by international law to combatants and civilian is not always clear. This book will set out the legal rules and state practice applicable to internal armed conflicts, drawing on armed conflicts from the US civil war to present day.

Cassese's International Criminal Law Antonio Cassese 2013-01-31 The third edition of International Criminal Law expounds the general principles governing international crimes as well as the fundamentals of both substantive and procedural international criminal law, bringing the political and human contexts to the fore.

Current Problems of International Law Antonio Cassese 1975

The Defence of Mistake of Law in International Criminal Law Antonio Coco 2022-07-21 The adage 'ignorance of the law is no excuse' is significantly inaccurate. Ignorance and mistake of law do, under certain circumstances, exclude responsibility both in national and international criminal law. This monograph updates the existing reviews of law and practice on the topic, aiming to go a step further: it takes the analysis of mistake of law as a starting point for systematic observations about international criminal law in general. First, the volume defines the contours of the defence of mistake of law in general theory of criminal law, distinguishing it from cognate defences and highlighting, most notably, its connection with superior orders. Secondly, it gives an overview of the possible approaches to the defence, offering examples from national law as terms of reference for the subsequent analysis of international criminal law. Thirdly, it surveys the relevant law and practice of international criminal tribunals, with a focus on the International Criminal Court, and it contemplates offences for which a defence of mistake of law may potentially succeed. Finally, the author tries to interpret what the rules on mistake of law applicable before international criminal tribunals imply about the purpose of punishing individuals and to the legitimacy of such punishment. Whilst the discourse on international criminal law is more and more concerned with global politics, The Defence of Mistake of Law in International Criminal Law brings back the focus on the appropriateness of imposing a guilty verdict on the individual defendant, a human being constituting the basic unit of each society.

Evidence in International Criminal Trials Mark Klamberg 2013-02-21 Evidence in International Criminal Trials compares procedural activities relevant for international criminal tribunals and the International Criminal Court: evaluation, collection, disclosure, admissibility and presentation of evidence. The book provides guidance on how to confront legal as well as factual issues.

Cassese's International Law Paola Gaeta 2020-08 Cassese's International Law is a new edition of an established classic. Authors Gaeta, Viuales, and Zappal have built on the legacy of international law luminary Antonio Cassese to offer a thought-provoking and lucid account for today's undergraduates and postgraduates. The authors have refreshed Cassese's original approach, ensuring the book continues to compare the traditional legal position with the developing and evolving law. Advancing areas such as the law of the sea, territorial matters, and international environmental law have been expanded to give proper place to their evolving development, while brand new chapters on international trade and foreign investment have been written to reflect the advancements of these areas. In maintaining the broad structure and approach but providing new material, the authors bring fresh context to Cassese's thinking and provide students with an up-to-date, compelling account of the landscape of international legal thinking.

International Law in a Divided World Antonio Cassese 1986 A general introduction to international law in its political and historical context, this work identifies the ideological motivations behind legal rules and institutions. Covering several issues seldom explored by other commentators, such as the historical evolution of the international community and the fundamental principles governing international laws of economic interaction, the book provides an informative introduction to the complexities of this topic.

Self-Determination of Peoples Antonio Cassese 1995-07-06 Which of the peoples currently claiming the right to self-determination have that right under international law? At what point does this political ideal turn into an international legal standard? This first comprehensive legal account asks how far self-determination is reshaping international relations and assesses the extent of its impact on traditional international institutions. The book scrutinizes State practice through national digests and United Nations proceedings and reappraises the concept against the whole body of international law, thus making an important contribution to an understanding of the interplay of law and politics.

Outlines and Highlights for International Criminal Law by Antonio Cassese, Isbn Cram101 Textbook Reviews 2011-05 Never HIGHLIGHT a Book Again! Virtually all of the testable terms, concepts, persons, places, and events from the textbook are included. Cram101 Just the FACTS101 studyguides give all of the outlines, highlights, notes, and quizzes for your textbook with optional online comprehensive practice tests. Only Cram101 is Textbook Specific. Accompanys: 9780199203109 .

Terrorism, Politics and Law Antonio Cassese 1991-01-08 This is a highly original analysis of terrorism and its implications for international law and politics, focusing on the "Achille Lauro" affair where a luxury liner was hijacked and hostages were killed.

The ICJ and the Evolution of International Law Karine Bannelier 2012-03-12 In 1949 the International Court of Justice (ICJ) handed down its first judgment in the Corfu Channel Case. In diffusing an early Cold War dispute, the Court articulated a set of legal principles which continue to shape our appreciation of the international legal order. Many of the issues dealt with by the Court in 1949 remain central questions of international law, including due diligence, forcible intervention and self-help, maritime operations, navigation in international straits and the concept of elementary considerations of humanity. The Court's decision has been cited on numerous occasions in subsequent international litigation. Indeed, the relevance of this judgment goes far beyond the subject matter dealt with by the Court in 1949, extending to pressing problems such as trans-boundary pollution, terrorism and piracy. In short, it was and remains a thoroughly modern decision — a landmark for international law; and one which today warrants reconsideration. Taking a critical approach, this book examines the decision's influence on international law generally and on some fields of international law like the law of the sea and the law of international responsibility specifically. The book collects the commentary of a distinguished set of international law scholars, including four well-known international judges. The contributors consider not only the history of the Corfu Channel judgment and its contribution to the development of international law, but also its resonance in many contemporary issues in the field of international law. This book will be of particular interest to academics and students of International Law, International Relations and Legal History

International Law Antonio Cassese 2005 Previous edition, 1st, published in 2001.

International criminal law 2015

Peremptory Norms of General International Law (Jus Cogens) Dire Tladi 2021-08-16 Peremptory Norms of General International Law (Jus Cogens):

Disquisitions and Dispositions is a collection of contributions on various aspects of jus cogens in international law.

Necessity or Nuisance? Julia Gebhard 2018-01-30 Welche Chancen und Probleme bietet der Verweis auf Menschenrechte bei der Definition völkerstrafrechtlich relevanter Verbrechen? Unter welchen Voraussetzungen ist ein Verweis auf den Katalog des internationalen Menschenrechtsschutz dogmatisch angemessen und praktisch wahrscheinlich? Diese Fragen werden sowohl rechtstheoretisch, in der tatsächlichen Rechtsanwendung als auch empirisch durch Gespräche mit Richterinnen und Richtern an völkerstrafrechtlichen Gerichten ergründet. Durch das Aufzeigen der Gemeinsamkeiten und Unterschiede der beiden Rechtsgebiete, der vorherrschenden dogmatischen Unschärfen sowie Ansätzen zu deren Lösung, leistet der Band einen entscheidenden Beitrag zur Debatte über Rechtssicherheit und Innovation im Bereich des Völkerstrafrechts.

International Criminal Law: Cases and Commentary Antonio Cassese 2011-02-24 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.

Current Problems of International Law Antonio Cassese 1978

Five Masters of International Law Antonio Cassese 2011-03-15 This book consists of interviews with five distinguished international lawyers from the UK, USA, Uruguay and France, conducted by the editor, Antonio Cassese, between 1993 and 1995. Each interview is preceded by a brief 'intellectual portrait' of the interviewee. In his general introduction Cassese stresses that the interviews, all based on the same questionnaire, were intended to bring out not only the main ideas associated with each scholar in the fields of international law and international relations, but also his intellectual and philosophical background, his general outlook and his views of the prospects for the evolution of the international community. In his final essay, Cassese brings together the main threads of the interviews and points to the parallels and divergences appearing from them. This book offers a unique and important insight into the legal minds and outlook of a select group of prominent scholars of international law and legal institutions during the last years of the twentieth century.

The Prosecutor and the Judge Heikelina Verrijn Stuart 2009 Earlier this year, the Praemium Erasmianum Foundation bestowed its annual award—the Erasmus Prize—on Benjamin Ferencz and Antonio Cassese, two pioneers in the field of international law. Ferencz, a leading American prosecutor, author, and lecturer, was present at the American war crimes trials in Dachau and was the chief prosecutor in the Einsatzgruppen trials in Nuremberg. Like Ferencz, Cassese was a key figure in the development of international criminal law, serving as the first president of the International Criminal Tribunal for the former Yugoslavia and president of the European Committee for the Prevention of Torture, and chairman of the UN Commission of Inquiry into Violation of Human Rights and Humanitarian Law in Darfur. Cassese is currently the president of the Special Court for Lebanon. In The Prosecutor and the Judge, Heikelina Verrijn Stuart and Marlise Simons provide in-depth, revealing interviews with these two advocates of international law. Supplementing the interviews are several key articles written by Ferencz and Cassese that highlight the two men's achievements and set the development of international law in context.

Judges in Contemporary Democracy Justice Stephen Breyer 2004-06-01 Law, politics, and society in the modern West have been marked by the increasing power of the judge: the development of constitutional justice, the evolution of international judiciaries, and judicial systems that extend even further into

social life. Judges make decisions that not only enforce the law, but also codify the values of our times. In the summer of 2000, an esteemed group of judges and legal scholars met in Provence, France, to consider the role of the judge in modern society. They included Robert Badinter, former president of the Constitutional Council in France; Stephen Breyer, Justice of the Supreme Court of the United States; Antonio Cassese, the first president of the International Criminal Tribunal for the former Yugoslavia; Dieter Grimm, former vice president of the Constitutional Court of Germany; Gil Carlos Rodriguez, president of the Court of Justice of the European Union; and Ronald Dworkin, formerly of Oxford University, now professor of philosophy and law at the New York University Law School. What followed was an animated discussion ranging from the influence of the media on the judiciary to the development of an international criminal law to the judge's consideration of the judge's own role. Judges in Contemporary Democracy offers a rare and intimate glimpse into the powers and the role of judges in today's society.

International Criminal Law the late Antonio Cassese 2008-03-20 The second edition of International Criminal Law expounds the general principles governing international crimes as well as the fundamentals of both substantive and procedural international criminal law. Professor Cassese brings the political and human contexts to the fore.

Fairness in International Criminal Trials Yvonne McDermott 2016-01-21 With the acceptance of international criminal procedure as a self-sustaining discipline and as the tribunals established to try the most serious crimes in the former Yugoslavia, Sierra Leone, and Rwanda have completed or are beginning to wind up their activities, the time is ripe for a critical evaluation of these international criminal tribunals and their legacy. By examining the due process standards embraced by the five contemporary international criminal tribunals, the author draws conclusions about how the right to a fair trial should be interpreted in international criminal law. This volume addresses key conceptual questions on fairness, including: should international criminal tribunals set the highest standards of fairness, or is it sufficient for their practice to be 'just fair enough'? To whom does the right to a fair trial attach, and can actors such as the prosecution and victims be accurately said to benefit from that right? Does fairness require the full realization of a number of guarantees owed to the accused under the statutory frameworks of international criminal tribunals, or should we instead be concerned with the fairness of the trial 'as a whole'? What is the interplay between domestic and international courts on questions of procedural fairness? What are the elements of fairness in international criminal proceedings? And what remedies are available for breaches of fair trial rights? Through an in-depth exploration of the right to a fair trial, the author concludes that international criminal tribunals should have a role in setting the highest standards of due process protection in their procedures, and that in so doing, they can have a positive impact on domestic justice systems.

Die Bindung der Dritten Welt an das postkoloniale Völkerrecht Anna Krueger 2017-08-14 Das Buch untersucht die völkerrechtshistorische, - theoretische und -praktische Debatte um die Bindung der Dritten Welt an die etablierte Völkerrechtsordnung nach der Dekolonialisierung unter besonderer Beachtung herausragender Völkerrechtler in den neuen Staaten wie Ram Prakash Anand, Taslim Olawale Elias, Mohammed Bedjaoui, Abdul Hakim Tabibi und Mustafa Kamil Yasseen. Dabei werden die Arbeiten der Völkerrechtskommission der Vereinten Nationen (ILC) und die sich anschließenden Staatenkonferenzen im Recht der Verträge (WVK) sowie im Recht der Staatennachfolge (WKSU und WKSVA) aufgearbeitet, welche die Völkerrechtler in der Dritten Welt zur Umsetzung ihres „Globalsolidarischen Projekts“ (Reform der etablierten Völkerrechtsordnung im Interesse der Weltgemeinschaft, Errichtung einer Neuen Weltwirtschaftsordnung) zu nutzen versuchten.

The Human Dimension of International Law Antonio Cassese 2008-06-19 This volume collects the most important papers of Antonio Cassese, one of the pre-eminent figures in international criminal justice. The papers offer the definitive statement of Cassese's thought, and a unique insight into some of the key developments in modern international law.

Man's Inhumanity to Man Lal Chand Vohrah 2021-10-18

Judicial Dialogue on Human Rights Paolo Lobba 2017-08-28 The book presents a critical assessment on the use of human rights case law by international criminal tribunals. Based on the inadequacies highlighted though this analysis, the book propounds a coherent method to transfer human rights standards into international criminal justice.

The Oxford Handbook of International Criminal Law Darryl Robinson 2020-02-24 In the past twenty years, international criminal law has become one of the main areas of international legal scholarship and practice. Most textbooks in the field describe the evolution of international criminal tribunals, the elements of the core international crimes, the applicable modes of liability and defences, and the role of states in prosecuting international crimes. The Oxford Handbook of International Criminal Law, however, takes a theoretically informed and refreshingly critical look at the most controversial issues in international criminal law, challenging prevailing practices, orthodoxies, and received wisdoms. Some of the contributions to the Handbook come from scholars within the field, but many come from outside of international criminal law, or indeed from outside law itself. The chapters are grounded in history, geography, philosophy, and international relations. The result is a Handbook that expands the discipline and should fundamentally alter how international criminal law is understood.

The Oxford Companion to International Criminal Justice Antonio Cassese 2009 'The Oxford Companion to International Criminal Justice' is the first major reference work to provide a complete overview of international criminal law. It offers a comprehensive survey of the issues surrounding international humanitarian law and human rights through a range of entries by the leading minds in the area.

An Introduction to International Criminal Law and Procedure Robert Cryer 2010-05-27 This market-leading textbook gives an authoritative account of international criminal law, and the investigation and prosecution of crime, and guides the reader through controversies with an accessible and sophisticated approach. Now covers developments in the ICC, victims' rights, alternatives to international criminal justice, and has extended coverage of terrorism.

Modern Constitutions and International Law Antonio Cassese 1985

Reciprocity in International Law Shahrad Nasrolahi Fard 2015-12-22 In international relations, reciprocity describes an environment in which States support one another for short- or long-term advantage through the balancing of rights, duties and interests. This book examines reciprocity in the context of international law. It considers the role reciprocity plays in the creation and development of international law as well as in the interpretation and application of international law. The book illuminates the reciprocal framework of international law and international relations by examining the role reciprocity plays in different types of States' obligations, including bilateral, bilateralisable multilateral, non-bilateralisable multilateral and obligations erga omnes. The book examines how reciprocity is intertwined with the principle of equality, as the rights and obligations of States are equal irrespective of size and economic or military strength, and the beneficial effects of reciprocity in creating stability and cooperation amongst States.

Elements of Accessorial Modes of Liability Sarah Finnin 2012-08-27 This volume continues the work of the Preparatory Commission of the International Criminal Court by developing 'elements' for ordering, instigating and aiding and abetting the commission of international crimes under Article 25(3)(b) and (c) of the Rome Statute.

Cassese's International Law Paola Gaeta 2020 This text provides an authoritative account of international law. It preserves and extends Antonio Cassese's exceptional combination of a historically informed, conceptually strong, and practice-infused analysis of international law, comparing the treatment of most issues in classical international law with the main subsequent developments of this constantly evolving field.

Justice in Extreme Cases Darryl Robinson 2020-12-17 In Justice in Extreme Cases, Darryl Robinson argues that the encounter between criminal law theory and international criminal law (ICL) can be illuminating in two directions: criminal law theory can challenge and improve ICL, and conversely, ICL's novel puzzles can challenge and improve mainstream criminal law theory. Robinson recommends a 'coherentist' method for discussions of principles, justice and justification. Coherentism recognizes that prevailing understandings are fallible, contingent human constructs. This book will be a valuable resource to scholars and jurists in ICL, as well as scholars of criminal law theory and legal philosophy.

U.N. Law/Fundamental Rights Antonio Cassese 1979

Change and Stability in International Law-Making Antonio Cassese 1988-01-01

Das Geheimnis der dreibeinigen Monster John Christopher 1972

Realizing Utopia Antonio Cassese 2012-03-08 Bringing together 47 essays by prominent international lawyers, this book reflects on major challenges facing international law and focuses on potential changes and improvements. Its aim is helping to construct a better architecture of world society. As international law's importance continues to grow, this book analyses where it is heading.

Man's Inhumanity to Man Antonio Cassese 2003-01-01 Of Yugoslavia in 1999).

State Interest and the Sources of International Law Markus P. Beham 2018-05-11 This book addresses the disparity between positive non-treaty law and its scholarly assessment in the area of moral concepts, understood as altruistic as opposed to reciprocal legal obligations. It shows how scholars are generously willing to assert the existence of a rule of international law, thereby moving further away from actual state practice, not taking into account the factors of legal rhetoric and the core survival interests of the state in the formation of custom and general principles of law. The main argument is that such moral concepts can simply not manifest themselves as non-treaty sources of international law from a dogmatic perspective. The reason is the inherent connection between the formation of the non-treaty sources of international law and state interest that makes it difficult, if not impossible, to assess state practice or opinio juris in the case of altruistic obligations. The book further demonstrates this finding by looking at two cases in point: Human rights and humanitarian exceptions to the prohibition of force. As opposed to the majority of existing works on the subject, State Interest and the Sources of International Law takes a bigger-picture approach to a number of distinct problems in international law scholarship by looking at the building blocks of international relations on the one hand, and merging this with sources doctrine on the other. It will be of interest to researchers, academics, and students in the fields of international law, human rights, international relations, political science, legal philosophy, and legal theory.

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