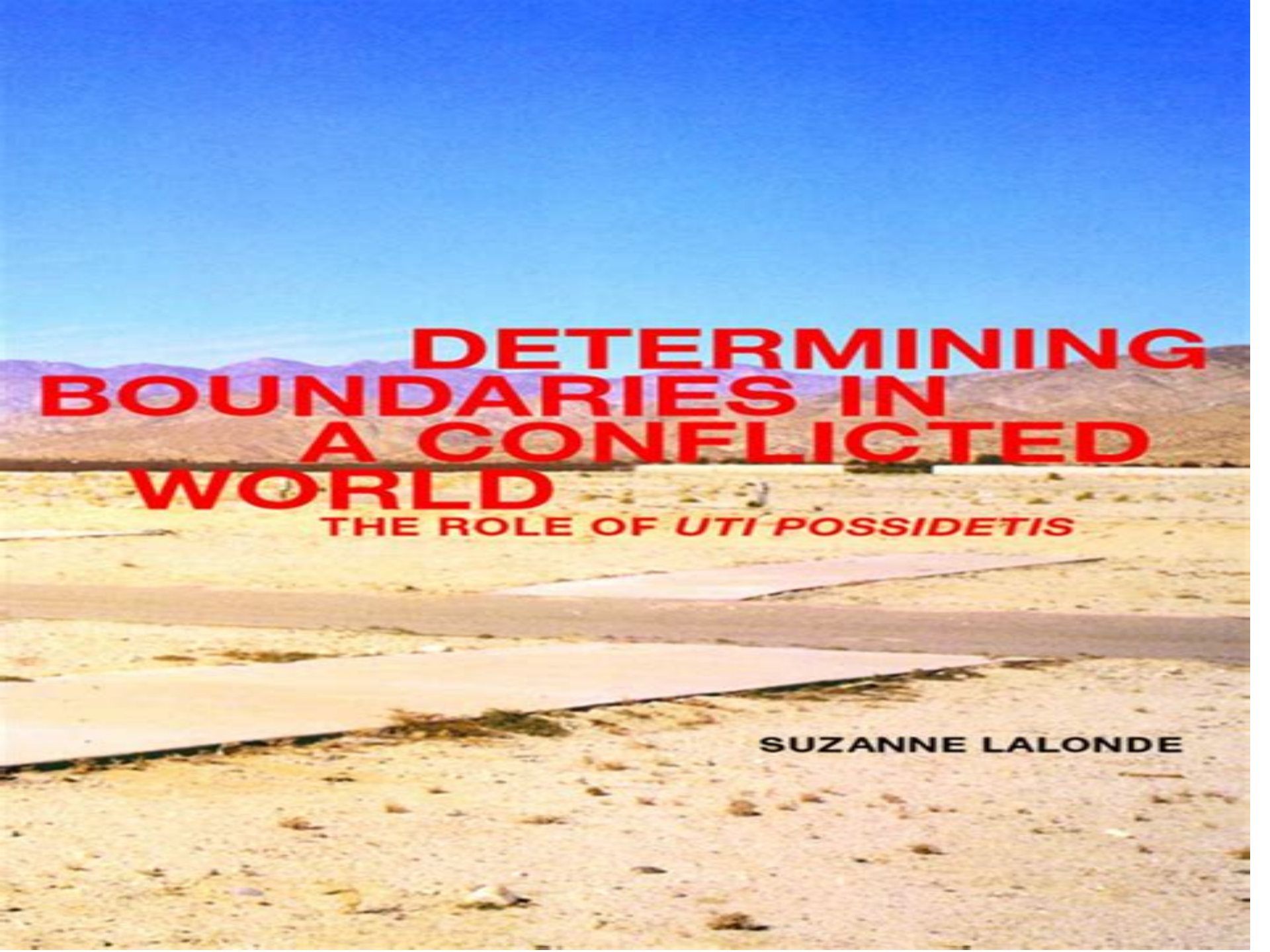




DETERMINING BOUNDARIES IN A CONFLICTED WORLD

THE ROLE OF *UTI POSSIDETIS*

SUZANNE LALONDE

Determining Boundaries In A Conflicted World The Role Of Uti Possidetis

George Joffé, Richard Schofield



Determining Boundaries In A Conflicted World The Role Of Uti Possidetis:

Determining Boundaries in a Conflicted World Suzanne N. Lalonde, 2002-12-06 She argues that nothing justifies conferring such a binding status on the principle and that the uti possidetis applied in Yugoslavia was an entirely new version that can derive no legitimacy from colonial precedents While the doctrine may have considerable utility in some cases it is only principle among many that must be considered if future disputes are to be resolved so as to promote long term peace and stability Lalonde sounds a cautionary note showing that the idea that uti possidetis provides a one size fits all legally incontestable solution to all territorial disputes is an illusion

Peremptory Norms of General International Law (Jus Cogens) Dire Tladi, 2021-08-16 Peremptory Norms of General International Law Jus Cogens Disquisitions and Dispositions brings together an impressive collection of authors addressing both conceptual issues and challenges relating to peremptory norms of general international Covered themes in the edited collection include concepts relating to the identification of peremptory norms consequences of peremptory norms critiques of peremptory norms the relationship between peremptory norms and particular areas of international law as well as the peremptory status of particular norms of international law The contributions are presented from an array of scholars and experts with different perspective thus providing an interesting mosaic of thoughts on peremptory norms Written against the backdrop of the ongoing work of the International Law Commission it exposes some tensions inherent in the jus cogens

Geographic Realities in the Middle East and North Africa George Joffé, Richard Schofield, 2020-10-25 Celebrating the work of Keith McLachlan a well known and much admired geographer of the Middle East and North Africa this book combines three interrelated topics that define the region The Middle East has been integral to the growth of the global oil industry an aspect of its evolution since 1908 which has had profound geopolitical implications as well The territory was also the arena for the last European experiment in colonialism a development that has left its legacy even today And historically it has been the location of the great hydraulic civilisations of Egypt and Mesopotamia yet is still dependent on the flow of its two major river systems the Nile and the Tigris Euphrates in an era of impending climate crisis These themes form the essence of themes that are discussed in the chapters that follow Keith McLachlan played a significant role in our understanding of these themes and of their effects in the contemporary world as the comments of those who worked with him and have contributed towards this book reveal Examining agriculture oil and state construction this volume offers an insight into how the contemporary Middle East was constructed after the collapse of the Ottoman Empire It is a key resource for scholars and students interested in geopolitics and the geography of the Middle East

Les différends territoriaux devant le juge international Géraldine Giraudeau, 2012-12-03 Arbitral and judicial decisions dealing with territorial land and maritime disputes bear the mark of compromising They draw boundaries situated between the respective pretensions of the parties and ensure an equitable share of spaces and resources This phenomenon of compromising symptomatically appears in the jurisprudence dealing with territorial disputes because of their

specific nature and the geostrategic economic and emotional factors at stake. It is also due to the remarkable flexibility of applicable norms and principles which provides a vast power of appreciation to the judge. This study enhances how the content of the decisions is used in order to reach a balanced solution and demonstrates that the international judge focuses on peacekeeping considerations. Les décisions arbitrales et judiciaires relatives aux différends territoriaux terrestres et maritimes sont marquées par une tendance transactionnelle. Elles consacrent des tracés frontaliers situés entre les revendications respectives des parties et assurent plus globalement un quitte partage des espaces et des ressources. Ce phénomène de compromis s'exprime symptomatiquement dans la jurisprudence relative aux différends territoriaux en raison de la nature de ces litiges et de leurs enjeux géostratégique économique et émotionnel. Il est aussi de la particulière flexibilité des règles et des principes applicables. Cette étude témoigne de l'instrumentalisation qui est faite du contenu des décisions juridictionnelles au profit de solutions équilibrées et démontre que le juge international est avant tout tourné vers la mission pacificatrice de son office.

The Right to Self-Determination in the South Caucasus Bahruz Balayev, 2013-02-07. The Right to Self-Determination in the South Caucasus Nagorno Karabakh in Context by Bahruz Balayev explores the relationship in international law between the concept of self-determination and territorial integrity in the context of the Caucasus region. This study brings together the various self-determination movements of the Caucasus Nagorno Karabakh South Ossetia Adjara Abkhazia and Chechnya and provides a comparative analysis. The August 2008 war in Georgia and the proclamation of independence of Kosovo renewed the discussion over the right to self-determination in international law. Has the right to self-determination evolved since the solutions to the conflicts over self-determination are now determined in a new manner or should it? Will the question of self-determination in different regions of the world be a spark for a new cold war? Unilateral declarations and the recognition of independence of South Ossetia Abkhazia and Kosovo could be the first spark. These are the pressing questions because there are many self-determination and secession movements all over the world. The Right to Self-Determination in the South Caucasus is a unique tool for scholars researchers and the public in understanding South Caucasus regional conflicts from the New Haven School perspective. *The African Union (AU)* Konstantinos D.

Magliveras, Gino J. Naldi, 2018-02-28. Derived from the renowned multi-volume International Encyclopaedia of Laws, this practical analysis of the structure, competence and management of The African Union (AU) provides substantial and readily accessible information for lawyers, academics and policymakers likely to have dealings with its activities and data. No other book gives such a clear, uncomplicated description of the organization's role, its rules and how they are applied, its place in the framework of international law or its relations with other organizations. The monograph proceeds logically from the organization's genesis and historical development to the structure of its membership, its various organs and their mandates, its role in intergovernmental cooperation and its interaction with decisions taken at the national level. Its competence, its financial management and the nature and applicability of its data and publications are fully described. Systematic in

presentation this valuable time saving resource offers the quickest easiest way to acquire a sound understanding of the workings of The African Union AU for all interested parties Students and teachers of international law will find it especially valuable as an essential component of the rapidly growing and changing global legal milieu Cultural Change and Persistence W. Ascher,J. Heffron,2010-12-12 This book is about the ways that traditional cultural practices either change or persist in the face of social and economic development whether the latter proceeds primarily from internal or external forces

Asian Approaches to International Law and the Legacy of Colonialism Kevin Tan,2013 The chapters in this volume address international legal issues impacted by the legacy of the Asian region s historical experience with colonialism and its current standing in the international system This volume provides a perspective on these issues from Asian legal scholars who have embarked on an analysis and discussion of the various ways in which international law and the international legal process can resolve these issues in a manner that is appropriate for the region The book examines the interconnections between diverse topics such as current territorial disputes over maritime areas which includes disputes over maritime delimitation and the scope of exclusive economic zones in East and Southeast Asia both of which are aspects of some of the critical political economic and legal issues presently confronting the region These territorial and maritime disputes are partially due to the geography of the region but the editors make a convincing argument for the genesis of these disputes being rooted in the legacy of the region s colonial past a legacy which has confounded attempts at resolution of these disputes and still deeply influences international relations in the region Asian Approaches to International Law and the Legacy of Colonialism will be of particular interest to academics and students of International Law Maritime Law and Asian Studies Frontiers in International Environmental Law: Oceans and Climate Challenges Richard Barnes,Ronán

Long,2021-03-15 Frontiers in International Environmental Law explores how law and legal scholarship has responded to some of the most important oceans and climate governance challenges of our time Using the concept of the frontier each contributor provides a unique perspective on the way that we can understand and can shape the development of law and legal institutions to better protect our marine environment and climate system and reduce conflicts in areas of legal uncertainty The authors show how different actors influence legal development and how legal transitions occur in marine spaces and how change influences existing legal regimes They also consider how change creates risks for the protection of vulnerable environment but also opportunities for creative thinking and better ways of governing our environment

International Law and Civil Wars Eliav Lieblich,2013 This book examines the international law of forcible intervention in civil wars in particular the role of party consent in affecting the legality of such intervention In modern international law it is a near consensus that no state can use force against another the main exceptions being self defence and actions mandated by a UN Security Council resolution However one more potential exception exists forcible intervention undertaken upon the invitation or consent of a government seeking assistance in confronting armed opposition groups within its territory Although

the latter exception is of increasing importance the numerous questions it raises have received scant attention in the current body of literature This volume fills this gap by analyzing the consent exception in a wide context and attempting to delineate its limits including cases in which government consent power is not only negated but might be transferred to opposition groups The book also discusses the concept of consensual intervention in contemporary international law in juxtaposition to traditional legal doctrines It traces the development of law in this context by drawing from historical examples such as the Spanish Civil War as well as recent cases such those of the Democratic Republic of the Congo Somalia Libya and Syria This book will be of much interest to students of international law civil wars the Responsibility to Protect war and conflict studies and IR in general

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Table of Contents Determining Boundaries In A Conflicted World The Role Of Uti Possidetis

1. Understanding the eBook Determining Boundaries In A Conflicted World The Role Of Uti Possidetis
 - The Rise of Digital Reading Determining Boundaries In A Conflicted World The Role Of Uti Possidetis
 - Advantages of eBooks Over Traditional Books
2. Identifying Determining Boundaries In A Conflicted World The Role Of Uti Possidetis
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Determining Boundaries In A Conflicted World The Role Of Uti Possidetis
 - User-Friendly Interface
4. Exploring eBook Recommendations from Determining Boundaries In A Conflicted World The Role Of Uti Possidetis
 - Personalized Recommendations
 - Determining Boundaries In A Conflicted World The Role Of Uti Possidetis User Reviews and Ratings
 - Determining Boundaries In A Conflicted World The Role Of Uti Possidetis and Bestseller Lists

5. Accessing Determining Boundaries In A Conflicted World The Role Of Uti Possidetis Free and Paid eBooks
 - Determining Boundaries In A Conflicted World The Role Of Uti Possidetis Public Domain eBooks
 - Determining Boundaries In A Conflicted World The Role Of Uti Possidetis eBook Subscription Services
 - Determining Boundaries In A Conflicted World The Role Of Uti Possidetis Budget-Friendly Options
6. Navigating Determining Boundaries In A Conflicted World The Role Of Uti Possidetis eBook Formats
 - ePub, PDF, MOBI, and More
 - Determining Boundaries In A Conflicted World The Role Of Uti Possidetis Compatibility with Devices
 - Determining Boundaries In A Conflicted World The Role Of Uti Possidetis Enhanced eBook Features
7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Determining Boundaries In A Conflicted World The Role Of Uti Possidetis
 - Highlighting and Note-Taking Determining Boundaries In A Conflicted World The Role Of Uti Possidetis
 - Interactive Elements Determining Boundaries In A Conflicted World The Role Of Uti Possidetis
8. Staying Engaged with Determining Boundaries In A Conflicted World The Role Of Uti Possidetis
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Determining Boundaries In A Conflicted World The Role Of Uti Possidetis
9. Balancing eBooks and Physical Books Determining Boundaries In A Conflicted World The Role Of Uti Possidetis
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Determining Boundaries In A Conflicted World The Role Of Uti Possidetis
10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine Determining Boundaries In A Conflicted World The Role Of Uti Possidetis
 - Setting Reading Goals Determining Boundaries In A Conflicted World The Role Of Uti Possidetis
 - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Determining Boundaries In A Conflicted World The Role Of Uti Possidetis
 - Fact-Checking eBook Content of Determining Boundaries In A Conflicted World The Role Of Uti Possidetis
 - Distinguishing Credible Sources
13. Promoting Lifelong Learning

- Utilizing eBooks for Skill Development
- Exploring Educational eBooks

14. Embracing eBook Trends

- Integration of Multimedia Elements
- Interactive and Gamified eBooks

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