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Stuart Casey-Maslen

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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 **Jus ad Bellum** Stuart Casey-Maslen, 2020-08-06 This work expounds for those in practice and beyond the rules of international law governing the inter state use of force Jus ad bellum determines when a state or group of states may lawfully use force against or on the territory of another state and when such action violates international law The bedrock of the law is found in the Charter of the United Nations but the interpretation and application of many of the rules codified in the Charter particularly by the International Court of Justice are contested Accordingly the book clarifies the law as it stands today explaining its many complexities and controversies such as when non state actors may be attacked in another state and when consent is validly given to foreign intervention The interrelationships between jus ad bellum and the law of armed conflict international humanitarian law the law of neutrality and international human rights law are also illuminated along with important concepts such as the responsibility to protect The Nature of International Humanitarian Law Anne Quintin, 2020-09-25 This and humanitarian intervention illuminating book explores the nature of international humanitarian law IHL so doing by asking whether it should be seen as a permissive or a restrictive regime An experienced lawyer in the field Anne Quintin offers an in depth expert analysis of this highly debated topic revealing the true nature of IHL and concluding that whilst IHL initially developed as a restrictive regime composed of prohibitions and prescriptions it nevertheless contains within it rare permissions that allow states to act

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