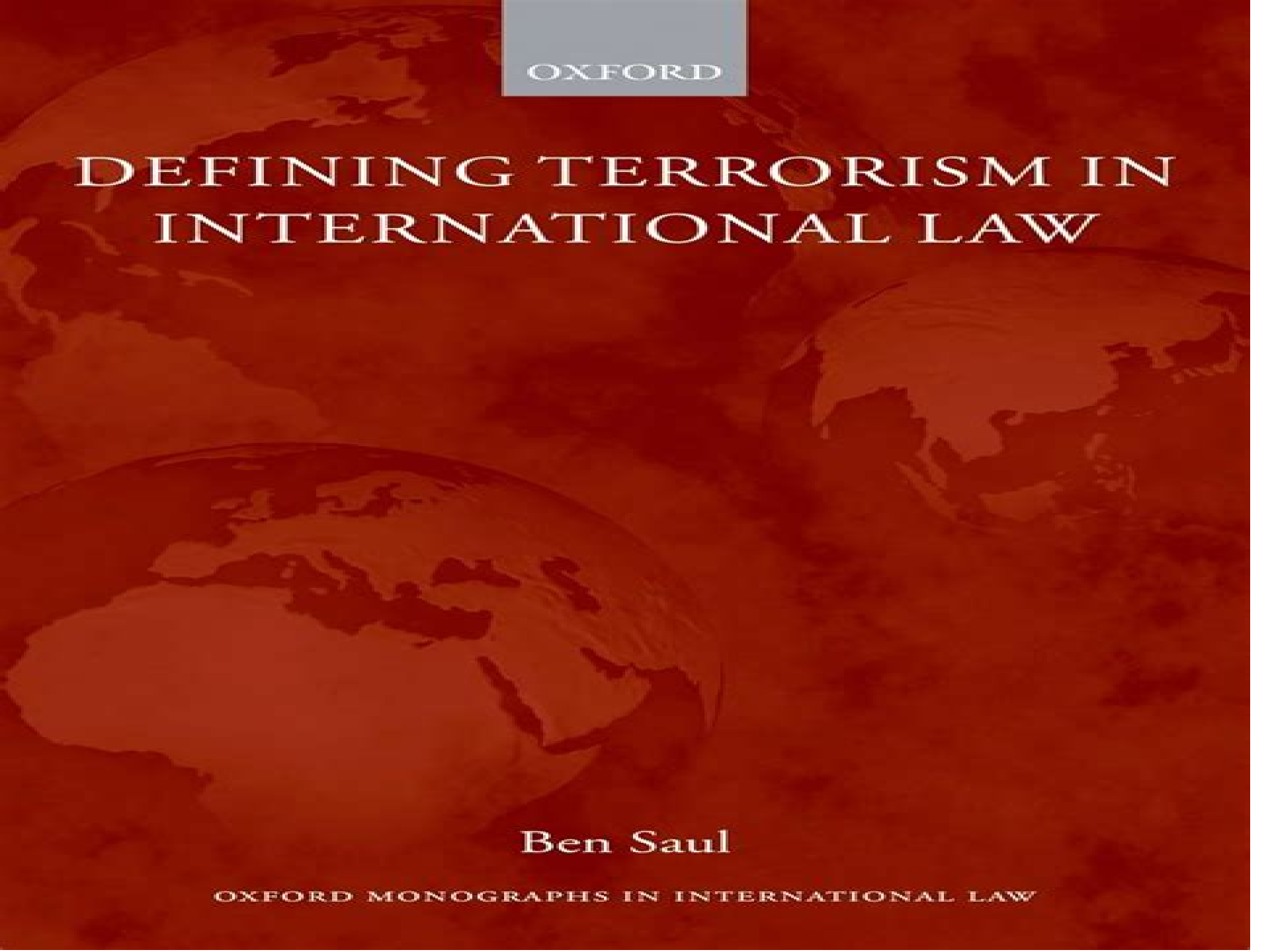




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Defining Terrorism in International Law Ben Saul, 2008 This book examines the attempts by the international community and the United Nations to define and criminalise terrorism In doing so it explores the difficult legal ethical and philosophical questions involved in deciding when political violence is or is not permissible *The Oxford Handbook of Terrorism* Erica Chenoweth, Richard English, Andreas Gofas, Stathis N. Kalyvas, 2019-03-14 The Oxford Handbook of Terrorism systematically integrates the substantial body of scholarship on terrorism and counterterrorism before and after 9 11 In doing so it introduces scholars and practitioners to state of the art approaches methods and issues in studying and teaching these vital phenomena This Handbook goes further than most existing collections by giving structure and direction to the fast growing but somewhat disjointed field of terrorism studies The volume locates terrorism within the wider spectrum of political violence instead of engaging in the widespread tendency towards treating terrorism as an exceptional act Moreover the volume makes a case for studying terrorism within its socio historical context Finally the volume addresses the critique that the study of terrorism suffers from lack of theory by reviewing and extending the theoretical insights contributed by several fields including political science political economy history sociology anthropology criminology law geography and psychology In doing so the volume showcases the analytical advancements and reflects on the challenges that remain since the

emergence of the field in the early 1970s **Jurisdiction in International Law** Cedric Ryngaert, 2008-10-02 Introduction Public international law approaches to jurisdiction The territoriality principle The principles of extraterritorial criminal jurisdiction A reasonable exercise of jurisdiction A new theory of jurisdiction in international law *Irresolvable Norm Conflicts in International Law* Valentin Jeutner, 2017-07-14 Conventionally international legal scholarship concerned with norm conflicts focuses on identifying how international law can or should resolve them This book adopts a different approach It focuses on identifying those norm conflicts that law cannot and should not resolve The book offers an unprecedented controversial yet sophisticated argument in favour of construing such irresolvable conflicts as legal dilemmas Legal dilemmas exist when a legal actor confronts a conflict between at least two legal norms that cannot be avoided or resolved Addressing both academics and practitioners the book aims to identify the character and consequences of legal dilemmas to distil their legal function within the sphere of international law and to encourage serious theoretical and practical investigation into the conditions that lead to a legal dilemma The first part proposes a definition of legal dilemmas and distinguishes the term from numerous related concepts Based on this definition the second part scrutinises international law's contemporary norm conflict resolution and accommodation devices in order to identify their limited ability to resolve certain kinds of norm conflicts Against the background of the limits identified in the second part the third part outlines and evaluates the book's proposed method of dealing with legal dilemmas In contrast to conventional approaches that recommend dealing with irresolvable norm conflicts by means of non liquet declarations judicial law making or a balancing test the book's proposal envisions that irresolvable norm conflicts are dealt with by judicial and sovereign actors in a complementary fashion Judicial actors should openly acknowledge irresolvable conflicts and sovereign actors should decide with which norm they will comply The book concludes with the argument that analysing various aspects of international law through the concept of a legal dilemma enhances its conceptual accuracy facilitates more legitimate decision making and maintains its dynamic responsiveness *Talking about Terrorism* , 2008 *Targeted Killing in International Law* Nils Melzer, 2008-05-29 A comprehensive analysis into the lawfulness of state sponsored targeted killings under international human rights and humanitarian law this book examines treaties custom and general principles of law to determine the normative paradigms which govern the intentional use of lethal force against selected individuals in law enforcement and the conduct of hostilities It also addresses the relevance of the law of interstate force to targeted killings and the interrelation of the various normative frameworks which may simultaneously apply to operations involving the use of lethal force Through a comprehensive analysis of treaties custom and general principles of law in light of jurisprudence doctrine and travaux préparatoires the author demonstrates that contemporary international law provides two distinct normative paradigms which govern targeted killings in situations of law enforcement and the conduct of hostilities Based on the resulting normative paradigms the author shows in what circumstances targeted killings may be considered as internationally lawful The practical relevance of the

various conditions and modalities are illustrated by reference to concrete examples of targeted killing from recent state practice. The book argues that any targeted killing not directed against a legitimate military target remains subject to the law enforcement paradigm which imposes extensive restraints on the practice. Even under the paradigm of hostilities no person can be lawfully liquidated without further considerations. As a form of individualized or surgical warfare the method of targeted killing requires a microscopic interpretation of the law regulating the conduct of hostilities which leads to nuanced results reflecting the fundamental principles underlying international humanitarian law. The author concludes by highlighting and comparing the main areas of concern arising with regard to state sponsored targeted killing under each normative paradigm and by placing the results of the analysis in the greater context of the rule of law. The author has conceived and written this book in an entirely personal capacity and independently from his function as a Legal Adviser in the Legal Division of the ICRC. The opinions expressed therein are his own and do not necessarily correspond to those held by the ICRC or its Legal Division.

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