

Reexamining Customary International Law

Edited by Brian D. Lepard

<u>Customary International Law Asil Studies In</u> <u>International Legal Theory</u>

Donald Earl Childress, III

Customary International Law Asil Studies In International Legal Theory:

Customary International Law Brian D. Lepard, 2010-01-11 This book sets out to articulate a comprehensive theory of customary international law that can effectively resolve the conceptual and practical enigmas surrounding it It takes a multidisciplinary approach and draws insights from international law legal theory political science and game theory It is anchored in a sophisticated ethical framework and explores the interrelationships between customary international law and Reexamining Customary International Law Brian D. Lepard, 2017-02-16 Reexamining Customary International Law takes on the complex issues and controversies surrounding the history theory and practice of customary international law as it reexamines customary law s increasingly important role in world affairs It incorporates the expertise of distinguished authors to probe many difficult issues that remain unresolved concerning the doctrine of customary law At the same time this book engages in a profound exploration of the practical role of customary international law in a variety of important fields including humanitarian law human rights law and air and space law The Future of International Law Joel P. Trachtman, 2013-02-25 Draws together the theoretical and practical aspects of international cooperation needs and legal responses in critical areas of international concern Normative Pluralism and International Law Jan Klabbers, Touko Piiparinen, 2013-04-22 This book addresses conflicts involving how law relates normative orders The assumption behind the book is that law no longer automatically claims supremacy but that actors can pick and choose which code to follow The book covers conflicts between legal orders and conflicts involving law and honor self regulation lex mercatoria local social practices bureaucracy religion professional standards and morality The Sources of International Law Hugh Thirlway, 2019-03-21 This new edition of Hugh Thirlway's authoritative text provides an introduction to one of the fundamental questions of the discipline what is and what is not a source of international law Traditionally treaties between states and state practice were seen as the primary means with which to create international law However more recent developments have recognized customary international law alongside international treaties and instruments as a key foundation upon which international law is built This book provides an insightful inquiry into all the recognized or asserted sources of international law It investigates the impact of ethical principles on the creation of international law whether soft law norms come into being through the same sources as binding international law and whether jus cogens norms and those involving rights and obligations erga omnes have a unique place in the creation of international legal norms It studies the notion of general principles of international law within international law s sub disciplines and the evolving relationship between treaty based law and customary international law Re examining the traditional model it investigates the increasing role of international jurisprudence and looks at the nature of international organisations and non state actors as potential new sources of international law This revised and updated book provides a perfect introduction to the law of sources as well as innovative perspectives on new developments making it essential reading for anyone studying or working in international

law International Legal Theory and the Cognitive Turn Anne van Aaken, Moshe Hirsch, 2025-04-02 Cognitive and behavioural studies are making inroads into international law international policy and literature Firstly international practice is drawing increasingly on behavioural studies The United Nations UN and its agencies have turned to behavioural science to confront new challenges faced by the international community including the Sustainable Development Goals climate change and gender equality Similarly the World Bank and World Health Organization have created teams of experts to advise on the incorporation of behavioural insights to support their operations Other international organizations are likewise following suit Secondly the cognitive behavioural turn is generating innovative research work in disciplines neighbouring international law and is gaining similar traction in international legal scholarship Yet despite this the implications of cognitive behavioural studies for international legal theory remain under explored With few exceptions international legal theories have long failed to explicitly address the cognitive behavioural assumptions of their respective theoretical approaches To fill this gap this book systematically examines the impact of the cognitive behavioural turn on the main theoretical schools within international legal scholarship Across thirteen chapters the contributors uncover the cognitive bases of their respective theories exploring both the cognitive similarities underlying the assumptions of different theories of international law as well as the limitations of the use of behavioural science in international law theories International Legal Theory and the Cognitive Turn makes explicit the relationship between cognitive behavioral methodologies and other ways of thinking about international law including TWAIL feminist and legal realist approaches and more This is an open access title available under the terms of a CC BY NC ND 4 0 International licence It is free to read on Oxford Scholarship Online and offered as a free PDF download from OUP and selected open access locations The Role of Ethics in International Law Donald Earl Childress, III,2011-11-14 The purpose of this book is to explore what role ethical discourse plays in public and private international law The book seeks 1 to delineate the role of ethical investigation in creating sustaining challenging and changing international law and 2 to open up a conversation between two related disciplines public and private international law that frequently labor in different vineyards By examining the role of ethical discourse in international law s public and private dimensions this volume will hopefully open new avenues for cross disciplinary exchange in these important fields and related disciplines The chapters in this book show that there is a way to engage the ethical dimension of international law without seeking to use ethics as raw politics and the will to power Morality, Jus Post Bellum, and International Law Larry May, Andrew Forcehimes, 2012-04-23 Leading legal political and moral theorists discuss the normative issues that arise when war concludes and when a society strives to regain peace International Law as Behavior Harlan Grant Cohen, Timothy Meyer, 2021-04 Using a multi disciplinary approach this volume shows how international law shapes behavior Theoretical Boundaries of Armed Conflict and Human Rights Jens David Ohlin, 2016-08-04 In the last two decades human rights law has played an expanding role in the legal regulation of wartime conduct In the process human rights law and

international humanitarian law have developed a complicated sibling relationship For some this relationship is viewed as a mutually reinforcing effort between like minded regimes designed to civilize human behavior For others the relationship is a more complicated sibling rivalry In this book an unparalleled collection of legal theorists examine the relationship between these two bodies of law Each chapter skilfully maps the possibilities of harmonization while at the same time raising cautionary flags about the limits of that project The authors not only chart the existing state of the law but also debate the normative implications of the continuing influence of human rights norms on current practices including torture targeted killings the conduct of non international armed conflicts and post war state building

The Top Books of the Year Customary International Law Asil Studies In International Legal Theory The year 2023 has witnessed a remarkable surge in literary brilliance, with numerous engrossing novels enthralling the hearts of readers worldwide. Lets delve into the realm of popular books, exploring the captivating narratives that have captivated audiences this year. Customary International Law Asil Studies In International Legal Theory: Colleen Hoovers "It Ends with Us" This heartfelt tale of love, loss, and resilience has captivated readers with its raw and emotional exploration of domestic abuse. Hoover skillfully weaves a story of hope and healing, reminding us that even in the darkest of times, the human spirit can triumph. Uncover the Best: Taylor Jenkins Reids "The Seven Husbands of Evelyn Hugo" This intriguing historical fiction novel unravels the life of Evelyn Hugo, a Hollywood icon who defies expectations and societal norms to pursue her dreams. Reids compelling storytelling and compelling characters transport readers to a bygone era, immersing them in a world of glamour, ambition, and self-discovery. Discover the Magic: Delia Owens "Where the Crawdads Sing" This mesmerizing coming-of-age story follows Kya Clark, a young woman who grows up alone in the marshes of North Carolina. Owens weaves a tale of resilience, survival, and the transformative power of nature, captivating readers with its evocative prose and mesmerizing setting. These popular novels represent just a fraction of the literary treasures that have emerged in 2023. Whether you seek tales of romance, adventure, or personal growth, the world of literature offers an abundance of engaging stories waiting to be discovered. The novel begins with Richard Papen, a bright but troubled young man, arriving at Hampden College. Richard is immediately drawn to the group of students who call themselves the Classics Club. The club is led by Henry Winter, a brilliant and charismatic young man. Henry is obsessed with Greek mythology and philosophy, and he quickly draws Richard into his world. The other members of the Classics Club are equally as fascinating. Bunny Corcoran is a wealthy and spoiled young man who is always looking for a good time. Charles Tavis is a quiet and reserved young man who is deeply in love with Henry. Camilla Macaulay is a beautiful and intelligent young woman who is drawn to the power and danger of the Classics Club. The students are all deeply in love with Morrow, and they are willing to do anything to please him. Morrow is a complex and mysterious figure, and he seems to be manipulating the students for his own purposes. As the students become more involved with Morrow, they begin to commit increasingly dangerous acts. The Secret History is a masterful and thrilling novel that will keep you wondering until the very end. The novel is a cautionary tale about the dangers of obsession and the power of evil.

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