LAWS3014: Public International Law



1.

Malanczuk, P. Chapter 1. in Akehurst's modern introduction to international law (Routledge, 1997).

2.

Lowe, A. V. Chapter 1. in International law vol. Clarendon law series (Oxford University Press, 2007).

3.

Dixon, M. & McCorquodale, R. Chapter 1. in Cases and materials on international law (Oxford University Press, 2011).

4.

Harris, D. J. Chapter 1. in Cases and materials on international law (Sweet & Maxwell, 2010).

5.

Shaw, M. N. Chapter 1. in International law (Cambridge University Press, 2008).

6.

Shaw, M. N. Chapter 2. in International law (Cambridge University Press, 2008).

Neff, S. C. Chapter 1 A Short History of International Law. in International law (Oxford University Press, 2014).

8.

Chapter 2 What is International Law For? in International law (Oxford University Press, 2014).

9.

Koh, H. H. Why Do Nations Obey International Law? Yale Law Journal **106**, 2599–2659 (1996).

10.

Brunnée, J. & Toope, S. J. Legitimacy and legality in international law: an interactional account. vol. Cambridge studies in international and comparative law (Cambridge University Press, 2010).

11.

O'Connell, M. E. Chapter 2 Compliance Theory. in The Power and Purpose of International Law: Insights From the theory & Practices of Enforcement Scholarship (Oxford University Press, 2008).

12.

Higgins, R. Chapter 1 The Nature and function of international law. in Problems and process: international law and how we use it (Clarendon Press, 1994).

13.

Koh, H. H. Why Do Nations Obey International Law? Yale Law Journal **106**, 2599–2659 (1996).

Malanczuk, P. Chapter 1. in Akehurst's modern introduction to international law (Routledge, 1997).

15.

Lowe, A. V. Chapter 1. in International law vol. Clarendon law series (Oxford University Press, 2007).

16.

Dixon, M., McCorquodale, R. & Williams, S. Cases and materials on international law. (Oxford University Press, 2011).

17.

Harris, D. J. Chapter 1. in Cases and materials on international law (Sweet & Maxwell, 2010).

18.

Shaw, M. N. International law. (Cambridge University Press, 2014).

19.

Chapter 2 What is international law for? in International law (Oxford University Press, 2014).

20

Chapter 3. in International law (Oxford University Press, 2014).

21.

Brunnée, J. & Toope, S. J. Legitimacy and legality in international law: an interactional account. vol. Cambridge studies in international and comparative law (Cambridge University Press, 2010).

O'Connell, M. E. Chapter 2 Compliance Theory. in The Power and Purpose of International Law: Insights From the theory & Practices of Enforcement Scholarship (Oxford University Press, 2008).

23.

Higgins, R. Chapter 1 The Nature and function of international law. in Problems and process: international law and how we use it (Clarendon Press, 1994).

24.

Krisch, N. International Law in Times of Hegemony: Unequal Power and the Shaping of the International Legal Order. European Journal of International Law 18, 369–408 (2005).

25.

Franck, Thomas M. Legitimacy in the International System. American Journal of International Law **82**, 705–759 (1988).

26.

Franck, T. M. Fairness in international law and institutions. (Oxford University Press, 1995).

27.

Brunnée, J. & Toope, S. J. Legitimacy and legality in international law: an interactional account. vol. Cambridge studies in international and comparative law (Cambridge University Press, 2010).

28.

Sands, P. Lawless world: making and breaking global rules. (Penguin, 2006).

Charlesworth, H., Chinkin, C. & Wright, S. Feminist approaches to international law. American journal of international law **85**, 613–645 (1991).

30.

Charlesworth, H. & Chinkin, C. M. Theories of international law. in The boundaries of international law: a feminist analysis vol. Melland Schill studies in international law 23–38 (Manchester University Press, 2000).

31.

Allott, P. The health of nations: society and law beyond the state. (Cambridge University Press, 2002).

32.

O'Connell, M. E. Introduction. in The Power and Purpose of International Law: Insights From the theory & Practices of Enforcement Scholarship (Oxford University Press, 2008).

33.

Tesón, F. The Kantian theory of international law. Columbia law review 92, 53–102 (1992).

34.

Slaughter, A.-M. International law in a world of liberal states. European journal of international law **6**, 503–538 (1995).

35.

Reisman, M. The view from the New Haven school of international law. Proceedings of the American Society of International Law **86**, 118–124 (1992).

36.

Goldsmith, J. L. & Posner, E. A. The limits of international law. (Oxford University Press,

2005).

37.

Kennedy, D. A new stream of international law scholarship. Wisconsin international law journal **7**, 1–50 (1988).

38.

Cass, D. Navigating the Newstream: Recent Critical Scholarship in International Law. Nordic Journal of International Law **65**, 341–383 (1996).

39.

Carty, A. Critical international law: recent trends in the theory of international law. European Journal of International Law **2**, 66–96 (1991).

40.

Koskenniemi, M. The politics of international law. European Journal of International Law 1, 4–32 (1990).

41.

Koskenniemi, M. From apology to utopia. (Cambridge University Press, 2006).

42.

Marks, S. The End of History? Reflections on some international legal theses. European Journal of International Law **8**, 449–477 (1997).

43.

Marks, S. The Riddle of All Constitutions. (Oxford University Press, 2003).

Anghie, A. Finding the Peripheries: Sovereignty and Colonialism in Nineteenth-Century International Law. Harvard International Law Journal 40, 1–80 (1999).

45.

Anghie, A. Imperialism, sovereignty, and the making of international law. vol. Cambridge studies in international and comparative law (Cambridge University Press, 2005).

46.

Thirlway, H. Chapter 4 The Sources of International Law. in International law (Oxford University Press, 2010).

47.

Wood, M. What Is Public International Law? The Need for Clarity about Sources. Asian Journal of International Law $\mathbf{1}$, 205–216 (2011).

48.

Statute of the International Court of Justice: Chapter II: Competence of the Court.

49.

Foreign and Commonwealth Office, G. B. Vienna Convention on the law of Treaties; with finlal act of the conference, declarations and resolutions, Vienna, 23 May 1969. (1969).

50.

Legal Status of Eastern Greenland (Denmark v Norway) (PCIJ 1933, Series A/B, No. 53). Publications of the Permanent Court of International Justice (1922-1946), Series A/B: Collection of Judgements, Orders and Advisory Opinions (1933).

51.

International Court of Justice. Aegean Sea Continental Shelf (Greece v. Turkey), Judgment. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1978).

International Court of Justice. Asylum case (Colombia v Peru). Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) 276–278 (1950).

53.

International Court of Justice. Anglo-Norwegian Fisheries case (UK v Norway). Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1951).

54.

International Court of Justice. Jurisdictional Immunities of the State (Germany v Italy), ICJ, Judgement. Judgements, Advisory opinions and Orders by chronological order (2012).

55.

International Court of Justice. North Sea Continental Shelf cases (FRG v Denmark & the Netherlands). Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1969).

56.

International Court of Justice. Nuclear Test cases (Australia v France, New Zealand v France). Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1974).

57.

International Court of Justice. Western Sahara case (Advisory Opinion). Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1975).

International Court of Justice. Military and Paramilitary Activities in and against Nicaragua (Nicaragua v United States of America), Merits, Judgement. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1986).

59.

International Court of Justice. Legality fo the Threat or Use of Nuclear Weapons case (Advisory Opinion). Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1996).

60.

International Court of Justice. Armed Activities (New Application: 2002) case (DRC v Rwanda). Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (2006).

61.

International Court of Justice. Obligation to Prosecute or Extradite (Belgium v Senegal), Judgement. Cases: Judgements, Advisory opinions and Orders by chronological order (20AD).

62.

International Criminal Tribunal for the former Yugoslavia (ICTY). Prosecutor v Anto Furundzija, Judgement, IT-95-17/1-T, Trial Chamber. Trial Judgement (10AD).

63.

Gardiner, R. K. Chapter 2 Treaties. in International law vol. Longman law series (Pearson Education, 2003).

64.

Gardiner, R. K. Chapter 3 General international law: custom, principles and other sources.

in International law vol. Longman law series (Pearson Education, 2003).

65.

Harris, D. J. Chapter 2. in Cases and materials on international law (Sweet & Maxwell, 2010).

66.

Shaw, M. N. Chapter 3. in International law (Cambridge University Press, 2008).

67.

Evans, M. D. International law. (Oxford University Press, 2014).

68.

International Court of Justice. North Sea Continental Shelf cases (FRG v Denmark and the Netherlands). Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1969).

69.

HIggins, R. Chapter 2. in Problems and process: international law and how we use it (Clarendon Press, 1994).

70

Lowe, A. V. Chapter 2. in International law vol. Clarendon law series (Oxford University Press, 2007).

71.

Jennings, R. Y., Lowe, A. V. & Fitzmaurice, M. Fifty years of the International Court of Justice: essays in honour of Sir Robert Jennings. (Cambridge University Press, 1996).

Denza, E. Chapter 14 The Relationship between International and National Law. in International law (Oxford University Press, 2014).

73.

R v Jones (Margaret) [2006] UKHL 16, speech of Lord Bingham, paras 1-36. http://www.bailii.org/uk/cases/UKHL/2006/16.html (2006).

74.

Harris, D. J. Chapter 3. in Cases and materials on international law 61–89 (Sweet & Maxwell, 2010).

75.

Dixon, M., McCorquodale, R. & Williams, S. Chapter 4 International law and national law. in Cases and materials on international law (Oxford University Press, 2011).

76.

Shaw, M. N. Chapter 4. in International law (Cambridge University Press, 2008).

77.

Gardiner, R. K. Chapter 4. in International law vol. Longman law series (Pearson Education, 2003).

78.

Cassese, A. Chapter 12. in International law (Oxford University Press, 2005).

79.

Barrett, J. The United Kingdom and Parliamentary Scrutiny of Treaties: Recent Reforms. International and Comparative Law Quarterly **60**, 225–245 (2011).

Mills, A. The confluence of public and private international law: justice, pluralism and subsidiarity in the international constitutional ordering of private law. (Cambridge University Press, 2009).

81.

Roth, B. Note on Sosa v. Alvarez-Machain. American Journal of International Law **98**, 798–804 (2004).

82.

Shelton, D. Note on Avena and Others. American Journal of International Law **98**, 559–566 (2004).

83.

Collier, J. G. Is International Law Really Part of the Law of England? International & Comparative Law Quarterly **38**, 924–935 (1989).

84.

O'Keefe, R. The Doctrine of Incorporation Revisited. British Yearbook of International Law **79**, 7–85 (2009).

85.

Nollkaemper, A. & Nijman, J. E. New perspectives on the divide between national and international law. (Oxford University Press, 2007).

86.

Fatima, S. Using international law in domestic courts. (Hart, 2005).

Foreign and Commonwealth Office, G. B. Vienna Convention on the law of Treaties; with finlal act of the conference, declarations and resolutions, Vienna, 23 May 1969. (1969).

88.

Fitzmaurice, M. The Practical Working of the Law of Treaties. in International law (Oxford University Press, 2010).

89.

ILC Guide to Practice on Reservations to Treaties. http://legal.un.org/ilc/texts/instruments/english/draft%20articles/1 8 2011.pdf (2011).

90.

International Court of Justice. Reservations to the Convention on Genocide, Advisory Opinion. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1951).

91.

International Court of Justice. Armed Activities on the Territory of the Congo (New Application: 2002) (Democratic Republic of the Congo v. Rwanda), Jurisdiction and Admissibility, Judgment. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (2006).

92.

International Court of Justice. Joint Separate Opinion by Judges Higgins, Kooijmans, Elaraby, Owada and Simma, Armed Activities on the Territory of the Congo (New Application: 2002) (Democratic Republic of the Congo v. Rwanda), Jurisdiction and Admissibility, Judgment. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (2006).

93.

European Court of Human Rights. Case of Belilos v. Switzerland, Appl. No.10328/83, Judgement (Mertis and Just Satisfaction), Court (Plenary), 29 April 1988. Publications of the

European Court of Human Rights: Series A, Judgements and decisions.

94.

Human Rights Committee, U. N. Human Rights Committee, General Comment 24. http://www.ohchr.org/en/hrbodies/ccpr/pages/ccprindex.aspx.

95.

International Court of Justice. Paper Mills on the River Uruguay (Argentina v. Uruguay), Judgement. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (2010).

96.

International Court of Justice. Dispute regarding Navigational and Related Rights (Costa Rica v. Nicaragua), Judgment. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (2009).

97.

International Court of Justice. LeGrand. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (2001).

98.

International Court of Justice. Kasikili/Sedudu Island (Botswana/Namibia), Judgement. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1999).

99.

Responsibilities and obligations of States sponsoring persons and entities with respect to activities in the Area, Advisory Opinion, 1 February 2011, ITLOS Reports 2011. http://www.itlos.org/fileadmin/itlos/documents/cases/case_no_17/17_adv_op_010211_en.pd f (2011).

Gardiner, R. K. Chapter 1. in Treaty interpretation vol. Oxford international law library (Oxford University Press, 2008).

101.

European Court of Human Rights. Witold Litwa v. Poland (Application no. 26629/95), European Court of Human Rights Judgement of 4 April 2000. http://hudoc.echr.coe.int/sites/eng/pages/search.aspx?i=001-58537.

102.

International Court of Justice. Dispute regarding Navigational and Related Rights (Costa Rica v. Nicaragua), Judgment of 13 July 2009. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (2009).

103.

International Court of Justice. Case Concerning Oil Platforms (Islamic Republic of Iran v United States of America), Judgment, 6 November 2003. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (2003).

104.

Text of the draft conclusions on subsequent agreements and subsequent practice in relation to the interpretation of treaties, as provisionally adopted by the Commission at its sixty-fifth session, found in Chapter IV, Report of the International Law Commission Sixty-fifth session (6 May–7 June and 8 July–9 August 2013), General Assembly Official Records, Sixty-eighth session, Supplement No. 10 (A/68/10). http://legal.un.org/ilc/sessions/65/65sess.htm#summary (2013).

105.

Fitzmaurice, M. The Practical Working of the Law of Treaties. in International law (Oxford University Press, 2014).

International Court of Justice. Gabčíkovo-Nagymaros Project (Hungary/Slovakia), Judgment, 25 September 1997. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1997).

107.

Application of the Interim Accord of 13 September 1995 (The Former Yugoslav Republic of Macedonia v. Greece), Judgment of 5 December 2011. http://www.icj-cij.org/docket/index.php?p1=3&p2=5&p3=-1&y=2011 (2011).

108.

Separate Opinion of Judge Simma, Application of the Interim Accord of 13 September 1995 (The Former Yugoslav Republic of Macedonia v. Greece), Judgment of 5 December 2011. http://www.icj-cij.org/docket/index.php?p1=3&p2=3&PHPSESSID=&case=142&code=aci&p3=4 (2011).

109.

Bowett, D. W. Reservations to Non-Restricted Multilateral Treaties. British Yearbook of International Law 48, 67–90 (1977).

110.

McRae, D. M. The Legal Effect of Interpretative Declarations. British Yearbook of International Law 49, 155–173 (1979).

111.

Mclachlan, C. The Principle of Systemic Integration and Article 31(3)(C) of the Vienna ConventionTION. International & Comparative Law Quarterly **54**, (2005).

112.

International Court of Justice. Their title: Certain Norwegian Loans. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1957).

International Court of Justice. Their preamble: Libyan Arab Jamahiriya/Chad, para 52. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1994).

114.

International Court of Justice. Their preamble: Costa Rica v. Nicaragua, para. 79. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (2009).

115.

International Court of Justice. The preparatory works: Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory, Advisory Opinion. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (2004).

116.

International Court of Justice. A programmatic provision: Oil Platforms (Islamic Republic of Iranv. United States of America), Preliminary Objection, Judgment. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1996).

117.

International Court of Justice. An article showing the major concern of the parties: Kasikili/Sedudu Island. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1999).

118.

Buffard, I. & Zemanek, K. The 'Object and Purpose' of a Treaty: An Enigma? Austrian Review of International and European Law (ARIEL) **3**, 311–343 (1998).

Simma, B. Reflections on Article 60 of the Vienna Convention on the Law of Treaties and its Background in General International Law.

C

sterreichische Zeitschrift

fu

r

0

ffentliches Recht (Austrian Journal of Public and International Law) 20, 5-83 (1970).

120.

Greig, D. W. Reciprocity, Proportionality, and the Law of Treaties. Virginia Journal of International Law **34**, 295–404 (1993).

121.

Crawford, J. & Olleson, S. Exception of Non-performance: Links between the Law of Treaties and the Law of State Responsibility, The. Australian Year Book of International Law **21**, 55–74 (2000).

122.

Siciliano, L.-A. The Relationship Between Reprisals and Denunciation or Suspension of a Treaty. European Journal of International Law **4**, 341–359 (1993).

123.

Staker, C. Chapter 11 Jurisdiction. in International law (Oxford University Press, 2014).

124.

Fox, H. Chapter 12 International law and restraints on the exercise of jurisdiction by national courts of states. in International law (Oxford University Press, 2014).

Wickremasinghe, C. Chapter 13 Immunities enjoyed by officials of states and international organizations. in International law (Oxford University Press, 2014).

126.

Mills, A. & Trapp, K. Smooth Runs the Water Where the Brook is Deep: The Obscured Complexities of Germany v Italy. Cambridge Journal of International and Comparative Law 1, 153–168 (2012).

127.

Public General Acts 1978: Chapter 33: State Immunity Act. in The public general acts and General Synod measures (H.M.S.O, 1972).

128.

Dixon, M., McCorquodale, R. & Williams, S. Chapter 8 Jurisdictional Sovereignty. in Cases and materials on international law (Oxford University Press, 2011).

129.

Dixon, M., McCorquodale, R. & Williams, S. Chapter 9 Immunities. in Cases and materials on international law (Oxford University Press, 2011).

130.

Simma, B. & Muller, A. Chapter 6 Exercise and limits of jurisdiction. in The Cambridge companion to international law (Cambridge University Press, 2012).

131.

Harris, D. J. Chapter 6. in Cases and materials on international law (Sweet & Maxwell, 2010).

HIggins, R. Chapter 4 Allocating Competence: Jurisdiction. in Problems and process: international law and how we use it (Clarendon Press, 1994).

133.

HIggins, R. Chapter 5 Exceptions to Jurisdictional Competence. in Problems and process: international law and how we use it (Clarendon Press, 1994).

134.

Crawford, J. Chapter 21 Jurisdictional Competence. in Brownlie's principles of public international law (Oxford University Press, 2012).

135

Crawford, J. Chapter 22 Privileges and Immunities of Foreign States. in Brownlie's principles of public international law (Oxford University Press, 2012).

136.

Shaw, M. N. Chapter 12 Jurisdiction. in International law (Cambridge University Press, 2008).

137.

Shaw, M. N. Chapter 13 Immunities. in International law (Cambridge University Press, 2008).

138.

O'Keefe, R. Universal Jurisdiction: Clarifying the Basic Concept. Journal of International Criminal Justice **2**, 735–760 (2004).

139.

International Court of Justice. Case Concerning the Arrest Warrant of 11 Apr.2000 (Congo v Belgium), Judgement, 14 February 2002. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of

judgments, advisory opinions and orders (ICJ Reports) (2002).

140.

O'Keefe, R. State Immunity and Human Rights: Heads and Walls, Hearts and Minds. Vanderbilt Journal of Transnational Law **44**, 999–1046 (2011).

141.

Stephens, B. Abusing the Authority of the State: Denying Foreign Official Immunity for Egregious Human Rights Abuses. Vanderbilt Journal of Transnational Law **44**, 1163–1184 (2011).

142

International Court of Justice. Certain Questions of Mutual Assistance in Criminal Matters (Djibouti v. France), ICJ, 4 June 2008. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (2008).

143.

Jurisdictional Immunities of the State (Germany v. Italy), Judgement, 3 February 2012. http://www.icj-cij.org/docket/index.php?p1=3&p2=5&p3=-1&y=2012 (2012).

144.

R. v Bow Street Metropolitan Stipendiary Magistrate Ex p. Pinochet Ugarte (No.3), [2000] 1 A.C. 147 (HL), [1999] UKHL 17.

http://www.publications.parliament.uk/pa/ld199899/ldjudgmt/jd990324/pino1.htm.

145.

European Court of Human Rights. Al Adsani v The United Kingdom ECtHR No 35763/97. Publications of the European Court of Human Rights: Series A, Judgements and decisions (2001).

International Decisions. American Journal of International Law 677–705 (2002).

147.

Jones v. Minister of the Interior, Saudi Arabia and Aziz [2006] UKHL 26. http://www.publications.parliament.uk/pa/ld200506/ldjudgmt/jd060614/jones-1.htm.

148.

Judgment of the Appeals Chamber of the Special Court for Sierra Leone in the Taylor Case, 24 May 2004. http://www.rscsl.org.

149.

Frulli, M. The question of Charles Taylor's Immunity. Journal of International Criminal Justice **2**, 1118–1129.

150.

United Nations. United Nations Convention on Jurisdictional Immunities of States and their Property annexed to UNGA Resolution 59/38 (16 December 2004). Treaty series: treaties and international agreements registered or filed and recorded with the Secretariat of the United Nations (2004).

151.

International and Comparative Law Quarterly (ICLQ). 55, (2006).

152.

Akande, Dapo. International Law Immunities and the International Criminal Court. American Journal of International Law **98**, (2004).

153.

Hague Academy of International Law. Recueil des cours de l'Académie de Droit International de la Haye: Collected courses of the Hague Academy of International L.

Charter of the United Nations, together with the Statute of the International Court of Justice. (1945).

155.

United Nations. Declaration on Principles of International Law Concerning Friendly Relations and Co- Operation among States in Accordance with the Charter of the United Nations, General Assembly, Resolution 2625 (XXV), 24 Oct 1970, UN Doc. A/2625, Annex. http://research.un.org/en/docs/ga/quick/regular/25 (1970).

156.

United Nations. UN Definition of Aggression, General Assembly, Resolution 3314 (XXIX), 14 December 1974, UN Doc. A/ 3314, Annex. http://research.un.org/en/docs/ga/quick/regular/29.

157.

Convention for the Pacific Settlement of International Disputes (1899). http://www.pca-cpa.org/showpage.asp?pag_id=1187 (1899).

158.

Covenant of the League of Nations (1919). http://avalon.law.yale.edu/20th century/leagcov.asp (1919).

159

Kellogg-Briand Pact (1928) (Treaty for the Renunciation of War as an Instrument of National Policy, Aug. 27 1928). https://avalon.law.yale.edu/20th_century/kbpact.asp (1928).

160.

International Court of Justice. Military and Paramilitary Activities in and against Nicaragua (Nicaragua v USA), Judgment of 27 June 1986, [1986] ICJ Reports 14. Recueil des arrêts,

avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1986).

161.

Oil Platforms Case (Iran v USA), Judgment of 16 November 2003, [2003] ICJ Reports; Separate Opinion of Judge Simma.

162.

International Court of Justice. Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory (Advisory Opinion), [2004] ICJ Reports 135. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (2004).

163.

International Court of Justice. Case Concerning Armed Activities on the Territory of the Congo (DRC v Uganda), Judgment, [2005] ICJ Rep. 168. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (2005).

164.

International Court of Justice. The Corfu Channel Case, [1949] ICJ Reports 4. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1949).

165.

Guyana v Suriname Arbitration (2008). International Legal Materials 47, (2008).

166.

International Court of Justice. Legality of the Threat or Use of Nuclear Weapons, Advisory Opinion, [1996] ICJ Rep. 226. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1996).

International Court of Justice. Legal Consequences for States of the Continued Presence of South Africa in Namibia (South-West Africa) notwithstanding Security Council Resolution 276 (1970) (Advisory Opinion) [1971] ICJ Rep 16. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1971).

168.

International Court of Justice. Certain Expenses of the UN (Advisory Opinion) [1962] ICJ Rep 151, 162-7. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1962).

169.

Wilmshurst, E. The Chatham House Principles of International Law on the Use of Force in Self-Defense. International and Comparative Law Quarterly **55**, 963–972 (2006).

170.

Gray, C. D. International law and the use of force. vol. Foundations of public international law (Oxford University Press, 2008).

171.

Trapp, K. N. Back to Basics: Necessity, Proportionality, and the Right of Self-Defence Against Non-State Terrorist Actors. International & Comparative Law Quarterly **56**, (2007).

172.

The Use of Force Against Terrorists [Articles by Tams and Trapp, see Student note for details]. European Journal of International Law **20**, (2009).

Franck, T. M. Who Killed Article 2(4)? American Journal of International Law **64**, 809–837 (1970).

174.

Reisman, W. Unilateral action and the transformations of the world constitutive process: the special problem of humanitarian intervention. European Journal of International Law 11, 3–18 (2000).

175.

Brierly, J. L. International Law and the Resort to Armed Force. Cambridge Law Journal 4, 308–319 (1930).

176.

Schachter, O. Self-Defence and the Rule of Law. American Journal of International Law 83, 259–277 (1989).

177.

Gill, T. D. The Temporal Dimension of Self-Defence: Anticipation, Preemption, Prevention and Immediacy. Journal of Conflict & Security Law 11, 361–370 (2006).

178.

Caron, D. D. The Legitimacy of the Collective Authority of the Security Counci. American Journal of International Law **87**, 552–588 (1993).

179.

Koskenniemi, M. The Place of Law in Collective Security. Michigan Journal of International Law **17**, 455–490 (1996).

180.

Gowlland-Debbas, V. The Limits of Unilateral Enforcement of Community Objectives in the Framework of UN Peace Maintenance. European Journal of International Law 11, 361–384

(2000).

181.

Simma, B. NATO, the UN and the use of force: Legal Aspects. European Journal of International Law $\mathbf{10}$, (1999).

182.

Crawford, J. & Olleson, S. Chapter 15 The Nature and Forms of International Responsibility. in International law (Oxford University Press, 2014).

183.

International Law Commission (ILC). International Law Commission - Texts, instruments and final reports - State responsibility. http://legal.un.org/ilc/texts/9 6.htm (2002).

184.

International Law Commission (ILC). International Law Commission - Articles on Diplomatic Protection. http://www.un.org/law/ilc/ (2006).

185.

Gaja, G. Chapter 62 The Concept of an Injured State. in The law of international responsibility vol. Oxford commentaries on international law (Oxford University Press, 2010).

186.

Condorelli, L. & Kress, C. Chapter 18 The Rules of Attribution: General Considerations. in The law of international responsibility vol. Oxford commentaries on international law (Oxford University Press, 2010).

187.

Szurek, S. Chapter 32 The Notion of Circumstances Precluding Wrongfulness. in The law of international responsibility vol. Oxford commentaries on international law (Oxford

University Press, 2010).

188.

Dugard, J. Chapter 73 Diplomatic Protection. in The law of international responsibility vol. Oxford commentaries on international law (Oxford University Press, 2010).

189.

Francisco Mallen (United Mexican States) v. U.S.A. 27 April 1927. Reports of International Arbitral Awards IV, Part I, 173–190 (1927).

190.

Case concerning the differences between New Zealand and France arising from the Rainbow Warrior affair, 6 July 1986. Reports of International Arbitral Awards XIX, Part V, 199–221 (1986).

191.

Case concerning the difference between New Zealand and France concerning the interpretation or application of two agreements concluded on 9 July 1986 between the two States and which related to the problems arising from the Rainbow Warrior affair. Reports of International Arbitral Awards XX, Part III, 215–284 (1990).

192.

International Court of Justice. Military and Paramilitary Activities in and against Nicaragua (Nicaragua v. United States of America) [1986] ICJ Reports 14. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1986).

193.

International Court of Justice. Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Bosnia and Herzegovina v. Serbia and Montenegro, Judgment, [2007] ICJ Reports; Separate Opinion of Judge Al Khasawneh. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (2007).

International Court of Justice. United States Diplomatic and Consular Staff in Tehran (United States of America v. Iran) [1980] ICJ Reports 3. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1980).

195.

International Court of Justice. Case Concerning the Gabcikovo-Nagymaros Project (Hungary/Slovakia) ('The Danube Dam Case') [1997] ICJ Reports 7. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1997).

196.

International Court of Justice. Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territories [2004] ICJ Reports 136; Judge Higgins' separate opinion; Judge Kooijmans' separate opinion. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (2004).

197.

Chorzow Factory Case (Jurisdiction) (PCIJ 1927, Ser. A, No. 9). Publications of the Permanent Court of International Justice (1922-1946), Series A: Collection of Judgements (1927).

198.

Chorzow Factory Case (Merits) (PCIJ 1928, Ser. A, No. 17). Publications of the Permanent Court of International Justice (1922-1946), Series A: Collection of Judgements (1928).

199.

Mavrommatis Palestine Concessions Case (PCIJ 1924, Ser. A, No.2). Publications of the Permanent Court of International Justice (1922-1946), Series A: Collection of Judgements (1924).

International Court of Justice. Nottebohm Case, [1955] ICJ Rep. p.4. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1955).

201.

International Court of Justice. Barcelona Traction, Light and Power Company, Limited, Judgment, [1970] ICJ Rep 3. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1970).

202.

England and Wales Court of Appeal (Civil Division). Al Rawi & Ors, R (on the application of) v Secretary of State for Foreign & Commonwealth Affairs & Anor [2006] EWCA Civ 1279 (12 October 2006). http://www.bailii.org/ew/cases/EWCA/Civ/2006/1279.html.

203.

Parlett, K. British Residents at Guantanamo Bay. The Cambridge Law Journal **66**, 1–3 (2007).

204.

International Court of Justice. South West Africa (Second Phase, Judgment) [1966] ICJ Rep. 6. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1966).

205.

International Court of Justice. Barcelona Traction Case (Belgium v Spain) (Judgment) [1970] ICJ Rep. 3. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1970).

International Court of Justice. East Timor (Portugal v. Australia), Judgment, [1995] ICJ Rep. 90. Recueil des arrêts, avis consultatifs et ordonnances / Cour Internationale de Justice = International Court of Justice / Reports of judgments, advisory opinions and orders (ICJ Reports) (1995).

207.

Crawford, J. & Olleson, S. The Continuing Debate on a UN Convention on State Responsibility. International & Comparative Law Quarterly **54**, (2005).

208.

Crawford, J. ILC's Articles on Responsibility of States for Internationally Wrongful Acts: A Retrospect, The. American Journal of International Law **96**, 874–890 (2002).

209.

Koskenniemi, M. Solidarity Measures: State Responsibility as a New International Order? British Yearbook of International Law 337–356 (2002) doi:10.1093/bybil/72.1.337.

210.

Allott, P. State responsibility and the unmaking of international law. Harvard International Law Journal **29**, 1–26 (1988).

211.

Pellet, A. Can a State Commit a Crime? Definitely, Yes! European Journal of International Law **10**, 425–434 (1999).

212.

Dupuy, P.-M. Implications of the Institutionalisation of International Crimes of States. in International crimes of state: a critical analysis of the ILC`s Draft Article 19 on State Responsibility vol. Series A-Law / European University Institute 170–188 (de Gruyter, 1989).

Crawford, J. R. Counter-Measures as Interim Measures. European Journal of International Law **5**, 65–76 (1994).

214.

Merrills, J. Chapter 19 The Means of Dispute Settlement. in International law (Oxford University Press, 2010).

215.

Thirlway, H. Chapter 20 The International Court of Justice. in International law (Oxford University Press, 2014).

216.

Shaw, M. N. International law. (Cambridge University Press, 2008).

217.

Crawford, J. & Brownlie, I. Brownlie's principles of public international law. (Oxford University Press, 2012).