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<td>Interventions in Civil Wars</td>
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Classification of Conflicts in International Humanitarian Law—Noam Zamir 2017-02-24 Noam Zamir provides a thorough examination of the theoretical basis of classification of conflicts in international humanitarian law (IHL), with special focus on the legal impact of armed foreign intervention in civil wars. Classification of Conflicts in International Humanitarian Law enriches the discourse on IHL by providing an in-depth analysis of classification of conflicts and examining recent civil wars with foreign interventions, such as the Libyan civil war (2011), Mali civil war (2012-2015) and the ongoing civil war in Yemen.

Panel on "International Law and Civil Wars - II"—Quincy Wright 1967* Typescript (photocopy).

The Oxford Handbook of the Use of Force in International Law—Marc Weller 2015-01-15 The prohibition of the use of force in international law is one of the major achievements of international law in the past century. The attempt to outlaw war as a means of national policy and to establish a system of collective security after both World Wars resulted in the creation of the United Nations Charter, which remains a principal point of reference for the law on the use of force to this day. There have, however, been considerable challenges to the law on the prohibition of the use of force in international law is one of the major achievements of international law in the past century. The attempt to outlaw war as a means of national policy and to establish a system of collective security after both World Wars resulted in the creation of the United Nations Charter, which remains a principal point of reference for the law on the use of force to this day. There have, however, been considerable challenges to the law on the prohibition of the use of force over the past two decades. This Oxford Handbook is a comprehensive and authoritative study of the modern law on the use of force. Over seventy experts in the field offer a detailed analysis, and to an extent a restatement, of the law in this area. The Handbook reviews the status of the law on the use of force, and assesses what changes, if any, have occurred in consequence to recent developments. It offers cutting-edge and up-to-date scholarship on all major aspects of the prohibition of the use of force. The work is set in context by an extensive introductory section, reviewing the history of the subject, recent challenges, and addressing major conceptual approaches. Its second part addresses collective security, in particular the law and practice of the United Nations organs, and of regional organizations and arrangements. It then considers the substance of the prohibition of the use of force, and of the right to self-defence and associated doctrines. The next section is devoted to armed action undertaken on behalf of peoples and populations. This includes self-determination conflicts, resistance to armed occupation, and forcible humanitarian and pro-democratic action. The possibility of the revival of classical, expansive justifications for the use of force is then addressed. This is matched by a final section considering new security challenges and the emerging law in relation to them. Finally, the key arguments developed in the book are tied together in a substantive conclusion. The Handbook will be essential reading for scholars and students of international law and the use of force, and legal advisers to both government and NGOs.


The Syrian Conflict's Impact on International Law—Michael P. Scharf 2020-03-26 Written as the decade-long Syria conflict neared an end, this is the first book-length treatment of how the Syrian war has changed international law. In The Syrian Conflict's Impact on International Law, the authors explain the history of the current conflict in Syria and discuss the principles and process of customary international law formation and the phenomenon of accelerated formation of customary international law known as Grotian Moments. They then explore specific examples, including how use of force against ISIS in Syria has changed the law of self-defense against non-state actors, how the allied airstrikes in response to Syria's use of chemical weapons have changed the law of humanitarian intervention, and others. This book seeks to contribute both to understanding the concept of accelerated formation of customary international law and the specific ways the Syria conflict has led to development of new norms and principles in several areas of international law.

International Law and New Wars—Christine Chinkin 2017-04-27 Examines the difficulties in applying international law to recent armed conflicts known as 'new wars'.

Wars of Law—Tanisha M. Fazal 2018-05-15 "This book assesses the unintended consequences of the proliferation of the laws of war for both interstate and civil wars over the past two centuries".

War, Conflict and Human Rights—Chandra Lekha Sritam 2017-08-02 War, Conflict and Human Rights is an innovative inter-disciplinary textbook, combining aspects of law, politics and conflict analysis to examine the relationship between human rights and armed conflict. This third edition has been fully revised and updated, and contains a completely new chapter on business, conflict and human rights. Making use of both theoretical and practical approaches, the authors: examine the tensions and complementarities between protection of human rights and resolution of conflict - the competing political demands and the challenges posed by internal armed conflict and the increasing role of nonstate actors, including corporations, in armed conflicts; explore the scope and effects of human rights violations in contemporary armed conflicts, such as in Sierra Leone, Sudan, South Sudan, the Democratic Republic of Congo and the former Yugoslavia; assess the legal and institutional accountability mechanisms developed in the wake of armed conflict to punish violations of human rights law and international humanitarian law such as the ad hoc tribunals for the former Yugoslavia and Rwanda, hybrid or internationalized tribunals and the International Criminal Court; discuss continuing and emergent global trends and challenges in the fields of human rights and conflict analysis. This volume will be essential reading for students of war and conflict studies, human rights and international humanitarian law, and highly recommended for students of conflict resolution, peacebuilding, international security, transitional justice and international relations generally.

Compliant Rebels—Hyeran Jo 2015-08-21 Seventeen million people have died in civil wars and rebel violence has disrupted the lives of millions more. In a fascinating contribution to the active literature on civil wars, this book finds that grave contemporary rebel groups actually come with internals that have amud the brutality of civil conflicts around the world. Rather than celebrating the existence of compliant rebels, the author traces the cause of this phenomenon and argues that compliant rebels emerge when rebel groups seek legitimacy in the eyes of domestic and international audiences that care about humanitarian consequences and human rights. By examining rebel groups' different behaviors such as civilian killing, child soldiering, and allowing access to detention centers, Compliant Rebels offers key messages and policy lessons about engaging rebel groups with an eye toward reducing civilian suffering in war zones.

Israel Yearbook on Human Rights, Volume 50 (2020)—Yoram Dinstein 2020-09-25 The Israel Yearbook on Human Rights- an annual published under the auspices of the Faculty of Law of Tel Aviv University since 1971- is devoted to publishing studies by distinguished scholars in Israel and other countries on human rights in peace and war, with particular emphasis on problems relevant to the State of Israel and the Jewish people.

Rebellions and Civil Wars—Patrick Dumberry 2021-11-18 This book analyses all relevant questions of State responsibility and contribution arising from the conduct of rebels and governments in the context of civil wars and rebellions aiming at the establishment of a new government or the creation of a new State. Based on a comprehensive analysis of both old and recent State practice, and case law, including investment awards, as well as the works of scholars and the International Law Commission, the book identifies ten basic rules which can be used by States and international tribunals. It explains the history, content and scope of application of the specific solutions adopted in Article 10 of the International Law Commission Articles on State responsibility to address particular problems. The book also critically revisits some of the subtopics that have been put forward by tribunals and scholars, and examines a number of questions which have never been addressed by them before.


The Syrian Conflict's Impact on International Law—Michael P. Scharf 2020-03-26 Written as the decade-long Syria conflict neared an end, this is the first book-length treatment of how the Syrian war has changed international law. In The Syrian Conflict's Impact on International Law, the authors explain the history of the current conflict in Syria and discuss the principles and process of customary international law formation and the phenomenon of accelerated formation of customary international law known as Grotian Moments. They then explore specific examples, including how use of force against ISIS in Syria has changed the law of self-defense against non-state actors, how the allied airstrikes in response to Syria's use of chemical weapons have changed the law of humanitarian intervention, and others. This book seeks to contribute both to understanding the concept of accelerated formation of customary international law and the specific ways the Syria conflict has led to development of new norms and principles in several areas of international law.
International Law and Transitional Governance - Emmanuel H. D. De Groof 2020-05-05 This volume examines the role of international law in shaping and regulating transitional contexts, including the institutions, policies and procedures at the heart of constitutional reform in countries affected by catalytic events. The book offers a new perspective on the phenomenon of conflict-related transitions, whereby states are re-constitutionalized through a set of interim governance arrangements subject to variable degrees of internationalization. Specifically, this volume interrogates the relevance, contribution and perils of international law for this increasingly widespread phenomenon of inserting an auxiliary phase between two ages of constitutional governance. It develops a more nuanced understanding of the various international legal discourses surrounding conflict- and political crisis-related transitional governance by studying the contextual factors that influence the transitional arrangements themselves, with a specific focus on international aspects, including norms, actors and related forms of expertise. In doing so, the book builds an important bridge between comparative constitutional law and international and legal scholarship in the practical and highly dynamic terrain of transitional governance. This book will be of much interest to practitioners and students of international law, diplomacy, mediation, security studies and International Relations.

The Law Against War - Olivier Corten 2021-07-29 Praise for previous edition: "...a comprehensive, meticulously-researched study of contemporary international law governing the use of armed force in international relations..." Andrew Garwood-Gowers, Queensland University of Technology Law Review, Volume 12(2) When this first English language edition of The Law Against War published it quickly established itself as a classic. Detailed, analytically rigorous and comprehensive, it provided an indispensable guide to the legal framework regulating the use of force. Now a decade on the much anticipated new edition brings the work up to date. It looks at new precedents arising from the Arab Spring; the struggle against the "Islamic State" in Iraq and Syria; and the conflicts in Ukraine and Yemen. It also reflects the new doctrinal debates surrounding recent state practice. Previous positions are reconsidered and in some cases revised, notably the question of consensual intervention and the very definition of force, particularly, to accommodate targeted extrajudicial executions and cyber-operations. Finally, the new edition provides detailed coverage of the concept of self-defense, reflecting recent interpretations of the International Court of Justice and the ongoing controversies surrounding its definition and interpretation.

Routledge Handbook of Civil Wars - Edward Newman 2014-02-18 This comprehensive new Handbook explores the significance and nature of armed intrastate conflict and civil war in the modern world. Civil wars and intrastate conflict represent the principal form of organised violence since the end of World War II, and certainly in the contemporary era. These conflicts have a huge impact and drive major political change within the societies in which they occur, as well as on an international scale. The global importance of recent intrastate and regional conflicts in Afghanistan, Pakistan, Iraq, Somalia, Nepal, Cote d’Ivoire, Syria and Libya – amongst others – has served to refocus academic and policy interest upon civil war. Drawing together contributions from key thinkers in the field who discuss the sources, causes, duration, nature and recurrence of civil wars, as well as their political meaning and international impact, the Handbook is organised into five key parts: Part I: Understanding and Explaining Civil Wars: Theoretical and Methodological Debates Part II: The Causes of Civil Wars Part III: The Nature and Impact of Civil Wars Part IV: International Dimensions Part V: Termination and Resolution of Civil Wars Covering a wide range of topics including micro-level issues as well as broader debates, Routledge Handbook of Civil Wars will set a benchmark for future research in the field. This volume will be of much interest to students of civil wars and intrastate conflict, ethnic conflict, political violence, peace and conflict studies, security studies and IR in general.

What Do We Know about Civil Wars? - T. David Mason 2016-05-05 In this timely book, leading scholars guide us through what the latest research tells us about the onset, duration, outcomes, and recurrence of civil wars, as well as the ongoing consequences of conflicts in war-torn countries such as Syria, Sudan, and Rwanda.

Quagmire in Civil War - Jonah Schlufter-Wohl 2019-12-31 Rebutts the pervasive ‘folk’ notion that quagmire is intrinsic to a country or civil war. Shows that quagmire is made, not found.

International Mediation in Civil Wars - Timothy D Sisk 2009-01-08 This book evaluates the role of international mediators in bringing civil wars to an end and makes the case for ‘powerful peacemaking’ – using incentives and sanctions – to leverage parties into peace. As internal violence within countries is a hugely significant threat to international peace in the post-Cold War era, the question of how these wars end has become an urgent research and policy question. This volume explores a critical aspect of peacemaking that has yet to be sufficiently evaluated: the turbulent period beyond the onset of formal or open negotiations to end civil wars and the clinching of an initially sustainable negotiated settlement. The book argues that the transnational flow of weapons, resources, and ideas means that when civil wars today end, they are more likely to do so at the negotiating table than on the battlefield. It uses bargaining theory to develop an analytical framework to evaluate peace processes – moving from stalemate in wars to negotiated settlement – and it rigorously analyses the experiences of five cases of negotiated transitions from war and the role of international mediators: South Africa, Liberia, Burundi, Kashmir, and Sri Lanka.

Constitutions and Conflict Management in Africa - Alan J. Kuperman 2015-06-18 Each of Africa’s countries has a different constitutional design, is characterized by a unique culture and history, and faces different stresses that threaten to undermine political stability. Presenting the first database of constitutional design in all African countries, along with seven original case studies, Constitutions and Conflict Management in Africa explores the types of domestic political institutions that can buffer societies from destabilizing changes that otherwise increase the risk of war. With detailed comparative studies of Burundi, Ghana, Kenya, Nigeria, Senegal, Sudan, and Zimbabwe, contributing scholars identify key turning points at which a state’s political institutions either mitigated or escalated the effects of economic, environmental, demographic, and political shocks. They find that stability can be promoted by various constitutional designs—not only by accommodative institutions that encourage centralization and multiculturalism, but also by institutions that characterize the constitutions of most African countries. The greatest danger may arise from partial or inequitable accommodation that can exacerbate societal tensions, culminating in violence up to and including civil war and genocide. Accordingly, Constitutions and Conflict Management in Africa cautions against the typical international prescription for radical reform to replace Africa’s existing constitutions with accommodative designs, instead prescribing more gradual constitutional reform to strengthen liberal institutions, such as strong judiciaries and independent judicial commissions. This detailed and methodical volume provides vital lessons for fostering democracy and reducing civil conflict via constitutional reform in Africa and beyond. Contributors: Justin Orlando Fosini, Gilbert M. Khadiagala, Alan J. Kuperman, Karly Kuperberg, Eli Poupko, Eghosa E. Osaghae, Andrew Reynolds, Filip Reynjens, Arame Tall, Hiliary Thomas-Lake, Stefan Wolff, I. William Zartman.

Military Assistance on Request and the Use of Force - Erika De Wet 2020-03-26 In countries such as Syria, Iraq, South Sudan, and Yemen, internationally recognized governments embroiled in protracted armed conflicts, and with very little control over their territory, have requested direct military assistance from other states. These requests are often accepted by the other states, despite the circumvention of the United Nations Security Council and international humanitarian law. Despite these challenges, the UN’s Brahimi Report recognizes the authority entitled to extend a request for (or consent to) direct military assistance, as well as the type of situations in which such assistance may be requested, notably whether it may be requested during a civil war. Ultimately, De Wet addresses the question of if and to what extent the proliferation of military assistance on the request of a de facto government in changing the rules in international law applying to the use of force.

An Introduction to the International Law of Armed Conflicts - Robert Kolb 2008-09-17 This book provides a modern and basic introduction to a branch of international law constantly gaining in importance in international life, namely international humanitarian law (the law of armed conflict). It is constructed in a way suitable for self-study. The subject-matters are discussed in self-contained chapters, allowing each to be studied independently of the others. Among the subject-matters discussed are, inter alia: the relationship between jus ad bellum / jus in bello; Historical Evolution of IHL; Basic Principles and Sources of IHL; Martens Clause; International and Non-International Armed Conflicts; Material, Spatial, Personal and Temporal Scope of Application of IHL; Special Agreements under IHL; Role of the ICRC; Targeting; Objects Specifically Protected against Attack; Prohibited Weapons; Perfidy; Reprisals; Assistance of the Wounded and Sick; Definition of Combatants; Protection of...
The Kurdish Conflict- Kerim Yildiz 2010-06-21 This book is highly topical considering the recent resurgence of violence by the PKK, the incursions into Northern Iraq by the Turkish army and security forces and Turkey's EU accession negotiations. Turkey has become an increasingly important player in Middle Eastern geopolitics. More than two decades of serious conflict in Turkey are proving to be a barrier to improved relations between Turkey and the EU. This book is the first study to fully address the legal and political dimensions of the conflict, and their impact on mechanisms for conflict resolution in the region, offering a scholarly exploration of a debate that is often politically and emotionally highly charged. Kerim Yildiz and Susan Breau look at the practical application of the law of armed conflicts to the ongoing situation in Turkey and Northern Iraq. The application of the law in this region also means addressing larger questions in international law, global politics and conflict resolution. Examples include belligerency in international law, whether the 'War on Terror' has resulted in changes to the law of armed conflict and terrorism and conflict resolution. The Kuwaiti Conflict explores the practical possibilities of conflict resolution in the region, examining the political dynamics of the region, and suggesting where lessons can be drawn from other peace processes, such as in Northern Ireland. This book will be of great value to policy-makers, regional experts, and others interested in international humanitarian law and conflict resolution.

Non-International Armed Conflicts in International Law- Yoram Dinstein 2021-01-31 This dispassionate analysis of the legal implications of non-national armed conflicts explores the rules regulating the conduct of internal hostilities, as well as the consequences of intervention by foreign States, the role of the UN Security Council, the effects of recognition, State responsibility for wrongdoing by both Governments and insurgents, the interface with the law of human rights and the notion of war crimes. The author addresses both conceptual and specific issues, such as the complexities of 'failing' States or the recruitment and use of child soldiers. He makes use of the extensive case law of international courts and tribunals, in order to identify and set out customary international law. Much attention is also given to the contents of available treaty texts. This new updated edition takes into account the latest events in terms of the practice of States, judicial pronouncements and UN Security Council resolutions.

An Outline of International Law- Dominique De Stoop 2019-03-01 Written by Dr. Dominique De Stoop, former Senior Assistant Secretary of the International and General Legal Branch of the Australian Ministry of Foreign Affairs and Trade, An Outline of International Law offers a clear, comprehensive explanation of the multifaceted realm of international law. Dr. De Stoop provides background information on the sources of international laws, their scope, and their effectiveness. Each chapter covers a specific area of law, including the following: - Treaty negotiations - State sovereignty - Human rights and refugee rights - Criminal offences and terrorism - The law of the sea and international shipping law - Environmental law and conservation - International and domestic armed conflicts - Disarmament and arms control - Economic and trade law A valuable resource for law students, civil servants and members of intergovernmental organizations, An Outline of International Law is your inclusive guide to the international agreements, customary international laws and judicial decisions governing the global community.

Case Concerning Military and Paramilitary Activities in and Against Nicaragua (Nicaragua v. United States of America)-International Court of Justice 2000

U.S. National Security Law- H. L. Pohlman 2018-07-12 This text examines U.S. national security policy making through the lens of international law. The chapters consist of selected excerpts of primary readings to address the question of whether Congress and the President should conform their laws, policies, and actions to the dictates of international law regardless of the nature of the threat.

From War to the Rule of Law- J. J. C. Voorhoeve 2007 As recent events in Iraq demonstrate, countries that have suffered civil war or rule by military regime can face a long, difficult transition to peaceful democracy. Drawing on the experiences of Bosnia, Haiti, Rwanda and Afghanistan, this outstanding volume demonstrates that newly emerging democracies need more than emergency economic support: restoring the rule of law can involve the training of a new police force, for example, or the creation of an international war crimes tribunal. Concluding with specific recommendations for the UN and EU members, Voorhoeve reminds us that disregard for human rights or delay in civilian reconciliation can lead to resurgences of violence.

The American Civil War (1861-1865)- Quincey Wright 1967

An International Law of Guerrilla Warfare- Keith Suter 1984