

The Right to Self-Determination under International Law

Self-determination, decolonization, and the right to self-determination

Monique Spektor



Online Book Right Self Determination Under International Law

Tao Wei

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Modern Law of Self-Determination Christian Tomuschat, 2023-08-21 Modern Law of Self Determination examines the significance of the right to self determination in the new world order For decades self determination was seen as a right of colonial peoples Now the decolonization process has come to an end its scope and meaning need to be re examined Increasingly the ethnic groups within established nation States claim some separate political status In extreme cases of persecution of an ethnic group by a ruling majority secession may provide the only viable remedy to resolve the conflict However international law cannot promote a general Balkanization of the globe The legitimate interests of all ethnic groups should be accommodated within the framework of existing States Self determination which today is predominantly understood as implying a right to independent statehood may have to be re interpreted as conferring no more than a right to autonomy or federal statehood Such a conception is in line with a modern tendency that highlights the necessary internal dimension of self determination Modern Law of Self Determination is based on papers delivered at a conference in Bonn in August 1992 which have been updated and reviewed by the authors in light of the discussions following their presentation

Russia and the Right to Self-determination in the Post-Soviet Space Johannes Socher, 2021 This book shows that Russia has a distinct approach to the right to self determination that sets it apart from Western States and from Soviet state practice Drawing on analysis of seven secessionist conflicts and a detailed study of Russian sources it traces how Russian engagement with self determination has changed over the past three decades [Self-determination in International Law](#) Robert McCorquodale, 2000 The right of self determination affects many areas of international law from sovereignty over territory and human rights to decisions on the recognition of new States and the succession of States to treaties It also has an impact on many approaches to understanding the nature of international law and international society This volume sets out some of the methods by which authors have dealt with the right of self determination and provides illustrations of the applications of the right to a variety of situations

The Right to Self-determination Héctor Gros Espiell, 1980 Alien domination to self determination

The OIC, the UN, and Counter-Terrorism Law-Making Katja Samuel, 2014-07-18 The increasingly transnational nature of terrorist activities compels the international community to strengthen the legal framework in which counter terrorism activities should occur at every level including that of intergovernmental organizations This unique timely and carefully researched monograph examines one such important yet generally under researched and poorly understood intergovernmental organization the Organization of Islamic Cooperation OIC formerly the Organization of the Islamic Conference In particular it analyses in depth its institutional counter terrorism law making practice and the relationship between resultant OIC law and comparable UN norms in furtherance of UN Global Counter Terrorism Strategy goals Furthermore it explores two common mis assumptions regarding the OIC namely whether its internal institutional weaknesses mean that its law making practice is inconsequential at the intergovernmental level and whether its self declared

Islamic objectives and nature are irrelevant to its institutional practice or are instead reflected within OIC law. Where significant normative tensions are discerned between OIC law and UN law the monograph explores not only whether these may be explicable at least in part by the OIC's Islamic nature and objectives but also whether their corresponding institutional legal orders are conflicting or cooperative in nature and the resultant implications of these findings for international counter terrorism law and policy making. This monograph is expected to appeal especially to national and intergovernmental counter terrorism practitioners and policy makers as well as to scholars concerned with the interaction between international and Islamic law norms. From the Foreword by Professor Ben Saul The University of Sydney Dr Samuels book must be commended as an original and insightful contribution to international legal scholarship on the OIC Islamic law international law and counter terrorism. It fills significant gaps in legal knowledge about the vast investment of international and regional effort that has gone into the global counter terrorism enterprise over many decades and which accelerated markedly after 9/11. The scope of the book is ambitious its subject matter is complex and its sources are many and diverse. Dr Samuel has deployed an appropriate theoretical and empirical methodology harnessed an intricate knowledge of the field and brought a balanced judgement to bear to bring these issues to life

Palestinian Refugees in International Law

Francesca Albanese, Lex Takkenberg, 2020 The Palestinian conflict has produced one of the most tragic refugee crises since World War II with the number of refugees caused by the violence associated with the creation of the State of Israel numbering around 11 million in 2011. The much lauded first edition in 1998 of *The Status of Palestinian Refugees in International Law* was the first book to comprehensively analyse the legal aspects of the Palestinian refugee crisis yet the last two decades have seen multiple developments. New waves of conflict and displacement have affected Palestinian refugees in the Middle East and there has been Israeli encroachment on Palestinian territory. Hamas has grown and a schism has formed within the first Palestinian government. The so called Arab Spring has impacted the life fate and legal status of thousands of Palestinian refugees. In international legal jurisprudence change has been similarly rapid. In 2004 the International Court of Justice delivered a crucial advisory opinion on the Separation Wall authoritatively elucidating the international legal framework applicable to the Israeli occupation. Numerous international human rights bodies and UN fact finding missions have added their analysis to the mix. The possibility of the State of Palestine joining the International Criminal Court has spurred discussion relating to the applicability of international criminal law to Palestinian refugees. Clear compelling and authoritative Lex Takkenberg and Francesca Albanese discuss the status quo both on the ground and in the courts and pose future scenarios to come

The Right to Self-determination Under International Law Milena Sterio, 2012-11-27 This book proposes a novel theory of self determination the Rule of the Great Powers. This book argues that traditional legal norms on self determination have failed to explain and account for recent results of secessionist self determination struggles. While secessionist groups like the East Timorese the Kosovar Albanians and the South Sudanese have been successful in their

quests for independent statehood other similarly situated groups have been relegated to an at times violent existence within their mother states Thus Chechens still live without significant autonomy within Russia and the South Ossetians and the Abkhaz have seen their conflicts frozen because of the peculiar geo political equilibrium of power within the Caucuses region The Rule of the Great Powers which asserts that only those self determination seeking entities which enjoy the support of the majority of the most powerful states the Great Powers will ultimately have their rights to self determination fulfilled The Great Powers potent military economic and political powerhouses such as the United States China Russia Japan the United Kingdom France Germany and Italy often dictate self determination outcomes through their influence in global affairs Issues of self determination in the modern world can no longer be effectively resolved through the application of traditional legal rules rather resort must be had to novel theories such as the Rule of the Great Powers This book will be of particular interest to academics and students of law political science and international relations

The Comprehensive Guide to

International Law Marc Cogen,2008 Cogen international law Ghent U Belgium presents an overview of the history and current status of international law Chapters discuss the sources of international law the history of international law states and territories the rights and responsibilities of states the global commons international organizations the individual diplomatic and consular law the law of treaties and the laws regarding armed activities The focus of the work is on the straightforward presentation of the principles and rules of international law in these key areas

Let Right Be Done Hamar Foster,Heather Raven,Jeremy Webber,2011-11-01 In the early 1970s many questioned whether Aboriginal title existed in Canada and rejected the notion that Aboriginal peoples should have rights different from those of other citizens But in 1973 the Supreme Court of Canada issued a landmark decision in the Calder case confirming that Aboriginal title constituted a right within Canadian law Let Right Be Done examines the doctrine of Aboriginal title thirty years later and puts the Calder case in its legal historical and political context both nationally and internationally With its innovative blend of scholarly analysis and input from many of those intimately involved in the case this book should be essential reading for anyone interested in Aboriginal law treaty negotiations and the history of the BC Indian land question

European Legal Book Index ,1996 *Global Governance, Human Rights and International Law* Errol P. Mendes,2022-08-18 This book offers a stimulating introduction to the links between areas of global governance human rights global economy and international law By drawing on a range of diverse subject areas it argues that the foundations of global governance human rights and international law are undermined by a conflict or tragic flaw where insistence on absolute conceptions of state sovereignty are pitted against universally accepted principles of justice and human rights resulting in destructive self interest for both the state and the global community Following the election of President Donald Trump the second edition will explores how we are witnessing a critical battle to ensure that human rights international law and the beneficial aspects of globalization will still be relevant and applied in some of the critical institutions of global governance and in the operations of the global

private sector The second edition will focus on how States institutions and global civil society will have to ramp up the struggle to fight this tragic flaw that is now even more evident with the actions of the US and other authoritarian states like China and Russia in this second decade of the 21st Century **Self-determination and National Minorities** Thomas D.

Musgrave,1997 The Western Sahara Case **Native Voices** Richard A. Grounds,George E. Tinker,David Eugene

Wilkins,2003 Native peoples of North America still face an uncertain future due to their unstable political legal and economic positions Views of their predicament continue to be dominated by non Indian writers In response a dozen Native American writers here reclaim their rightful role as influential voices in debates about Native communities These scholars examine crucial issues of politics law and religion in the context of ongoing Native American resistance to the dominant culture They particularly show how the writings of Vine Deloria Jr have shaped and challenged American Indian scholarship in these areas since 1960s They provide key insights into Deloria s thought while introducing some critical issues confronting Native nations Collectively these essays take up four important themes indigenous societies as the embodiment of cultures of resistance legal resistance to western oppression against indigenous nations contemporary Native religious practices and Native intellectual challenges to academia Essays address indigenous perspectives on topics usually treated by non Indians such as role of women in Indian society the importance of sacred sites to American Indian religious identity and relationship of native language to indigenous autonomy A closing essay by Deloria in vintage form reminds Native Americans of their responsibilities and obligations to one another and to past and future generations This book argues for renewed cultivation of a Native American Studies that is more Indian centered

Wisconsin International Law Journal ,1997 **South Sudan**

Right of Self-determination and Establishment of New Sovereign State Simon E. Kulusika,2004 **Netherlands**

International Law Review ,1995 *Minorities and Human Rights Law* Patrick Thornberry,1991 Minorities what are they

Official Records ,1956 *Law Books Published* ,1988 Human Rights Internet Newsletter Human Rights
Internet,1979

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