



GLOBALIZATION & LAW

Trade, Rights, War

ADAM GEAREY



Globalization And Law Trade Rights War

Anthony Cassimatis



Globalization And Law Trade Rights War:

Globalization and Law Adam Gearey, 2005-07-14 To understand globalized law it is necessary to bring together insights gained from disparate strands of study international political economy economic law human rights law and the law of war Focusing on WTO the UN the World Bank and the IMF Globalization and Law shows how their legal and regulatory regimes are linked to the politics of world markets It also looks at the operation of law and economy at a national level where globalized law can be seen in action Chapters consider the politics of oil and human rights in Nigeria and the invasion and reconstruction of Iraq Other broad themes are also examined Looking at the fate of people in the third world who are the subjects of economic development and development law we can bring to light the power relationships and ideologies that are attendant on the development project In conclusion it is argued that we need to engage with the claims to humanity that lie behind the notion of human rights the war against terrorism and military intervention Globalized law raises fraught questions about the role of international regimes and the interests and values in whose name they claim to operate Globalization and Law Adam Gearey, 2005 Globalized law brings together disparate strands of study including international political economy human rights law and the law of war Globalization and Law examines international institutions including the WTO the World Bank and the IMF and shows how they are linked to the politics of world markets and the politics of war The book looks at these interactions at the micro level where globalized law can be seen in action from the politics of oil and human rights in Nigeria to the current war in Iraq and the claim of a just war fought for human rights Looking at the fate of people worldwide in the context of trends in economic development the exploitation of human rights regimes and supposedly humanitarian interventions we see that many are unhomed by the forces of globalization Whose humanity lies behind the claims to human rights Whose interests are best served by the market Can we ever go home again An Introduction to International Human Rights Law Azizur Rahman Chowdhury, Jahid Hossain Bhuiyan, 2010-06-14 This book is designed to provide an overview of the development and substance of international human rights law and what is meant concretely by human rights guarantees such as civil and political rights and economic and social rights It highlights the rights of women globalization and human rights education The book also explores domestic regional and international endeavors to protect human rights The history and role of human rights NGOs coupled with an analysis of diverse international mechanisms are succinctly woven into the text which well reflects the scholarship and erudition of the authors This lucidly written and timely volume will be of great help to anyone seeking to understand this area of law be they students lawyers scholars government officials staff of international and non international organizations human rights activists or lay readers The Intersection of Rights and Regulation Bronwen Morgan, 2017-11-30 Policy makers and social actors increasingly face inter related and inter penetrated levels and realms of governance The effect is that some of the intuitive contrasts between rights and regulation are no longer tenable As the essays collected in this volume show different combinations of rights and regulatory

claims serve as barometers of current changes in political economy These are not only restructuring political space but also changing the assumed relevance of rights and regulation Bringing together a range of fresh perspectives on socio legal scholarship from a variety of disciplines The Intersection of Rights and Regulations will have worldwide interdisciplinary appeal Decolonising International Law Sundhya Pahuja,2011-09-29 The universal promise of contemporary international law has long inspired countries of the Global South to use it as an important field of contestation over global inequality Taking three central examples Sundhya Pahuja argues that this promise has been subsumed within a universal claim for a particular way of life by the idea of development As the horizon of the promised transformation and concomitant equality has receded ever further international law has legitimised an ever increasing sphere of intervention in the Third World The post war wave of decolonisation ended in the creation of the developmental nation state the claim to permanent sovereignty over natural resources in the 1950s and 1960s was transformed into the protection of foreign investors and the promotion of the rule of international law in the early 1990s has brought about the rise of the rule of law as a development strategy in the present day *The Degradation of the International Legal Order?* Bill Bowring,2008-02-19 Providing the basis for critical engagement with the pessimism of the contemporary age The Degradation of the International Legal Order argues passionately for a rehabilitation of the honour of historic events and processes and of their role in generating legal concepts Drawing primarily from the Marxian tradition but also engaging with a range of contemporary work in critical theory and critical legal and human rights scholarship this book analyses historical and recent international events and processes in order to challenge their orthodox interpretation What is thus proposed is a new evaluation of international legal principles and human rights norms the revolutionary content of which it is argued turns them from mere rhetoric into powerful weapons of struggle Accessibly written but theoretically sophisticated this original and timely book is intended for critical teachers and students of international law human rights and international relations as well as legal and political activists

Global Justice and Social Conflict Tarik Kochi,2019-09-30 Global Justice and Social Conflict offers a ground breaking historical and theoretical reappraisal of the ideas that underpin and sustain the global liberal order international law and neoliberal rationality Across the 20th and 21st centuries liberalism and increasingly neoliberalism have dominated the construction and shape of the global political order the global economy and international law For some this development has been directed by a vision of global justice Yet for many the world has been marked by a history and continued experience of injustice inequality indignity insecurity poverty and war a reality in which attempts to realise an idea of justice cannot be detached from acts of violence and widespread social conflict In this book Tarik Kochi argues that to think seriously about global justice we need to understand how both liberalism and neoliberalism have pushed aside rival ideas of social and economic justice in the name of private property individualistic rights state security and capitalist free markets Ranging from ancient concepts of natural law and republican constitutionalism to early modern ideas of natural rights and political

economy and to contemporary discourses of human rights humanitarian war and global constitutionalism Kochi shows how the key foundational elements of a now globalised political economic and juridical tradition are constituted and continually beset by struggles over what counts as justice and over how to realise it Engaging with a wide range of thinkers and reaching provocatively across a breadth of subject areas Kochi investigates the roots of many globalised struggles over justice human rights democracy and equality and offers an alternative constitutional understanding of the future of emancipatory politics and international law Global Justice and Social Conflict will be essential reading for scholars and students with an interest in international law international relations international political economy intellectual history and critical and political theory

International Human Rights Law in a Global Context Felipe Gómez Isa, Koen de Feyter, 2009-01-01 The international human rights system remains as dynamic as ever If at the end of the last century there was a sense that the normative and institutional development of the system had been completed and that the emphasis should shift to issues of implementation nothing of the sort occurred Even over the last few years significant changes happened as this book amply demonstrates We hope that this Manual makes a contribution to the development of International Human Rights Law and is of interest for those working in the field of promotion and protection of human rights The book is the result of a joint project under the auspices of HumanitarianNet a Thematic Network led by the University of Deusto and the European Inter University Centre for Human Rights and Democratisation EIUC Venice

Human Rights Albert A. Zinnos, 2007 Human rights refers to the concept of human beings as having universal rights or status regardless of legal jurisdiction and likewise other localising factors such as ethnicity and nationality For many the concept of human rights is based in religious principles However because a formal concept of human rights has not been universally accepted the term has some degree of variance between its use in different local jurisdictions difference in both meaningful substance as well as in protocols for and styles of application Ultimately the most general meaning of the term is one which can only apply universally and hence the term human rights is often itself an appeal to such transcended principles without basing such on existing legal concepts The term humanism refers to the developing doctrine of such universally applicable values and it is on the basic concept that human beings have innate rights that more specific local legal concepts are often based Within particular societies human rights refers to standards of behaviour as accepted within their respective legal systems regarding 1 the well being of individuals 2 the freedom and autonomy of individuals and 3 the representation of the human interest in government These rights commonly include the right to life the right to an adequate standard of living the prohibition of genocide freedom from torture and other mistreatment freedom of expression freedom of movement the right to self determination the right to education and the right to participation in cultural and political life These norms are based on the legal and political traditions of United Nations member states and are incorporated into international human rights instruments This new book brings together the latest book literature centred on this crucial topic

Global Trade, Labour Rights and International Law

Aneta Tyc, 2021-06-21 This book provides a set of proposals for how best to guarantee effective enforcement of labour rights worldwide The linkage between labour standards and global trade has been recurrent for some 200 years At a time when the world is struggling to find a way out of crisis and is striving for economic growth more than ever there is a need for up to date research on how to protect and promote labour rights in the global economy This book explores the history of the field and also provides an overview of emerging trends and opportunities It discusses the most recent problems including the effectiveness and the role of the International Labour Organization ILO in the second century of its existence the World Trade Organization WTO and its potential relevance in the protection of labour rights the effectiveness of the US and the EU Generalised System of Preferences the impact of corporate social responsibility CSR instruments on labour rights and labour provisions in the international trade agreements concluded by the US and the EU The book argues inter alia that trade agreements seem to be a useful tool to help pave the way out of the crisis and that the United States Mexico Canada Agreement USMCA can be perceived as a model agreement and a symbol of a shift in perspective from long global supply chains to a focus on regional ones local production jobs and a rise in wages The book will be essential reading for academics and students in the fields of human rights law international labour law industrial relations law international sustainable development law international economic law and international trade law It will also be of interest to practitioners non government organisations NGOs and policy makers

Globalization and Free Trade Natalie Goldstein, 2010-06-23 Outlines the history of the expansion and globalization of national economies and explains how globalization evolved to its present state

World Trade Law after Neoliberalism Andrew Lang, 2013-01-17 The rise of economic liberalism in the latter stages of the 20th century coincided with a fundamental transformation of international economic governance especially through the law of the World Trade Organization In this book Andrew Lang provides a new account of this transformation and considers its enduring implications for international law Against the commonly held idea that neoliberal policy prescriptions were encoded into WTO law Lang argues that the last decades of the 20th century saw a reinvention of the international trade regime and a reconstitution of its internal structures of knowledge In addition the book explores the way that resistance to economic liberalism was expressed and articulated over the same period in other areas of international law most prominently international human rights law It considers the promise and limitations of this form of inter regime contestation arguing that measures to ensure greater collaboration and cooperation between regimes may fail in their objectives if they are not accompanied by a simultaneous destabilization of each regime s structures of knowledge and characteristic features With that in mind the book contributes to a full and productive contestation of the nature and purpose of global economic governance

World Trade Law Simon Lester, Bryan Mercurio, Arwel Davies, 2018-02-22 This third edition of one of the leading textbooks on world trade law offers what is in a number of ways a unique perspective on this important subject Combining the best aspects of both casebook and treatise this comprehensive textbook provides detailed

explanations and analysis of the law to help understand the issues as well as case extracts to offer a flavour of the judicial reasoning of trade adjudicators Moreover the book is truly global in outlook being equally useful for students of international trade law in the UK Europe the US Asia and elsewhere around the world This updated edition includes in depth discussions of the most recent developments in international trade jurisprudence setting out important precedents that help establish the boundaries between global trade rules and domestic national autonomy In this era when political developments place even more importance on international trade it will be essential reading for all students scholars and practitioners in the field

International Human Rights Law Manisuli Ssenyonjo, 2016-04-22 This timely and valuable book explores the development of international human rights law over the last six decades The volume brings together leading experts to reflect on different aspects of human rights law not only considering and evaluating the developments so far but also identifying relevant problems and proposing relevant possible perspectives for the continued positive future development of human rights law The book is international in perspective both in scope and context and covers developments in the international protection of human rights since the adoption of the UDHR in 1948 The developments considered include the United Nations system of protecting human rights as well as regional human rights systems in Africa America and Europe It also considers some key themes relevant to human rights including globalisation protecting human rights in emergency situations and trade sanctions the development of human rights NGOs and many others The book will be an invaluable resource for students academics and policy makers working in the field of international human rights

The Oxford Handbook of Law and Politics Keith E. Whittington, R. Daniel Kelemen, Gregory A. Caldeira, 2010-06-11 The study of law and politics is one of the foundation stones of the discipline of political science and it has been one of the most productive areas of cross fertilization between the various subfields of political science and between political science and other cognate disciplines This Handbook provides a comprehensive survey of the field of law and politics in all its diversity ranging from such traditional subjects as theories of jurisprudence constitutionalism judicial politics and law and society to such re emerging subjects as comparative judicial politics international law and democratization The Oxford Handbook of Law and Politics gathers together leading scholars in the field to assess key literatures shaping the discipline today and to help set the direction of research in the decade ahead

Human Rights and the Global Marketplace: Economic, Social, and Cultural Dimensions Jeanne Woods, Hope Lewis, 2021-10-01 Special adoption price 95 00 copy 10 or more At a time of great change turmoil and contradiction in international human rights law and politics authors Jeanne M Woods and Hope Lewis have responded to the growing need for a classroom text that focuses squarely on economic social and cultural rights the neglected step children of the human rights family and their intimate inter relationship to civil and political rights Students and instructors will find the results informative and provocative Intended for use in law school graduate and undergraduate survey courses as well as seminars on human rights this book will be useful for teachers using both international and comparative approaches The text is divided

into four accessible parts I Human Rights and the Global Marketplace Discursive Themes introduces the nature and scope of human rights discourse II International Instruments and Their Implementation takes students through an array of international and regional human rights treaties that address economic social and cultural rights III Power Politics and Poverty Structural Challenges to the Realization of Economic Social and Cultural Rights addresses major controversies in and barriers to the realization of socio economic and cultural rights IV Comparative Approaches is valuable for international human rights comparative law and comparative constitutional law courses Throughout the book the authors provide notes questions and further reading suggestions to stimulate classroom discussion debate and research The volume also includes valuable appendices with a bibliography of relevant texts and articles and a selection of NGOs that focus on these issues Published under the Transnational Publishers imprint Winner of the Notable Contribution in the Field of Human Rights Scholarship award at the US Human Rights Network National Conference in Chicago in April 2008 **Book Review Index**,2006 Every 3rd issue is a quarterly cumulation **Human Rights Related Trade Measures Under International Law** Anthony Cassimatis,2007 When does international law allow a State or group of States to adopt trade measures in order to coerce another State to comply with its international obligations to ensure respect for human rights In answering this question this book draws together complex areas of international law which include the rules prohibiting interference in the internal affairs of sovereign States the rules regulating extra territorial exercises of jurisdiction the law of State responsibility and the international legal rules requiring the protection of human rights and regulating international trade The literature on Trade and issues invariably focuses on a limited number of these areas or approaches the issues from an international relations or economic perspective This book will assist specialists in international human rights law and international trade law academic and government lawyers who advise on or implement international trade policy and those studying the use of human rights related trade measures *Blame it on the WTO?* Sarah Joseph,2013-09-05 This is an open access title available under the terms of a CC BY NC ND 3 0 International licence It is free to read at Oxford Scholarship Online and offered as a free PDF download from OUP and selected open access locations The World Trade Organization WTO is often accused of at best not paying enough attention to human rights or at worst facilitating and perpetuating human rights abuses This book weighs these criticisms and examines their validity incorporating legal arguments as well as some economic and political science perspectives After introducing the respective WTO and human rights regimes and discussing their legal and normative relationship to each other the book presents a detailed analysis of the main human rights concerns relating to the WTO These include the alleged democratic deficit within the Organization and the impact of WTO rules on the right to health labour rights the right to food and on questions of poverty and development Given that some of the most important issues within the WTO concern its impact on poor people within developing States the book asks whether rich States have an obligation to the people of poorer States to construct a fairer trading system that better facilitates the

alleviation of poverty and development Against this background the book examines the current Doha round proposals as well as suggestions for reform of the WTO to make it more human rights friendly *World Trade and Investment Law Reimagined* Alvaro Santos,Chantal Thomas,David Trubek,2019-06-28 World trade and investment law is in crisis new and progressive ideas are needed Rules that facilitated globalization and supported global economic growth are being challenged A system of global governance that once seemed secure is now at risk as the United States ignores the rules while developing countries struggle to escape restrictions Some want to tear global institutions and agreements down while others try desperately to maintain the status quo Rejecting both options a group of trade and investment law experts from 10 countries South and North have joined hands to propose ideas for a new world trade and investment law that would maintain global growth while distributing costs and benefits more fairly Paying special attention to those who have suffered from trade dislocation and to restrictions that have hampered innovative growth strategies in developing countries they outline a progressive trade and investment law agenda in *World Trade and Investment Law Reimagined*

Unveiling the Magic of Words: A Report on "**Globalization And Law Trade Rights War**"

In a world defined by information and interconnectivity, the enchanting power of words has acquired unparalleled significance. Their ability to kindle emotions, provoke contemplation, and ignite transformative change is truly awe-inspiring. Enter the realm of "**Globalization And Law Trade Rights War**," a mesmerizing literary masterpiece penned by way of a distinguished author, guiding readers on a profound journey to unravel the secrets and potential hidden within every word. In this critique, we shall delve to the book is central themes, examine its distinctive writing style, and assess its profound impact on the souls of its readers.

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