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Law Express: International Law 2nd edn Stephen Allen, 2014-08-01 The Law Express series is designed to help you revise effectively This book is your guide to understanding essential concepts remembering and applying key legislation and making your answers stand out The Right of Hot Pursuit in International Law 2nd Edition Nicholas M. Poulantzas, 2021-07-26 **Indian Private International Law** Stellina Jolly, Saloni Khanderia, 2021-10-07 This book provides an authoritative account of the evolution and application of private international law principles in India in civil commercial and family matters Through a structured evaluation of the legislative and judicial decisions the authors examine the private international law in the Republic and whether it conforms to international standards and best practices as adopted in major jurisdictions such as the European Union the United Kingdom the United States India s BRICS partners Brazil Russia China and South Africa and other common law systems such as Australia Canada New Zealand and Nepal Divided into 13 chapters the book provides a contextualised understanding of legal transformation on key aspects of the Indian conflict of law rules on jurisdiction applicable law and the recognition and enforcement of foreign judgments or arbitral awards Particularly fascinating in this regard is the discussion and focus on both traditional and contemporary areas of private international law including marriage divorce contractual concerns the fourth industrial revolution product liability e commerce intellectual property child custody surrogacy and the complicated interface of Sharia in the conflict of law framework The book deliberates the nuanced perspective of endorsing the Hague Conference on Private International Law instruments favouring enhanced uniformity and predictability in matters of choice of court applicable law and the recognition and enforcement of foreign judgments The book s international and comparative focus makes it eminently resourceful for legislators the judges of Indian courts and other interested parties such as lawyers and litigants when they are confronted with cross border disputes that involve an examination of India s private international law The book also provides a comprehensive understanding of Indian private international law which will be useful for academics and researchers looking for an in depth discussion on the subject **Private International Law and the Internet** Dan Jerker B. Svantesson, 2021-08-05 In this the fourth edition of Private International Law and the Internet Professor Dan Svantesson provides a detailed and insightful account of what has emerged as the most crucial current issue in private international law that is how the Internet affects and is affected by the five fundamental questions When should a lawsuit be entertained by the courts Which state s law should be applied When should a court that can entertain a lawsuit decline to do so How wide scope of jurisdiction should be afforded to a court with jurisdiction over a dispute And will a judgment rendered in one country be recognized and enforced in another Professor Svantesson identifies and investigates twelve characteristics of Internet communication that are relevant to these questions and then proceeds with a detailed discussion of what is required of modern private international law rules Focus is placed on several issues that have far reaching practical consequences in the Internet context including

the following cross border defamation cross border business contracts cross border consumer contracts and cross border intellectual property issues A wide survey of private international law solutions encompasses insightful and timely analyses of relevant laws adopted in a variety of jurisdictions including Australia England Hong Kong SAR the United States Germany Sweden and China as well as in a range of international instruments There is also a chapter on advances in geo identification technologies and their special value for legal practice The book concludes with two model international conventions one on cross border defamation and one on cross border contracts as well as a set of practical checklists to guide legal practitioners faced with cross border matters within the discussed fields Professor Svantesson s book brings together a wealth of research findings in the overlapping disciplines of law and technology that will be of particular utility to practitioners and academics working in this complex and rapidly changing field His thoughtful analysis of the interplay of the developing Internet and private international law will also be of great value as will the tools he offers with which to anticipate the future Private International Law and the Internet provides a remarkable stimulus to continue working towards globally acceptable private international law rules for communication via the Internet

International Law Jan Wouters,Cedric Ryngaert,Tom Ruys,Geert De Baere,2018-12-13 This textbook offers for the first time a comprehensive analysis of the classic doctrines and main areas of international law from a European perspective meeting the needs of the many European law schools teaching public international law in English Special attention is devoted to the practice of the European Union the Council of Europe and European States both civil law and common law countries with regard to international law In particular the book analyses the interplay between international law EU law and national law in the case law of the Court of Justice of the EU the European Court of Human Rights and national jurisdictions in Europe It provides the reader with insights into how the international legal practice of the EU and its Member States impacts the development of international law both in terms of doctrines such as treaty making and customary law the exercise of extraterritorial jurisdiction state responsibility and the settlement of disputes as well as particular sub fields of international law such as human rights law and international economic law In addition the book covers other important areas such as the use of force and collective security the law of armed conflict and global and regional international organisations It provides European perspectives on all these issues and will be of great value to students scholars and practitioners

Private International Law in Israel Talia Einhorn,2022-09-20 Derived from the renowned multi volume International Encyclopaedia of Laws this book provides ready access to the law applied to cases involving cross border issues in Israel It offers every lawyer dealing with questions of conflict of laws much needed access to these conflict rules presented clearly and concisely by a local expert Beginning with a general introduction the monograph goes on to discuss the choice of law technique sources of private international law and the relevant connection with other laws Then follows clear description and analysis of the rules of choice of law on natural and legal persons contractual and non contractual obligations movable and immovable property intangible property rights company

law family law marriage cohabitation registered partnerships matrimonial property maintenance child law and succession law including testamentary dispositions The presentation concludes with an overview of relevant civil procedure examining lex fori and issues of national and international jurisdiction acceptability and enforcement of foreign judgements and international arbitration Its succinct yet scholarly nature as well as the practical quality of the information it provides make this book a valuable resource for lawyers handling cases in Israel Academics and researchers as well as judges notaries public marriage registrars youth welfare officers teachers students and local and public authorities will welcome this very useful guide and will appreciate its value in the study of private international law from a comparative perspective

Corporate Obligations Under International Law Markos Karavias, 2013-11 The international legal status of corporations is a contentious issue as they do not easily fit within a system traditionally designed around states This book assesses the ways in which corporations are bound by international human rights and environmental law and the form their obligations take

Neutrality in Contemporary International Law James Upcher, 2020-04-30 The law of neutrality the corpus of legal rules regulating the relationship between belligerents and States taking no part in hostilities assumed its modern form in a world in which the waging of war was unconstrained The neutral State enjoyed territorial inviolability to the extent that it adhered to the obligations attaching to its neutral status and thus the law of neutrality provided spatial parameters for the conduct of hostilities Yet the basis on which the law of neutrality developed the extra legal character of war no longer exists Does the law of neutrality continue to survive in the modern era If so how has it been modified by the profound changes in the law on the use of force and the law of armed conflict This book argues that neutrality endures as a key concept of the law of armed conflict The interaction between belligerent and nonbelligerent States continues to require legal regulation as demonstrated by a number of recent conflicts including the Iraq War of 2003 and the Mavi Marmara incident of 2010 By detailing the rights and duties of neutral states and demonstrating how the rules of neutrality continue to apply in modern day conflicts this restatement of law of neutrality will be a useful guide to legal academics working on the law of armed conflict the law on the use of force and the history of international law as well as for government and military lawyers seeking comprehensive guidance in this difficult area of the law

Freedom of Establishment and Private International Law for

Corporations Paschalis Paschalidis, 2012-03-29 Freedom of establishment is one of the four fundamental freedoms of the European Union The principle is that natural persons who are European Union Citizens and legal entities formed in accordance with the law of a Member State and having its registered office central administration or principal place of business within the EU may take up economic activity in any Member State in a stable and continuous form regardless of nationality or mode of incorporation This book examines the way in which EU law has influenced how national courts in Europe assert jurisdiction in cross border corporate disputes and insolvencies and the mechanism which allows them to decide which national law should apply to the substance of the dispute The book also considers the potential for EU Member

States to compete for devising national corporate and insolvency legislation that will attract incorporations or insolvencies Central to the book is the concept of national choice of law In considering the impact of freedom of establishment on private international law for corporations the book uniquely analyses both corporate and insolvency law together presenting the topic in the broadest possible sense Importantly the doctrine of abuse in corporate and insolvency law is covered raising the question of forum shopping and regulatory competition which underpins the intersection between freedom of establishment and private international law Through examination of the most recent and leading judgments of the European Court of Justice in Centros and Cadbury Schweppes the book derives certain conclusions as to the operation of the doctrine of abuse and the limits thereof in the context of freedom of establishment Being the first in the field to examine the leading ECJ cases of Inspire Art Sevic and Cartesio regarding the real seat doctrine the book makes the judgment that there is no incompatibility as such between the doctrine and the freedom of establishment Ultimately the book analyses to what extent diversity in the corporate and insolvency laws of the Member States should be preserved so as to encourage competition between jurisdictions in Europe

Chinese Private International Law Xiaohong Liu,Zhengyi Zhang,2021-04-22 Written with the assistance of a team of lecturers at the Shanghai University of Political Science and Law this book is the leading reference on Chinese private international law in English The chapters systematically cover the whole of Chinese private international law not just questions likely to arise in commercial matters but also in family succession cross border insolvency intellectual property competition antitrust and environmental disputes The chapters do not merely cover the traditional conflict of law areas of jurisdiction applicable law choice of law and enforcement They also look into conflict of law questions arising in arbitration and assess China s involvement in the harmonisation of private international law globally and regionally within the Belt and Road Initiative Similarly to the Japanese and Indonesian volumes in the Series this book presents Chinese conflict of laws through a combination of common and civil law analytical techniques and perspectives providing readers worldwide with a more profound and comprehensive understanding of Chinese private international law

Commentaries Upon International Law Robert Joseph Phillimore (1st baronet),1874 [Intellectual Property and Private International Law](#) James J. Fawcett,Paul Torremans,2011-02-17 This volume examines the protection and exploitation of intellectual property rights along with international problems relating to which court has jurisdiction and which is the relevant law in foreign cases and judgments

[Handbook of International Law](#) Anthony Aust,2010-04-01 To the new student of international law the subject can appear extremely complex a system of laws created by states international courts and tribunals operating at the national and global level A clear guide to the subject is essential to ensure understanding This handbook provides exactly that written by an expert who both teaches and practises in the field it focuses on what the law is how it is created and how it is applied to solve day to day problems It offers a practical approach to the subject giving it relevance and immediacy The new edition retains a concise user friendly format allowing central principles such as

jurisdiction and the law of treaties to be understood In addition it explores more specialised topics such as human rights terrorism and the environment This handbook is the ideal introduction for students new to international law

The Identity of Governments in International Law Niko Pavlopoulos,2024-03-13 The Identity of Governments in International Law provides a comprehensive account of the international legal regulation of governmental status It examines the fundamental conceptual aspects of the government of a state in international law before analysing the law concerning the recognition of governments and the criteria for governmental status under customary international law It also explores matters concerning the identity of governments in the context of international organizations Presenting the positive international legal framework concerning the regulation of governmental status the book engages extensively with historical and contemporary examples such as the rival governments of Cambodia 1970 75 1979 89 1997 98 the recognition of the Taliban 1996 2001 and again beginning in 2021 and the contested identity of Venezuela s president beginning in 2019 Given the pre eminence of states in international law and the importance of governments to the representation of states the systematic examination of practice grounded in solid conceptual foundations renders this book a useful reference point for scholars and practitioners in all fields of international law and beyond

International Law of Underwater Cultural Heritage Kim Browne,Murray Raff,2023-01-01 This book brings together three distinct areas of International Law namely Environmental Heritage and Ocean Law to address the international legal protection of historically significant wrecks with particular focus on the environmental hazards they may pose The confluence of Heritage Law and the Law of the Sea with International Environmental Law represents an important development in international governance strategies for the twenty first century in particular those legal and administrative regimes that concern the world s oceans and underwater cultural heritage protection Importantly connections between international legal regimes such as the 1982 Law of the Sea and institutions like the International Maritime Organisation IMO and United Nations Education Scientific Cultural Organisation UNESCO can play a crucial part in governance strategies that involve the regulation of marine pollution and historic shipwrecks

Crypto Economy and International Law Matthias Lehmann,2025-07-21 The blockchain is the world s first truly global mechanism for the transfer and storage of value The distribution of its nodes all around the world and the resulting omniterritorial nature of the blockchain create enormous challenges for the law This book discusses the technological and philosophical underpinnings of the new crypto phenomena It describes the varying approaches of regulators of different states to capture these phenomena with traditional or new rules It also addresses the difficulties in determining the applicable private law in particular the property rules governing virtual assets The book showcases the conflicts issues and problems that result from overlapping national rules and suggests avenues for their solution

International Law and Muslim States Dawood Hamzah,2021-08-12 This book analyses the general interaction between international law and Islamic law in the Muslim world today It interrogates factors that often form the root of the tension

between the two legal regimes Literalist interpretations of Islamic law and the modern international law's disposition that does not give due consideration to differences among cultures and civilizations are some of these factors This work examines the Saudi Arabia textualist approach to the two primary sources of law in Islam the Qur'an and Sunnah and argues that a liberal approach of interpretation has become sine qua non especially now that myriad issues are confronting the Muslim world generally and Saudi Arabia in particular Similarly globalization has generated an unprecedented multi culturalism legal pluralism and trans border interactions in socio economic and political relations Therefore Saudi Arabia as the bastion of Islam and Islamic nations is faced with the imperative of adopting a liberal approach to interpretation of Islamic law with a view to accommodating a wide spectrum of other laws and cultures The book provides a timely examination of the issue of modern Saudi Arabia Islamic legal order vis vis the contemporary concept of international law and international relations in specific areas such as international human rights law and trans national economic matters As such it will be of interest to academics and researchers working in Islamic law international and comparative law human rights law and law and religion

International Law Malcolm N. Shaw, 2017-09-14 International Law is the definitive and authoritative text on the subject offering Shaw's unbeatable combination of clarity of expression and academic rigour and ensuring both understanding and critical analysis in an engaging and authoritative style Encompassing the leading principles practice and cases and retaining and developing the detailed references which encourage and assist the reader in further study this new edition motivates and challenges students and professionals while remaining accessible and engaging Fully updated to reflect recent case law and treaty developments this edition contains an expanded treatment of the relationship between international and domestic law the principles of international humanitarian law and international criminal law alongside additional material on international economic law

Japanese Private International Law Kazuaki Nishioka, Yuko Nishitani, 2021-10-07 This is the leading reference on Japanese private international law in English The chapters systematically cover the whole of Japanese private international law not just questions likely to arise in commercial matters but also in family succession cross border insolvency intellectual property competition antitrust and environmental disputes The chapters do not merely cover the traditional conflict of law areas of jurisdiction applicable law choice of law and enforcement The chapters also look into conflict of law questions arising in arbitration and assess Japanese involvement in the global harmonisation of private international law In addition to summarising relevant principles and scholarly views the authors discuss case law whenever possible and identify deficiencies and anticipate difficulties in the existing law The book thus presents the Japanese conflict of laws through a combination of common and civil law analytical techniques and perspectives providing readers worldwide with a more profound and comprehensive understanding of the subject

Complicity in International Law Miles Jackson, 2015 Analysing the nature of complicity in international criminal law this book provides an account of the growing attention being paid to the issue Exploring the responsibilities of individuals states and non state actors in their obligations

the changing status of complicity in international law is demonstrated

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