

ENCYCLOPEDIA OF PUBLIC INTERNATIONAL LAW

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Due Diligence in the International Legal Order Heike Krieger, Anne Peters, Leonhard Kreuzer, 2020-12-03 Due diligence is a prominent concept in international law frequently referred to in arbitral awards court decisions and in scholarly discussions on state responsibility However until now the specific normative content and systemic relation of due diligence to rules and principles of international law has largely remained unexplored The present book provides a comprehensive analysis of the content scope and function of due diligence across various areas of international law including international environmental law international peace and security law and international economic law Sector by sector contributors explore the diverse interactions between due diligence and area specific substantive and procedural rules as well as general principles of international law This book exposes the promises and limits of due diligence for enhancing accountability and compliance It identifies the rise of due diligence as both a driver and signal of change in the international legal order towards risk management and proceduralisation

Legal Aspects of the Regional Integration Processes in the Post-Soviet Area Zhenis Kembayev, 2009-02-03 Legal Aspects of the Regional Integration Processes in the Post Soviet Area is the first ever comprehensive overview of regional integration processes in the territory of the former USSR introducing the core concepts of regional integration theory and presenting a solid foundation of factual information regarding all the regional integration agreements RIAs operating in the Eurasian landmass and consisting of the former Soviet republics The book analyzes the legal nature and background of the regional integration in the framework of the Commonwealth of Independent States the Russian Belarusian Union the Single Economic Space the Eurasian Economic Community and the Collective Security Treaty Organization It also deals with the RIAs created outside of the Russian control in the format of GUAM and among Central Asian countries Finally the book contains conclusive remarks attempting to assess the possibility of the creation of an Eurasian Union

Peoples and Minorities in International Law Catherine Brölmann, René Lefeber, Marjoleine Zieck, 2023-12-11 The revival of group consciousness in Eastern European countries in the wake of the Cold War has put the

protection of subnational groups high on the political agenda The present book bears witness to the renewed interest in the legal position of subnational groups in international law This book and the Conference at which provisional versions of most of the contributions were presented originate in perceived deficiencies of contemporary international law to protect subnational groups within a legal framework of which the principal subjects are states Divided into three parts the book commences with an analysis of the antagonistic relation between the right of peoples to self determination and the right of states to territorial integrity and the need to redefine these concepts in the post Cold War era The book continues with the highly controversial issue of the attribution of rights to subnational groups and the identification of subnational groups which would be entitled to such rights The second part deals with the identification and protection of peoples and minorities at different levels of organization viz subnational national and supranational This part is followed by an analysis of the modes and means by which international obligations vis vis subnational groups can be enforced Not only the judicial means are considered but also the justifiability of recourse to military means to the cause of subnational groups This book not only provides an in depth analysis of contemporary international law with respect to the protection of peoples and minorities but also of the law as it is developing in the post Cold War era

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