

Reading free Latin america and the international court of justice contributions to international law routledge research in (Download Only)

The Routledge Research Companion to Law and Humanities in Nineteenth-Century America The Routledge Research Companion to Law and Humanities in Nineteenth-century America Research Methods for International Human Rights Law Regulating Corporate Human Rights Violations Public-Private Partnerships and Responsibility under International Law Human Rights, Digital Society and the Law Power and Law in International Society Law and Philosophy of Language The Right to Housing in Law and Society Regionalism in International Law Rethinking Corporate Governance The Effects of Intellectual Property Law in Writing Studies The Judge and the Proportionate Use of Discretion Sovereignty Conflicts and International Law and Politics The Rule of Unwritten International Law Backstage Practices of Transnational Law Copyright Law and Derivative Works Copyright Law and Translation The Right to Religious Freedom in International Law Credit and Creed The Origin of Copyright Constitutional Politics and the Judiciary The UN Committee on Economic, Social and Cultural Rights Television and the Legal System Human Rights, Natural Resource and Investment Law in a Globalised World Law and Responsible Supply Chain Management Seeking Justice in International Law Human Rights in India Public Service Broadcasting 3.0 Constitutional Law and the EU Balanced Budget Principle Copyright and Creative Freedom Personal Identity and the European Court of Human Rights A Politics of Patent Law Executive Clemency International Environmental Law Compliance in Context The Problem of Enforcement in International Law Preferential Trade Agreements and International Law Regional Developmentalism through Law Cost and EU Public Procurement Law Mental Health Law in China

The Routledge Research Companion to Law and Humanities in Nineteenth-Century America

2017-05-12

nineteenth century america witnessed some of the most important and fruitful areas of intersection between the law and humanities as people began to realize that the law formerly confined to courts and lawyers might also find expression in a variety of ostensibly non legal areas such as painting poetry fiction and sculpture bringing together leading researchers from law schools and humanities departments this companion touches on regulatory statutory and common law in nineteenth century america and encompasses judges lawyers legislators litigants and the institutions they inhabited courts firms prisons it will serve as a reference for specific information on a variety of law and humanities related topics as well as a guide to understanding how the two disciplines developed in tandem in the long nineteenth century

The Routledge Research Companion to Law and Humanities in Nineteenth-century America

2017

the study and teaching of international human rights law is dominated by the doctrinal method a wealth of alternative approaches exists but they tend to be discussed in isolation from one another this collection focuses on cross theoretical discussion that brings together an array of different analytical methods and theoretical lenses that can be used for conducting research within the field as such it provides a coherent accessible and diverse account of key theories and methods a distinctive feature of this collection is that it adopts a grounded approach to international human rights law through demonstrating the application of specific research methods to individual case studies by applying the approach under discussion to a concrete case it is possible to better appreciate the multiple understandings of international human rights law that are missed when the field is only comprehended through the doctrinal method furthermore since every contribution follows the same uniform structure this allows for fruitful comparison between different approaches to the study of our discipline

Research Methods for International Human Rights Law

2019-06-13

partnerships between the public and private sectors are an increasingly accepted method to deal with pressing global issues such as those relating to health partnerships comprised of states and international organizations public sector and companies non governmental organizations research institutes and philanthropic foundations private sector are forming to respond to pressing global health issues these partnerships are managing activities that are normally regarded to be within the domain of states and international organizations such as providing access to preventative and treatment measures for certain diseases or improving health infrastructure within certain states to better manage the growing risk of disease in the shadow of the success of these partnerships lies however the possibility of something going wrong and it is to this shadow that this book sheds light this book explores the issue of responsibility under international law in the context of global health public private partnerships the legal status of partnerships under international law is explored in order to determine whether or not partnerships have legal personality under international law resulting in them being subject to rules of responsibility under international law the possibility of holding partnerships responsible in domestic legal systems and the immunity partnerships have from the jurisdiction of domestic courts in certain states is also considered the obstacles to holding partnerships themselves responsible leads finally to an investigation into the possibility of holding states and or international organizations as partners and or hosts of partnerships responsible under international law in relation to the acts of partnerships this book will be of interest to those researching and working in areas of global governance especially hybrid public private bodies the responsibility under international law of states and international organizations and also global health it provides doctrinal clarification and practical guidance in a developing field of international law

Regulating Corporate Human Rights Violations

2014-03-21

the internet has created a formidable challenge for human rights law and practice worldwide international scholarly and policy oriented communities have so far established a consensus regarding only one main aspect human rights in the internet are the same as offline there are emerging and ongoing debates regarding not only the standards and methods to be used for achieving the sameness of rights online but also whether classical human rights as we know them are contested by the online environment the internet itself in view of its cross border nature and its ability to affect various areas of law requires adopting an internationally oriented approach and a perspective strongly focused on social sciences in particular the rise of the internet enhanced also by the influence of new technologies such as algorithms and intelligent artificial systems has influenced individuals civil political and social rights not only in the digital world but also in the atomic realm as the coming of the internet calls into question well established legal categories a broader perspective than the domestic one is necessary to investigate this phenomenon this book explores the main fundamental issues and practical dimensions related to the safeguarding of human rights in the internet which are at the focus of current academic debates it provides a comprehensive analysis with a forward looking perspective of bringing order into the somewhat chaotic online dimension of human rights it addresses the matter of private digital censorship the apparent inefficiency of existing judicial systems to react to human rights violations online the uncertainty of liability for online human rights violations whether the concern with personal data protection overshadows multiple other human rights issues online and will be of value to those interested in human rights law and legal regulation of the internet

Public-Private Partnerships and Responsibility under International Law

2021-03-31

when studying international law there is often a risk of focusing entirely on the content of international rules i e regimes and ignoring why these regimes exist and to what extent the rules affect state behavior similarly international relations studies can focus so much on theories based on the distribution of power among states that it overlooks the existence and relevance of the rules of international law both approaches hold their dangers the overlooking of international relations risk assuming that states actually follow international law and discounting the specific rules of international law makes it difficult for readers to understand the impact of the rules in more than a superficial manner this book unifies international law and international relations by exploring how international law and its institutions may be relevant and influence the course of international relations in international trade protection of the environment human rights international criminal justice and the use of force as a study on the intersection of power and law this book will be of great interest and use to scholars and students of international law international relations political science international trade and conflict resolution

Human Rights, Digital Society and the Law

2015-04-24

academic legal production when it focuses on the study of law generally grasps this concept on the basis of a reference to positive law and its practice this book differs clearly from these analyses and integrates the legal approach into the philosophy of normative language philosophical realism and pragmatism the aim is not only to place the examination of law in the immanence of its practice but also to take note of the fact that legal enunciation must be taken seriously in order to arrive at this analysis it is necessary to go beyond traditional perspectives and to base reflection on an investigation of the conditions for enunciating law in our democracies this analysis thus offers a renewal of the ethics inherent in the action of jurists and an original reflection on the role of certain legal tools such as concepts categories or provisions in this sense the work nourishes its originality not only by the transversality of its approach but also by the will to situate legal thought in concrete forms of its implementation the book will be essential reading for academics working in the areas of legal theory legal philosophy and constitutional theory

Power and Law in International Society

2021-06-29

from the very first negotiations of the international covenant on economic social and cultural rights half a century ago up until this day socio economic rights have often been regarded as less enforceable than civil and political rights the right to adequate housing even though protecting one of the most basic needs of human beings has not escaped this classification despite its strong foundations in international regional and domestic legislation many people are still deprived of one or more of the different key elements that comprise adequate housing how then develop international human rights theory and case law into effective vehicles at the domestic level rather than focusing merely on possibilities for individualized relief through the court system law society and the right to housing looks into more effective socio economic rights realization by addressing both conceptual and practical stumbling blocks that hinder a more structural progress at the national level the flemish and belgian housing legislation and policy are used to highlight the problems and illustrate the pathways here presented while first and foremost legal in its approach the book also offers a more sociological perspective on the functioning of the right to housing in practice it shows the latest state of knowledge on the topic and will be of interest to researchers academics policymakers and students in the fields of international socio economic rights law and human rights law more in general

Law and Philosophy of Language

2018

international law aspects of regionalism evaluates regionalism in its various relationships and forms with respect to international law as well as the importance and duties of international law in respect to the establishment and functioning of various forms of regional groups a great deal of attention has been paid to regionalism from the global political economic security aspects but a complex evaluation of the impact it has had on international law and vice versa is still lacking the main purpose of this volume is to eliminate this gap and present the latest state of knowledge on the topic this text will be of interest both to students at an advanced level academics and reflective practitioners it addresses the topics with regard to international law and regionalism and will be of interest to academics dealing with legal aspects of current regionalism and for the specialized courses in the faculties of law as well as anyone studying diplomacy and international studies international relations regional integration law eu law international law and international relations

The Right to Housing in Law and Society

2019-12-10

the standard approach to the legal foundations of corporate governance is based on the view that corporate law promotes separation of ownership and control by protecting non controlling shareholders from expropriation this book takes a broader perspective by showing that investor protection is a necessary but not sufficient legal condition for the efficient separation of ownership and control supporting the control powers of managers or controlling shareholders is as important as protecting investors from the abuse of these powers rethinking corporate governance reappraises the existing framework for the economic analysis of corporate law based on three categories of private benefits of control some of these benefits are not necessarily bad for corporate governance the areas of law mainly affecting private benefits of control including the distribution of corporate powers self dealing and takeover regulation are analyzed in five jurisdictions namely the us the uk italy sweden and the netherlands not only does this approach to corporate law explain separation of ownership and control better than just investor protection it also suggests that the law can improve the efficiency of corporate governance by allowing non controlling shareholders to be less powerful

Regionalism in International Law

2013-01-17

this book documents the intellectual property experiences of writing studies scholars and challenges naturalized ways of responding to intellectual property concerns analyzing results of a nationwide survey and semi structured interviews to examine ways decisions about intellectual property ip during academic knowledge making are mediated by histories of enculturation ethical lenses and ip sponsors the book identifies and illustrates a range of ethical stances that academics might adopt in regard to ip and the range of human institutional and technological sponsors that can mediate ip decisions provides evidence that ip affects all of the processes of academic knowledge making not just the final product offers heuristic questions that academics can and should ask throughout their teaching research and editing to make proactive ip decisions the book is an essential read for academics working in writing studies and the humanities as well as those interested in ip this text could also be used in graduate student training in writing studies and related disciplines

Rethinking Corporate Governance

2019-12-06

this book examines different legal systems and analyses how the judge in each of them performs a meaningful review of the proportional use of discretionary powers by public bodies although the proportionality test is not equally deep rooted in the literature and case law of france germany the netherlands and the united kingdom this principle has assumed an increasing importance partly due to the influence of the european court of justice and european court of human rights in the united states different standards of judicial review are applied to review arbitrary and capricious agency discretion however do us judges achieve a similar result to the proportionality or reasonableness test drawing together a selection of key experts in the field this book analyses the principle of proportionality in the judicial review of administrative decisions from different perspectives the principle is first examined in the context of recent developments in the literature and case law including the inevitable eu influence then light shall be shed on the meaning of this principle in the specific case law of the european court of justice and european court of human rights finally the authors go on to explore the ways in which us judges consciously sanction the disproportionate and or unreasonable use of agency discretion in the legal systems where the proportionality test plays a very limited role ranchordás and de waard also try to clarify why this is the case and look at what alternative solutions have been found this book will be of great interest to scholars of public and administrative law and eu law

The Effects of Intellectual Property Law in Writing Studies

2015-06-12

many conflicts throughout the world can be characterized as sovereignty conflicts in which two states claim exclusive sovereign rights for different reasons over the same piece of land it is increasingly clear that the available remedies have been less than successful in many of these cases and that a peaceful and definitive solution is needed this book proposes a fair and just way of dealing with certain sovereignty conflicts drawing on the work of john rawls in a theory of justice this book considers how distributive justice theories can be in tune with the concept of sovereignty and explores the possibility of a solution for sovereignty conflicts based on rawlsian methodology jorge e núñez explores a solution of egalitarian shared sovereignty evaluating what sorts of institutions and arrangements could and would best realize shared sovereignty and how it might be applied to territory population government and law

The Judge and the Proportionate Use of Discretion

2017-05-12

this book seeks to re appreciate the concept of customary international law as a form of spontaneous societal self organisation and to develop the methodological consequences that ensue from this conception for the practice of its application in pursuing this aim the author draws from three different strands of scholarship that have not yet been considered in connection with one another first general jurisprudential theories of customary law second theories of customary international law especially as they relate to international relations scholarship and third methodological approaches to the interpretation of international law this expansive philosophical layout of the book enables the author to put the conceptual enigmas of customary international law into a broader perspective among the issues discussed in the book are the dichotomy of its traditional and modern forms and the respective benefits and disadvantages of inductive and deductive approaches to its ascertainment in the course of this analysis the author draws insights from friedrich august hayek s theory of law as a spontaneous order an information processing device which enables the participants of a legal system to make use of decentralised knowledge the book argues that the major advantage of custom as a source of international law lies in the fact that it is the result of a gradual process of trial and error rather than the product of deliberate planning this makes it a particularly apposite source of law in a time of seismic shifts in the distribution of power within a vastly diverse community of states when a new global order is expected to emerge the contours of which are not yet clearly discernible this book applies general concepts of legal philosophy to explain the continuing relevance of custom as a source of international law while at the same time inferring from this theoretical framework concrete practical and methodological consequences the most important of which is the special role that purposive interpretation plays with respect to rules of international custom given this broad approach the book will be of interest to several groups of potential readers including academics interested in the philosophy of customary law in general academic international lawyers and legal practitioners especially judges scholars of international relations and all those interested in how the international community of states organises itself

Sovereignty Conflicts and International Law and Politics

2020-08-14

this book explores the backstage of transnational legal practice by illuminating the routines and habits that are crucial to the field yet rarely studied through innovative discussion of practices often considered trivial the book encourages readers to conceptualise the backstage as emblematic of transnational legal practice expanding the focus of transnational legal scholarship the book explores the seemingly mundane procedures which are often taken for granted despite being widely recognized as part of what it means to do transnational law adopting various methodologies and approaches each chapter focuses on one specific practice for example mooted exercises for law students international travel transnational time the social media activities of lawyers and legal scholars and the networking at the icc s annual assembly of states parties in and of themselves these chapters each provide unique insights into what happens before the curtain rises and after it falls on the familiar outputs of transnational law it does more however than provide a range of different practices it takes the next step in theorizing on the importance of the marginal and the everyday for what we know to be the law and what the international legal field looks like furthermore by interrogating undiscussed academic practices it provides students with a candid view on the perils and promises of transnational legal scholarship inviting them to join the discussion and to practice their discipline in a more reflexive way written in an accessible format containing a readable collection of personal and recognizable accounts of transnational legal practice the book provides an everyday insight into transnational law it will therefore appeal to international legal scholars alongside any reader with an interest in transnational law

The Rule of Unwritten International Law

2019-04-16

copyright law regulates creativity it affects the way people create works of authorship ex ante and affects the status of works of authorship significantly ex post but does copyright law really understand creativity should legal theories alone inform our regulation of the creative process this book views copyright law as a law of creativity it asks whether copyright law understands authorship as other creativity studies fields do it considers whether copyright law should incorporate non legal theories and if so how it should be adjusted in their light for this purpose the book focuses on one of the many rights that copyright law regulates the right to make a derivative work a work is considered derivative when it is based on one or more preexisting works today the owner of a work of authorship has the exclusive right to make derivative works based on her original work or to allow others to do so the book suggests a new way to think about both the right the tension and copyright law at large it proposes relying on non legal fields like cognitive psychology and genre theories and offers new legal theoretical justifications for the right to make derivative works as the first book to consider the intersection between copyright law creativity and derivative works this will be a valuable resource for students scholars and practitioners interested in intellectual property and copyright law

Backstage Practices of Transnational Law

2018-11-19

arguing that the translation of scientific and technical learning materials and the publication of these translations in a timely and affordable manner is crucially important in promoting access to scientific and technical knowledge in the developing world this book examines the relationship between copyright law translation and access to knowledge taking sri lanka as a case study in comparison with india and bangladesh it identifies factors that have contributed to the unfavourable relationship between copyright law and the timely and affordable translation of scientific and technical learning materials such as colonisation international copyright law the trade interests of the developing economies and a lack of expertise and general lack of awareness surrounding copyright law in the developing world highlighting the need to reform international copyright law to promote the needs and interests of developing countries such as sri lanka the book points to a possible way forward for developing countries to achieve this and to address the problem of striking a proper and delicate balance in their copyright laws between the protection of translation rights and the ability of people to access translations of copyright protected scientific and technical learning materials

Copyright Law and Derivative Works

2021-05-05

this book analyses the right to religious freedom in international law drawing on an array of national and international cases taking a rigorous approach to the right to religious freedom anat scolnicov argues that the interpretation and application of religious freedom must be understood as a conflict between individual and group claims of rights and that although some states based on their respective histories religions and cultures protect the group over the individual only an individualistic approach of international law is a coherent way of protecting religious freedom analysing legal structures in a variety of both western and non western jurisdictions the book sets out a topography of different constitutional structures of religions within states and evaluates their compliance with international human rights law the book also considers the position of women s religious freedom vis à vis community claims of religious freedom of children s right to religious freedom and of the rights of dissenters within religious groups

Copyright Law and Translation

2010-10-18

this book presents a legal theory of money based on the concept of dematerialised property providing a rigorous analysis of the most salient legal issues regarding money this book will appeal to legal theorists economists and anyone working in commercial or banking law

The Right to Religious Freedom in International Law

2021-12-13

contemporary copyright was born in a heroic era of human history when technologies facilitated idea dissemination through the book trade reaching out mass readership this book provides insights on the copyright evolution and how proprietary individual expressions copyright protection forms an integral part of our knowing in being driven by the advances of technology through the proliferating trading frameworks the book captures what is central in the process of copyright evolution which is an onto epistemological offset it goes on to explain that copyright's protection of knowing in originality's delineation of expression and fair use dealing's legitimization of unauthorized use and being are not isolatable but rather mutually implicated while the classic strict determinism has been subject to an onto epistemological challenge the book looks at the proliferation of global trade and advent of information technology and how they show us the beauty and possibility of intra dependence between copyright authorship entrepreneurship and readership which calls for a fresh copyright onto epistemology building on its onto epistemological critiques on the stakeholder force and mechanism of copyright evolution the book helps readers understand why not only copyright but also law in general and justice too need to be onto epistemologically balanced as this is categorically imperative for being the fundamental law of nature

Credit and Creed

2021-07-20

recent confrontations between constitutional courts and parliamentary majorities for example in poland and hungary have attracted international interest in the relationship between the judiciary and the legislature in central and eastern european countries several political actors have argued that courts have assumed too much power after the democratic transformation process in 1989 1990 these claims are explicitly or implicitly connected to the charge that courts have constrained the room for manoeuvre of the legislatures too heavily and that they have entered the field of politics nevertheless the question to what extent has this aggregation of power constrained the dominant political actors has never been examined accurately and systematically in the literature the present volume fills this gap by applying an innovative research methodology to quantify the impact and effect of court's decisions on legislation and legislators and measure the strength of judicial decisions in six cee countries

The Origin of Copyright

2018-11-19

the book concerns the study and analysis of the un committee on economic social and cultural rights from an international legal perspective taking into consideration the adoption of the 2008 optional protocol to the international covenant on economic social and cultural rights icescr the volume provides a detailed account of the structure and functioning of the committee on economic social and cultural rights in the light of its jurisprudence through a study of the committee's procedures and practices periodic reports and general comments including taking into account the optional protocol for individual complaint procedure the book considers the possible implications of the work of this committee on other un committees such as the human rights committee and the un committee on the rights of the child as well as considering the repercussions of its work on the international protection of fundamental rights such as the right to education to health and adequate food the un committee on economic social and cultural rights will be of particular interest to academics and students of international and human rights law

Constitutional Politics and the Judiciary

2020-07-24

this book examines the american television legal series from its development as a genre in the 1940s to the present day villez demonstrates how the genre has been a rich source of legal information and understanding for americans these series have both informed and put myths in place about the legal system in the us villez also contrasts the us to france which has seen a similar interest in legal series during this period however french television representations of justice are strikingly different as is the role of fiction in offering viewers the possibility of acquiring significant understandings of their legal system the book will be an important addition to the study of popular culture and law and will interest legal scholars sociologists and media scholars

The UN Committee on Economic, Social and Cultural Rights

2009-12-04

in the world s developing countries foreign investment in natural resources brings into contact competing interests that are often characterised by unequal balances of negotiating power from multinational corporations and host governments through to the local people affected by the influx of foreign investment the growing integration of the world economy has been accompanied by rapid and extensive developments in the national and international norms that regulate investment and its impact including investment law natural resource law and human rights law these legal developments affect the shadow that the law casts over the multiple negotiations that characterise international investment projects in the developing world drawing on international law the national law of selected jurisdictions and the contracts concluded in a large investment project human rights natural resource and investment law in a globalised world explores the ways in which the law protects the varied property rights that are at play in foreign investment projects in developing countries with a focus on africa through an integrated analysis of seemingly disparate fields of law this book sheds new light on how the law mediates the competing interests that come into contact as a result of economic globalisation whilst also providing new insights on the changing nature of state sovereignty and on the relationship between law and power in a globalised world this book will be of interest to scholars students and informed practitioners working in the fields of international investment and human rights law comparative law socio legal studies and development studies

Television and the Legal System

2012-03-12

corporate social responsibility has for long been on the agenda in the business world and recently it has also become a political agenda in the european union focusing on international supply chains and their control based on studies of law in several european jurisdictions this book aims to advance the discussion on the application and enforcement of csr drawing parallels to us and canadian law the book explores to what extent private law tools can be used as an enforcement device and it ultimately asks if what we are witnessing is the formation of a new area of law employing the interplay of contract and tort a law of production liability as a corollary of the concept of product liability

Human Rights, Natural Resource and Investment Law in a Globalised World

2019-01-10

today human rights represent a primary concern of the international legal system the international community s commitment to the protection and

promotion of human rights however does not always produce the results hoped for by the advocates of a more justice oriented system of international law indeed international law is often criticised for inter alia its enduring imperial character incapacity to minimize inequalities and failure to take human suffering seriously against this background the central question that this book aims to answer is whether the adoption of the 2007 united nations declaration on the rights of indigenous peoples points to the existence of an international law that promises to provide valid responses to the demands for justice of disempowered and vulnerable groups at one level the book assesses whether international law has responded fairly and adequately to the human rights claims of indigenous peoples at another level it explores the relationship between this response and some distinctive features of the indigenous peoples struggle for justice reflecting on the extent to which the latter have influenced and shaped the former the book draws important conclusions as to the reasons behind international law s positive recognition of indigenous peoples rights shedding some light on the potential and limits of international law as an instrument of justice the book will be of great interest to students and scholars of public international law human rights and social movements

Law and Responsible Supply Chain Management

2016-04-14

this volume presents an integrated collection of essays around the theme of india s failure to grapple with the big questions of human rights protections affecting marginalized minority groups in the country s recent rush to modernization the book traverses a broad range of rights violations from gender equality to sexual orientation from judicial review of national security law to national security concerns from water rights to forest rights of those in need and from the persecution of muslims in gulberg to india s parallel legal system of lok adalats to resolve disputes it calls into question india s claim to be a contemporary liberal democracy the thesis is given added strength by the authors diverse perspectives which ultimately create a synergy that stimulates the thinking of the entire field of human rights but in the context of a non western country thereby prompting many specialists in human rights to think in new ways about their research and the direction of the field both in india and beyond

Seeking Justice in International Law

2020

the digital media environment is characterised by an abundance and diversity of content a multiplicity of platforms new modes of content production distribution and access and changed patterns of consumer and business behaviour this has challenged the traditional model of public service broadcasting psb in diverse ways this book explores whether and how psb should adapt to reflect the conditions of the digital media space so that it can effectively and efficiently continue to serve its public mandate

Human Rights in India

2015

providing a legal perspective on the concept of the balanced budget this book offers critical evaluation of its impact on the existing legal systems as well as an evaluation of its relation with other political and social values

Public Service Broadcasting 3.0

2022

this accessible new book delivers in two key areas first a new way of thinking about copyright reform in countries which are engaged in the modernization of their copyright laws and second a new international approach to copyright regulation in the era of globalization this volume draws specific attention to a number of special policy concerns which should inform post socialist reform these include the encouragement of creativity innovation and entrepreneurship the role of intellectual property in post socialist modernization the protection of cultural heritage and minority rights and the close relationship between recognition of authors's rights and the protection of fundamental human rights and freedoms while these policy issues are generally important to intellectual property regulation they are of special concern in the post authoritarian context this highly readable book will interest students and academics involved with copyright and intellectual property law and well as transitional studies

Constitutional Law and the EU Balanced Budget Principle

2006

in this new and burgeoning field in legal and human rights thought this edited collection explores by reference to applied philosophy and case law how the european court of human rights ecthr has developed and presented a right to personal identity largely through interpretation of article 8 of the european convention on human rights divided into three parts the collection interrogates firstly the construction of personal identity rights at the ecthr secondly whose identity rights are protected and thirdly the limits of identity rights the collection is the first in the routledge studies in law and humanity series contributions from nine leading and emerging legal scholars from the uk ireland and continental europe explore how the right has developed rights to identity and marriage lgbti persons with disabilities religious and cultural issues and critical perspectives on the social construction and framing of the right the collection is primarily aimed at scholars and advanced students particularly of human rights law and its theory jurisprudence and philosophy of law and those interested in ecthr jurisprudence and those interested in the connection between theories of inclusion belonging and rights including human rights lawyers

Copyright and Creative Freedom

2022-05-25

this book examines how national regional and international patent law can better respond to the interests of a diverse set of non profit and public interest entities and be of more benefit to developing countries the book sets out a tool box of participatory mechanisms which would foster third party participation in the patent process

Personal Identity and the European Court of Human Rights

2013

nearly every country in the world has a mechanism for executive clemency which though residual in most legal systems serves as a vital due process safeguard and as an outlet for leniency in punishment while the origins of clemency lie in the historical prerogative powers of once absolute rulers modern clemency laws and practices have evolved to be enormously varied this volume brings comparative and empirical analysis to bear on executive clemency building a sociological and political context around systematically collected data on clemency laws grants and decision making some jurisdictions have elaborate constitutional and legal structures for pardoning or commuting a sentence while virtually never doing so while others have little formal process and yet grant clemency frequently using examples from asia europe latin america the caribbean and the usa this comparative analysis of the law and the practice of clemency sheds light on a frequently misunderstood executive power this book builds on existing academic scholarship and expands the limited geographical scope of prior research which has tended to focus on north america the uk and australia it relays the latest state of knowledge on the topic and employs case studies doctrinal legal analysis historical research and statements by clemency decision making

authorities in explaining why clemency varies so considerably across global legal and political systems in addition it includes contributions encompassing international law transitional justice and innocence and wrongful convictions as well as on jurisdictions that are historically under researched the book will be of value to practitioners academics and students interested in the fields of human rights criminal law comparative criminal justice and international relations

A Politics of Patent Law

2020

this book explores how compliance with international environmental law has changed over time offering a critical analysis of its current shifting patterns beginning with an overview of compliance with international environmental law the book goes on to explore in detail compliance in the different legal regimes instituted by multilateral environmental agreements as the addition of new subjects of international law the legal relations between developed and developing countries and the emergence of new compliance mechanisms in global environmental law the analysis takes two key developments into consideration the evolution in forms of compliance and non state involvement in compliance with international environmental law in the final section three case studies are provided to demonstrate how these changes have occurred in selected areas climate change biodiversity and water resources throughout the book topics are illustrated with extracts from specific international environmental law jurisprudence and relevant international environmental law instruments in doing so the book offers a comprehensive analysis of compliance with international environmental law providing original insights and following a clear and systematic structure supported by reference to the sources this book will be of interest to professionals academics and students working in the field of compliance with international environmental law

Executive Clemency

2023-01-09

this book explores the contentious topic of how collective and community issues should be protected and enforced in international law elena katselli proukaki takes a detailed look at the issue of third state countermeasures and considers the work the international law commission has done in this area the volume addresses both the theory and practice of third state countermeasures within international law critically reviewing the conclusions of the international law commission on the non existence of a right to third state countermeasures it includes consideration of examples of state practice not previously covered in the literature of this topic in taking a thorough view of the issues involved the author identifies concerns about third state countermeasures which remain unanswered and considers the possible legal ramifications arising from a clash between a right to third state countermeasures and obligations arising from other international norms the problem of enforcement in international law explores questions evolving around the nature integrity and effectiveness of international law and the role it is called to play in a contemporary context this book is of great interest and value not only for specialists in this area of international law but also human rights trade and eu lawyers practitioners legal advisers and students

International Environmental Law Compliance in Context

2009-12-16

the multilateral trade agreements in the annexes to the agreement establishing the world trade organization provide a comprehensive structure for international trade why would trading partners in different countries feel the need to go outside this framework in order to set up preferential trade arrangements this book considers the structure of the world trade organization s agreements and the types of preferential trade arrangements and deliberates the value of the latter in the light of the operation of the former preferential trade agreements and international law offers a comprehensive examination of preferential trade agreements and considers the features of specific regional and bilateral trade agreements without drawing upon

systematic features and trends it shows the latest state of knowledge on the topic and will be of value to researchers academics policymakers and students interested in international trade and economic law

The Problem of Enforcement in International Law

2018-12-13

offering a study of regionalism in africa and investigating the ways in which law can be used to address the issues raised by regional processes on the continent this book examines the african economic community considering that it has been entrusted to coordinate and to harmonize policies between various regional economic communities recs across the continent thereby influencing the continent s approach towards regional integration it seeks to identify how law can be used to strengthen the african recs while ensuring that they achieve their goal of promoting regional development across the continent drawing upon economic and political theories and using a critical doctrinal analysis of legal texts and norms the book uncovers the legal and economic underpinnings of the model of regional integration followed by the regional schemes operating under the banner of the aec aiming to contribute to the search for effective methods to ensure the success of these various initiatives proposing the concept of regional developmentalism through law as the most suitable conceptual framework to support the effective establishment of an african economic community this book will be of interest to researchers academics and policy makers interested in the correlation between law regional integration and development in africa

Preferential Trade Agreements and International Law

2018-05-20

public institutions companies and governments in the eu and around the world are increasingly engaging in sustainable public procurement a broad concept that must consider the three pillars of economic equality social welfare and public health and environmental responsibility when designing public tenders and finalizing government contracts this book contributes to the development of life cycle criteria tools and methodologies for public procurement in the eu it collects both sector crossing contributions analysing the most relevant theoretical and legal aspects including both eu law and contract theory and sector specific contributions relating to some of the most important sustainable goods and services markets the book starts with a chapter that discusses the different approaches to including sustainability considerations in buying decisions by both private and public purchasers and then goes on to examine the eu law on lcc and how it is implemented in different member states these chapters address the challenges in balancing economic and sustainability objectives under eu internal market law one chapter develops the analysis with specific reference to public private partnership another chapter elaborates how multi stakeholders cooperation is necessary to develop lcc based on a case study of a lighting services procurement three sector specific studies relating to social housing textile and clothing and it close the book with contributors from a range of backgrounds including law business management engineering and policy development this interdisciplinary book provides the first comprehensive study on lcc within the framework of eu public procurement law

Regional Developmentalism through Law

2019-09-19

this book provides an important critique of mental health law and practice in china with a focus on involuntary detention and treatment the work explores china s mental health law reform regarding treatment decision making in the new era of the un convention on the rights of persons with disabilities crpd it adopts a socio legal approach not only by undertaking a comprehensive desk based analysis of the reforms introduced by china s mental health law mhl but also examining its implementation based on evidence from practice the book seeks to investigate whether china s first national mhl takes a step closer to the requirements of the un convention on the rights of persons with disabilities on mental health treatment decision making and if not why not

the book will be of interest to those working in the areas of mental health law and policy medical law and disability human rights law and asian studies

Cost and EU Public Procurement Law

2022

Mental Health Law in China

8 3 1 2 packet tracer skills integration challenge answers (Download Only)

- [bengali railway group d question paper \(PDF\)](#)
- [answers to bloomberg core essentials exam Copy](#)
- [minn kota mag 12 manual Copy](#)
- [bruno zevi saper vedere l architettura Full PDF](#)
- [husqvarna viking manual \(Read Only\)](#)
- [barry halper collection of baseball memorabilia \(PDF\)](#)
- [funai lc320slx manual \(Download Only\)](#)
- [foundations of earth science lutgens 6th edition Full PDF](#)
- [doing business by the good fifty two lessons on success sraight from the bible .pdf](#)
- [2015 honda cbr 600 service manual .pdf](#)
- [games of strategy fourth edition \(Read Only\)](#)
- [dreamweaver cs6 the missing manual missing manuals \(PDF\)](#)
- [how to be an old guy dispatches from the retiree front \(PDF\)](#)
- [crucible study guide questions and answers Full PDF](#)
- [14 day teatox bootea \(Download Only\)](#)
- [hotpoint rf64s manual \[PDF\]](#)
- [the highest poverty monastic rules and formoflife meridian crossing aesthetics Full PDF](#)
- [arjo trixie lift manual \[PDF\]](#)
- [human heredity principles and issues available titles cengagenow Full PDF](#)
- [hilux 5le manual \(Download Only\)](#)
- [2015 ktm sxf 250 owners manual Copy](#)
- [secrets of the karambit weapons of southeast asia .pdf](#)
- [quadrilaterals test geometry \(Download Only\)](#)
- [radiation safety in nuclear medicine \[PDF\]](#)
- [8 3 1 2 packet tracer skills integration challenge answers \(Download Only\)](#)