

INTERNATIONAL LEGAL MATERIALS

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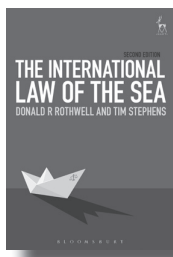


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International Law *from* Hart Publishing



SECOND EDITION

The International Law of the Sea *Donald R Rothwell and Tim Stephens*

The law of the sea provides for the regulation, management and governance of the ocean spaces that cover over two-thirds of the Earth's surface. This book provides a contemporary explanation of the foundational principles of the law of the sea, a critical overview of the 1982 United Nations Convention on the Law of the Sea and an analysis of subsequent

developments including the many bilateral, regional and global agreements that supplement the Convention.

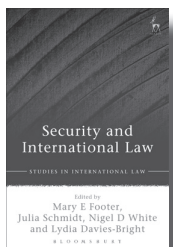
The second edition of this acclaimed text takes as its focus the rules and institutions established by the Convention on the Law of the Sea and places the achievements of the Convention in both historical and contemporary context. All of the main areas of the law of the sea are addressed including the foundations and sources of the law, the nature and extent of the maritime zones, the delimitation of overlapping maritime boundaries, the place of archipelagic and other special states in the law of the sea, navigational rights and freedoms, military activities at sea, and marine resource and conservation issues such as fisheries, marine environmental protection and dispute settlement.

As the Convention is now well over a quarter of a century old, the book takes stock of contemporary oceans issues that are not adequately addressed by the Convention. Overarching challenges facing the law of the sea are considered, including how new maritime security initiatives can be reconciled with traditional navigational rights and freedoms, and the need for stronger legal and policy responses to protect the global ocean environment from climate change and ocean acidification.

Donald R Rothwell is Professor of International Law at the Australian National University, Canberra.

Tim Stephens is Professor of International Law and Australian Research Council Future Fellow at the University of Sydney.

Feb 2016 | 9781782256847 | 608pp | Pbk | RSP: US \$69



Security and International Law

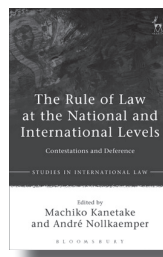
Edited by Mary E Footer, Julia Schmidt, Nigel D White and Lydia Davies-Bright

Of the many challenges that society faces today, possibly none is more acute than the security of ordinary citizens when faced with a variety of natural or man-made disasters arising from climate and geological catastrophes, including the depletion of natural resources, environmental degradation, food shortages, terrorism, breaches of personal security and

human security, or even the global economic crisis. States continue to be faced with a range of security issues arising from contested territorial spaces, military and maritime security and security threats relating to energy, infrastructure and the delivery of essential services. The theme of the book encompasses issues of human, political, military, socio-economic, environmental and energy security and raises two main questions. To what extent can international law address the types of natural and man-made security risks and challenges that threaten our livelihood, or very existence, in the twenty-first century? Where does international law fall short in meeting the problems that arise in different situations of insecurity and how should such shortcomings be addressed?

Mary E Footer is Professor of International Economic Law, **Julia Schmidt** is Research Fellow, **Nigel D White** is Professor of Public International Law and **Lydia Davies-Bright** is a PhD student, all at the University of Nottingham.

May 2016 | 9781849466349 | 384pp | Hbk | RSP: US \$112



The Rule of Law at the National and International Levels Contestations and Deference *Edited by Machiko Kanetake and André Nollkaemper*

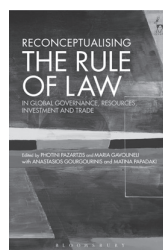
This book aims to enhance understanding of the interactions between the international and national rule of law. It demonstrates that the international rule of law is not merely about ensuring national compliance with international law. International law and institutions (eg, international human rights treaty-monitoring bodies and human rights courts) respond to national contestations and show deference to the national rule of law. While this might come at the expense of the certainty of international law, it suggests that the international rule of law can allow for flexibility, national diversity and pluralism.

The essays in this volume are set against the background of increasing conflict between international and national legal norms. Moreover the book shows that international law and institutions do not always command blind national obedience to international law, but incorporate a process of adjustment and deference to national law and policies that are protected by the rule of law at the national level.

Machiko Kanetake is an Assistant Professor of Public International Law at Utrecht University.

André Nollkaemper is Professor of Public International Law and Director of the Amsterdam Center for International Law at the Faculty of Law of the University of Amsterdam.

Mar 2016 | 9781849466677 | 488pp | Hbk | RSP: US \$112



Reconceptualising the Rule of Law in Global Governance, Resources, Investment and Trade

Edited by Photini Pazartzis and Maria Gavouneli with Anastasios Gourgourinis and Matina Papadaki

The relevance and importance of the rule of law to the international legal order cannot be doubted. Its significance was recently reaffirmed by the Declaration of the High-level Meeting of the General Assembly on the Rule of Law at the National and International Level, which made a solemn commitment to it on behalf of states and international organizations. In this edited collection, leading scholars and practitioners from the fields of global governance, resources, investment and trade, examine how the commitment to the rule of law manifests itself in the respective fields. The book looks at cutting-edge issues within each field and examines the questions arising from the interplay between them. With a clear three-part structure, it explores each area in detail and addresses contemporary challenges while trying to assure a commitment to the rule of law. The contributions also consider how the rule of law has been or should be reconceptualised. Taking a multi-disciplinary approach, the book will appeal to international lawyers from across the spectrum, including practitioners in the field of international investment and trade law.

Photini Pazartzis is Professor of International Law and **Maria Gavouneli** is Assistant Professor of International Law, both at the National and Kapodistrian University of Athens.

Anastasios Gourgourinis is Lecturer in Public International Law and **Matina Papadaki** is a PhD candidate, both at the National and Kapodistrian University of Athens.

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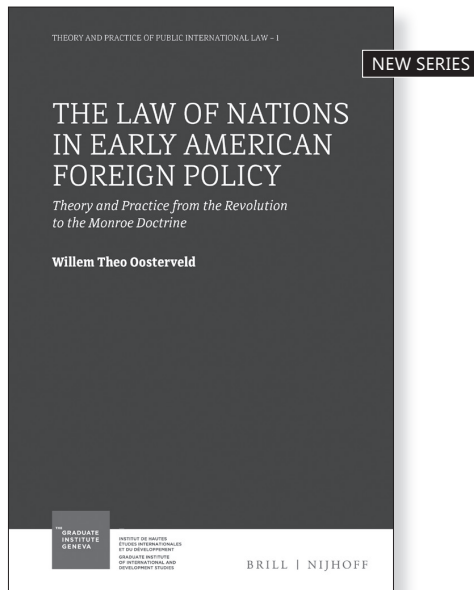
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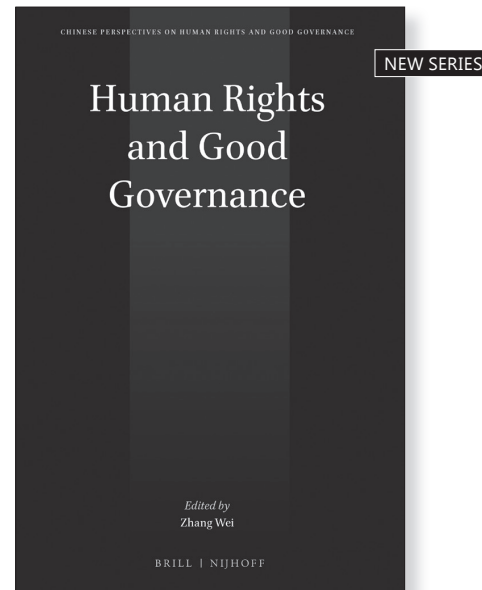
Theory and Practice from the Revolution to the Monroe Doctrine

Willem Theo Oosterveld, Graduate Institute

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A Commentary

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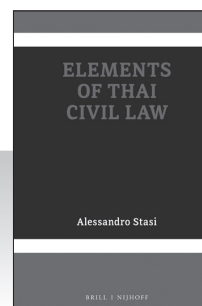
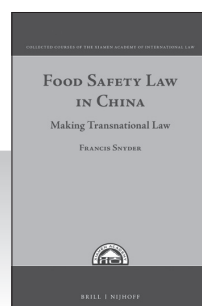
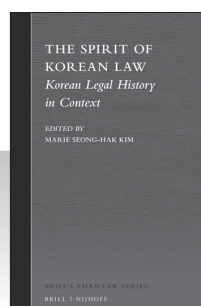
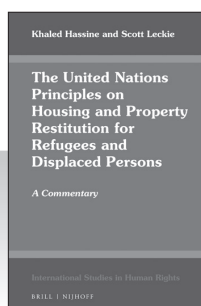
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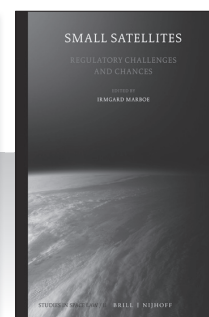
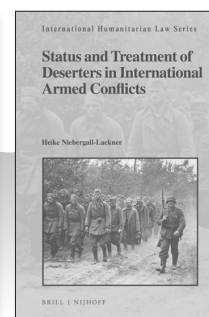
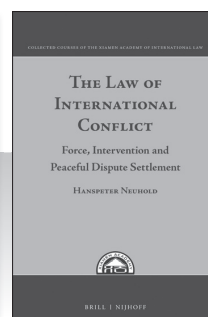
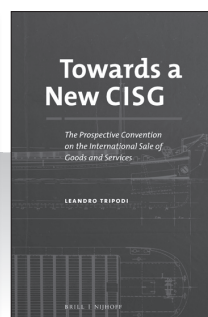
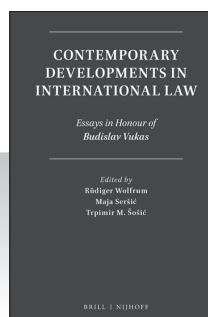
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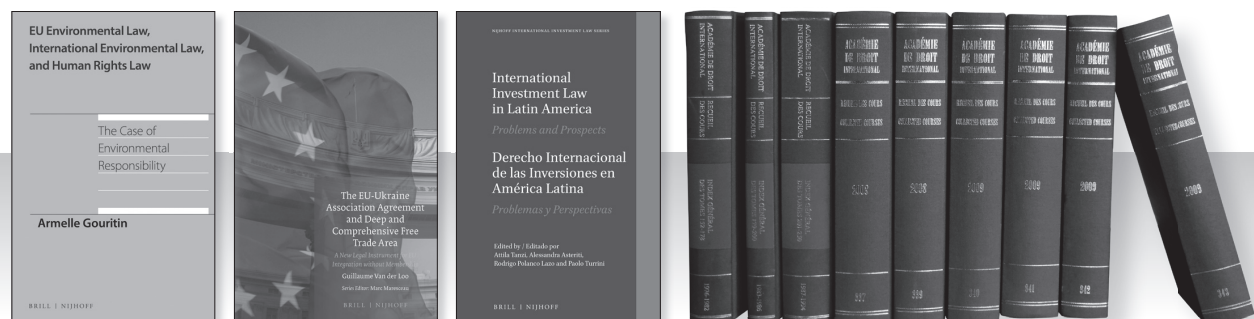
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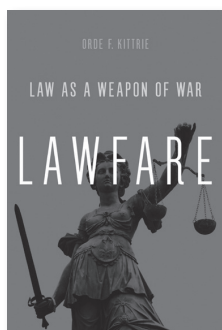
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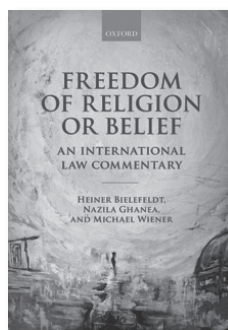
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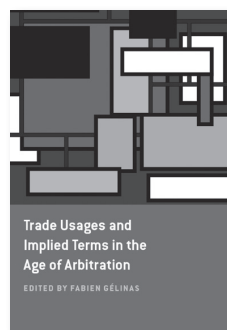


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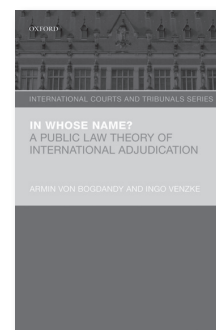


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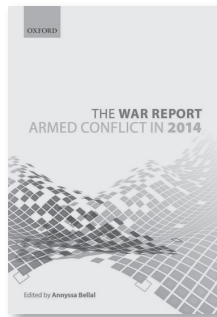
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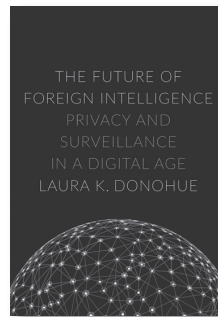
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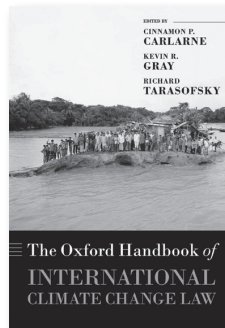
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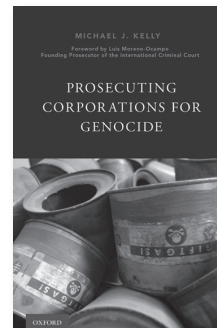
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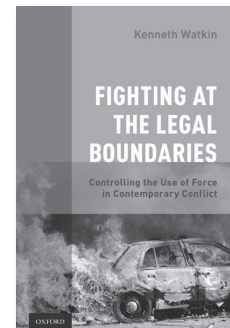
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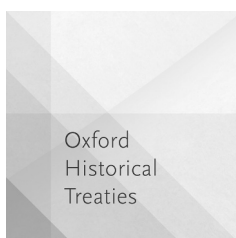
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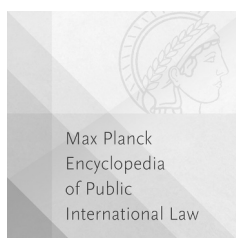
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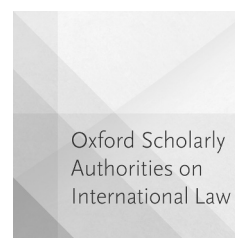
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Today, with the advent of the Internet, many of these materials are widely available. But the explosion of online information related to international law has made it impossible for busy international lawyers to sift through the vast array of documents and identify those that are truly significant. Happily our editorial staff, working with our Editorial Advisory Committee, devotes the time and expertise to selecting the most significant materials and highlighting them in *International Legal Materials* and our blog, *International Law in Brief*. In addition, the Society's *ASIL Insights* series provides analyses of particularly high-profile developments.

Beginning in 2007, we have introduced all documents published in *International Legal Materials* with a prefatory note by experts from among our membership. These notes provide summaries of the documents and offer insight into their significance. In this volume, we feature notes by Lorna Woods, Daniel Halbertstam, Yvonne McDermott, Ronald Bettauer, and Liora Lazarus. We are extremely grateful to these authors, and we are confident that you will find their contributions of value.

We invite your comments and suggestions as we continue our efforts to meet the evolving needs of the international legal community.

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