

# CUSTOMARY INTERNATIONAL LAW AND ITS INTERPRETATION BY INTERNATIONAL COURTS

It is notorious that international courts and tribunals have greatly contributed to the development of customary international law (CIL) by, for instance, articulating the constituent elements of custom and clarifying the conditions required for its modification. This volume demonstrates that they have also been actively engaged in the interpretation of CIL. In elucidating CIL interpretation before and by international courts and tribunals, the volume chooses three focal points: theory, method and normative interactions. Viewing CIL and its interpretation from these vantage points leads to a more complete picture of the role and function of CIL interpretation in international courts. The volume encourages readers to question orthodox theories on CIL and its interpretation, to look anew at what has long been labelled as mere identification of custom, and to take a systemic approach to CIL, which, even in the process of interpretation, remains unwaveringly connected to treaties and general principles of law.

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CUSTOMARY  
INTERNATIONAL LAW  
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Theories, Methods and Interactions

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CAMBRIDGE  
UNIVERSITY PRESS



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477 Williamstown Road, Port Melbourne, VIC 3207, Australia

314–321, 3rd Floor, Plot 3, Splendor Forum, Jasola District Centre, New Delhi – 110025, India

103 Penang Road, #05–06/07, Visioncrest Commercial, Singapore 238467

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a department of the University of Cambridge.

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[www.cambridge.org](http://www.cambridge.org)

Information on this title: [www.cambridge.org/9781009541329](http://www.cambridge.org/9781009541329)

DOI: [10.1017/9781009541312](https://doi.org/10.1017/9781009541312)

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When citing this work, please include a reference to the DOI [10.1017/9781009541312](https://doi.org/10.1017/9781009541312)

First published 2024

*A catalogue record for this publication is available from the British Library.*

*Library of Congress Cataloging-in-Publication Data*

Names: Merkouris, Panos, editor. | Føllesdal, Andreas, editor. | Ulfstein, Geir, 1951– editor. | Westerman, Pauline, editor. | Gorobets, Kostia, editor. | Fortuna, Marina, 1995– editor.

Title: Customary international law and its interpretation by international courts : theories, methods, and interactions / edited by Panos Merkouris, Rijksuniversiteit Groningen, The Netherlands; Andreas Føllesdal, Universitetet i Oslo; Geir Ulfstein, Universitetet i Oslo; Pauline Westerman, Rijksuniversiteit Groningen, The Netherlands; Kostia Gorobets, Rijksuniversiteit Groningen, The Netherlands; Marina Fortuna, Rijksuniversiteit Groningen, The Netherlands.

Description: Cambridge, United Kingdom; New York, NY : Cambridge University Press, 2024. | Series: Tric the rules of interpretation of customary international law | Includes bibliographical references and index. | Contents: The illusion of gold-digging : interpretation of state practice / Pauline Westerman – Addressing the chronological paradox : constitutive rules and the constructive interpretation of CIL / Henrique Marcos – Interpreting the plural sources of CIL / Harlan Grant Cohen – Interpretation dynamics in CIL : an entropic approach / Eleni Micha – The application of logic and reason in CIL interpretation / William Worster – The interpretation of 'direction and control' in the investor state arbitration : the case of state-owned enterprises / Paula Baldini Miranda da Cruz – The Court of Justice of the EU and CIL interpretation : close encounters of a third kind? / Tamaš Molnár – Judicial effectiveness or judicial ambiguity : is CIL an instrument for judicial activism in excess? / Leoni Ayoub – Judicial dialogue between international courts in the interpretation of customary international human rights law / Silviana Cocan – 'General principles of law' and the interpretation of CIL / Craig Eggett – The role of treaties and general principles of law in the interpretation of customary rules / Marina Fortuna – Reconciling conflicting norms of CIL-towards a mode of practical concordance at the ICJ / Raphael Oidtmann – Indicators of coherence and interpretation of CIL / Charalampos Giannakopoulos.

Identifiers: LCCN 2024020480 | ISBN 9781009541329 (hardback) | ISBN 9781009541312 (ebook)

Subjects: LCSH: Customary law, International – Interpretation and construction. | International courts.

Classification: LCC KZ1277 .I58 2024 | DDC 340.5–dc23/eng/20240509

LC record available at <https://lcn.loc.gov/2024020480>

ISBN 978-1-009-54132-9 Hardback

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