

# **ACCESS FREE INTERNATIONAL LAW AND GOVERNANCE OF NATURAL RESOURCES IN CONFLICT AND POST CONFLICT SITUATIONS CAMBRIDGE STUDIES IN INTERNATIONAL AND COMPARATIVE LAW**

**Yvette Reyes**

## **International Law And Governance Of Natural Resources In Conflict And Post Conflict Situations Cambridge Studies In International And Comparative Law Introduction**

### **International Law and Governance of Natural Resources in Conflict and Post-Conflict Situations**

An assessment of the role of international law in preventing natural resources from fuelling armed conflict and improving their governance.

### **International Law and Governance of Natural Resources in Conflict and Post-conflict Situations**

In Incorporating Indigenous Rights in the International Regime on Biodiversity Protection, Federica Cittadino convincingly interprets the Convention on Biological Diversity (CBD) and its related instruments in light of indigenous rights and the principle of self-determination.

### **Incorporating Indigenous Rights in the International Regime on Biodiversity Protection**

This book describes how international law regulates the problems that arise where economic activity meets violent conflict.

### **War Economies and International Law**

This book is the inaugural edition of the Nigerian Yearbook of International Law. The Yearbook is a necessary and timely publication that provides a forum for critical discourse on developments in international law, particularly where this has relevance for Nigeria, Africa and its people including those in the diaspora. The articles in this first volume explore topics under the following themes: International Law and Regional Systems, Contemporary Challenges/Emerging Issues, Criminal Law and Natural Resources/Environmental Law. There is also a section, which provides a comprehensive review of key decisions in African and International Courts/Tribunals. Contributors to this edition are international law jurists from across the world, including eminent judges of international tribunals, leading academics and an international diplomat.

## **Nigerian Yearbook of International Law 2017**

Takes an in-depth look into the war victim's right to reparation from the seventeenth century until the present day.

### **Victim Reparation under the Ius Post Bellum**

This book conceptualizes the 'prohibition of advocacy of religious hatred' from the perspectives of international and comparative law.

### **Religious Hatred and International Law**

Comprehensive and forward-looking analysis of civil liability for terrorism-related risk under international, EU and selected national tort laws.

### **Civil Liability in Europe for Terrorism-Related Risk**

This book examines the dynamics of natural resource conflicts in Africa and explores the different governance approaches for securing sustainable peace. One of the most prominent challenges facing Africa today is the consequences of natural resource extraction. While these resources hold the potential for economic transformation across Africa, their extraction also comes with a range of environmental, social, and economic consequences, including issues related to governance. This book assembles a unique cohort of peacebuilding, environmental justice, and sustainable development scholars and practitioners from Africa and beyond to examine the dynamics of natural resource conflict and explore the governance approaches that offer pathways for sustainable peace in Africa. Drawing on case studies and empirical lessons from the Horn of Africa, Southern Africa, West Africa, East Africa, and the Central Sahel region, along with the African Union, the multidisciplinary contributors offer fresh insights into the nature of natural resource conflict in Africa, delve deeper into the complexities of natural resource governance, and highlight the interplay between resource governance and sustainable peace. By shedding light not only on Africa's experiences and vulnerabilities but also on the challenges of natural resource governance, this book fills a crucial gap in understanding the connection between natural resource governance, conflict, and pathways for sustainable peace in Africa. Drawing on a range of disciplinary perspectives, this book will be of interest to students and scholars of natural resource governance, peace and conflict studies, environmental policy and justice, sustainable development, security studies and African studies more widely.

### **Governing Natural Resources for Sustainable Peace in Africa**

2 Dispute Settlement Under UNCLOS

### **Provisional Measures before International Courts and Tribunals**

This is an open access title available under the terms of a CC BY-NC-ND 4.0 License. It is free to read, download and share on Elgaronline.com. This incisive Research Handbook addresses the growing recognition within the international law community that natural resource governance and environmental protection are crucial aspects of peace processes, both as a security imperative and as an opportunity for peacebuilding. Examining the impact of international normative and institutional frameworks on environmental peacebuilding, this Research Handbook features contributions from distinguished experts and global case studies on integrated legal approaches to the governance of natural resources.

### **Research Handbook on International Law and Environmental Peacebuilding**

This report inventories and analyses the range of international laws that protect the environment during  
International Law And Governance Of Natural Resources In Conflict And Post Conflict Situations Cambridge Studies In International And Comparative Law

armed conflict. With a view to identifying the current gaps and weaknesses in this system, the authors examine the relevant provisions within four bodies of international law - environmental humanitarian (IHL), international criminal law (ICL), international environmental law (IEL), and international human rights law (HRL). The report concludes with twelve concrete recommendations on ways to strengthen this legal framework and its enforcement. The Environment and Natural Resources are crucial for building and consolidating peace, it is urgent that their protection in times of armed conflict be strengthened. There can be no durable peace if the natural resources that sustain livelihoods are damaged or destroyed. This report provides a basis upon which Member States can draw upon to clarify, expand and enforce international law on environmental protection in times of war.

## **Protecting the Environment During Armed Conflict**

An analysis of the role of the interplay between formality and informality in shaping the current state of international law.

## **Coalitions of the Willing and International Law**

Who is accountable under international law for the acts committed by armed opposition groups? In today's world the majority of political conflicts involve non-state actors attempting to exert political influence (such as overthrowing a government or bringing about secession). Notwithstanding their impact on the course of events, however, we often know little about these groups, and even less about how to treat their actions legally. In this award-winning scholarship, Liesbeth Zegveld examines the need to legally identify the parties involved when internal conflicts arise, and the reality of their demands for rights. Her study draws upon international humanitarian law, human rights law and international criminal law to consider a fundamental question: who is accountable for the acts committed by non-state actors, or for the failure to prevent or repress these acts? This study will be of interest to academics, postgraduate students and professionals involved with armed conflict and international relations.

## **Accountability of Armed Opposition Groups in International Law**

This book outlines how odious debts are not legally binding under international or domestic law, contrary to widely held legal opinion.

## **The Doctrine of Odious Debt in International Law**

Offers a new perspective on international law and international legal argumentation: to what event is international law a belief system?

## **International Law as a Belief System**

This book examines an important unresolved question of current international law: the legal position of third-party countermeasures.

## **Third-Party Countermeasures in International Law**

How should international treaties be interpreted over time? This book addresses what evolutive interpretation looks like in reality.

## **Static and Evolutive Treaty Interpretation**

This book integrates legal, historical, and philosophical materials to illuminate the migration topic and to

provide a novel theory of human rights.

## **Humanity at Sea**

This book explores the implications of banning people from public space for the rule of law, fundamental rights, and democracy.

## **Exclusion from Public Space**

Analyzes the role of self-determination and territorial integrity in some of the most difficult decolonization cases.

## **Self-Determination in Disputed Colonial Territories**

Unpacks key assumptions about the 'environment', its relationship with violent conflict, and the justification for its protection underlying international law.

## **The Environment-Conflict Nexus in International Law**

In *The Protection of Water During and After Armed Conflicts: What Protection in International Law?*, Mara Tignino offers an analysis of the principles and rules protecting water in situations of armed conflicts.

## **Water During and After Armed Conflicts**

The book illuminates the nature, extent, and political implications of normative conflicts between environmental protection laws and human rights.

## **When Environmental Protection and Human Rights Collide**

The genesis of this book was a workshop entitled 'Empire or Empowerment? The Role of International Law in Building Democracy and Justice after Conflict' held at the Australian National University in Canberra on 9-10 August 2007

## **The Role of International Law in Rebuilding Societies After Conflict**

The central idea animating environmental impact assessment (EIA) is that decisions affecting the environment should be made through a comprehensive evaluation of predicted impacts. Notwithstanding their evaluative mandate, EIA processes do not impose specific environmental standards, but rely on the creation of open, participatory and information rich decision-making settings to bring about environmentally benign outcomes. In light of this tension between process and substance, Neil Craik assesses whether EIA, as a method of implementing international environmental law, is a sound policy strategy, and how international EIA commitments structure transnational interactions in order to influence decisions affecting the international environment. Through a comprehensive description of international EIA commitments and their implementation with domestic and transnational governance structures, and drawing on specific examples of transnational EIA processes, the author examines how international EIA commitments can facilitate interest coordination, and provide opportunities for persuasion and for the internalisation of international environmental norms.

## **The International Law of Environmental Impact Assessment**

This work explores in depth the legal consequences of peremptory norms.

*International Law And Governance Of Natural Resources In Conflict And Post Conflict Situations* Cambridge Studies In International And Comparative Law

## **Legal Consequences of Peremptory Norms in International Law**

In this study, Caroline Henckels examines how investment tribunals have balanced the competing interests of host states and foreign investors in determining state liability in disputes concerning the exercise of public power. Analyzing the concepts of proportionality and deference in investment tribunals' decision-making in comparative perspective, the book proposes a new methodology for investment tribunals to adopt in regulatory disputes, which combines proportionality analysis with an institutionally sensitive approach to the standard of review. Henckels argues that adopting a modified form of proportionality analysis would provide a means for tribunals to decide cases in a more consistent and coherent manner leading to greater certainty for both states and investors, and that affording due deference to host states in the determination of liability would address the concern that the decisions of investment tribunals unjustifiably impact on the regulatory autonomy of states.

## **Proportionality and Deference in Investor-State Arbitration**

International Natural Resources Law, Investment and Sustainability provides a clear and concise insight into the relationship between the institutions that govern foreign investment, sustainable development and the rules and regulations that administer natural resources. In this book, several leading experts explore different perspectives in how investment and natural resources come together to achieve sustainable development in developing countries with examples from water, oil and gas, renewable energy, mineral, agriculture, and carbon trading. Despite varying perspectives, it is clear that several themes are central in considering the linkages between natural resources, investment and sustainability. Specifically, transparency, good governance and citizen empowerment are vital conditions which encourage positive social, economic and environmental outcomes for developing countries. In addition, this book provides new insights into key concepts which underpin international law, including sovereign rights and state responsibility principles. It is clear from this book that in the attempt to reconcile these concepts and principles from separate legal regimes, complex policy questions emerge whereby it is difficult to attain mutually beneficial or succinct outcomes. This book explores how countries prioritise their policy objectives to achieve their notion of sustainable natural resource use, which is strongly influenced by power imbalances that inform North–South cooperation, as well as South–South cooperation in the international investment regime. This book will be of great interest to students, academics and researchers of international environmental law, international human rights law, international investment law and international economic law. This book may also be of relevance to environmentalists, policy-makers, NGOs, and investors working in the natural resources field.

## **International Natural Resources Law, Investment and Sustainability**

This pioneering study on environmental case-law examines how courts engage with science and reviews legitimate styles of judicial reasoning.

## **Science and Judicial Reasoning**

This book explores a disciplinary matrix for the study of the law and governance concerning mining and minerals from a global perspective. The book considers the key challenges of achieving the goals of Agenda 2030 and the transition to low-carbon circular economies. The perspective encompasses the multi-faceted and highly complex interaction of multiple fields of international law and policy, soft law and standards, domestic laws and regulations as well as local levels of ordering of social relations. What emerges is a largely neglected, unsystematised and under-theorised field of study which lies at the intersection of the global economy, environmental sustainability, human rights and social equity. But it also underlies the many loopholes to address at all levels, most notably at the local level – land and land holders, artisanal miners, ecosystems, local economies, local linkages and development. The book calls for a truly cosmopolitan academic discipline to be built and identifies challenges to do so. It also sets a research agenda for further

studies in this fast-changing field.

## **The Law and Governance of Mining and Minerals**

The book provides a systematic and comprehensive study of the prevention principle in international environmental law.

## **The Prevention Principle in International Environmental Law**

This book provides expert analysis of the impact of international and national courts on the development of international law applying to armed conflicts.

## **Judges, Law and War**

The right to self-determination has played a crucial role in the process of assisting oppressed people to put an end to colonial domination. Outside of the decolonization context, however, its relevance and application has constantly been challenged and debated. This book examines the role played by self-determination in international law with regard to post-conflict state building. It discusses the question of whether self-determination protects local populations from the intervention of international state-builders in domestic affairs. With a focus on the right as it applies to the people of an independent state, it explores how self-determination concerns that arise in the post-conflict period play out in relation to the reconstruction process. The book analyses the situation in Somalia as a means of drawing out the impact and significance of the legal principle of self-determination in the process of rebuilding post-conflict institutions. In so doing, it seeks to highlight how the relevance of self-determination is often overlooked in this context.

## **Self-Determination, International Law and Post-Conflict Reconstruction**

This book will consider a rapidly emerging guiding general principle in international relations and, arguably, in international law: the Responsibility to Protect. This principle is a solution proposed to a key preoccupation in both international relations and international law scholarship: how the international community is to respond to mass atrocities within sovereign States. There are three facets to this responsibility; the responsibility to prevent; the responsibility to react, and the responsibility to rebuild. This doctrine will be analysed in light of the parallel development of customary and treaty international legal obligations imposing responsibilities on sovereign states to the international community in key international law fields such as international human rights law, international criminal law and international environmental law. These new developments demand academic study and this book fills this lacuna by rigorously considering all of these developments as part of a trend towards assumption of international responsibility. This must include the responsibility on the part of all states to respond to threats of genocide, crimes against humanity, ethnic cleansings and large-scale war crimes. The discussion surrounding aggravated state responsibility is also explored, with the author concluding that this emerging norm within international law is closely related to the responsibility to protect in its imposition of an international responsibility to act in response to an international wrong. This book will be of great interest to scholars on international law, the law of armed conflict, security studies and IR in general.

## **The Responsibility to Protect in International Law**

*Natural Resources Grabbing: An International Law Perspective* aims at filling a gap in legal literature by addressing the adverse effects that large-scale investments in natural resources may pose to fundamental human rights and the protection of the environment.

## **Natural Resources Grabbing: An International Law Perspective**

Research Handbook on International Law and Natural Resources provides a systematic and comprehensive analysis of the role of international law in regulating the exploration and exploitation of natural resources. It illuminates interactions and tensions between international environmental law, human rights law and international economic law. It also discusses the relevance of soft law, international dispute settlement, as well as of various unilateral, bilateral, regional and transnational initiatives in the governance of natural resources. While the Handbook is accessible to those approaching the subject for the first time, it identifies pressing areas for further investigation that will be of interest to advanced researchers.

## **Research Handbook on International Law and Natural Resources**

This book examines the protection of the environment in post-conflict societies, with regard both to the maintenance of natural ecosystems and to the function of environmental protection in the peace-building process, addressing the strengths and weaknesses of different bodies of law.

## **Environmental Protection and Transitions from Conflict to Peace**

There has been considerable debate in the international community as to the legality of the forceful actions in Kosovo in 1999, Afghanistan in 2002 and Iraq in 2003 under the United Nations Charter. There has been consensus, however, that the use of force in all these situations had to be both proportional and necessary. Against the background of these recent armed conflicts, this 2004 book offers the first comprehensive assessment of the twin requirements of proportionality and necessity as legal restraints on the forceful actions of States. It also provides a much-needed examination of the relationship between proportionality in the law on the use of force and international humanitarian law.

## **Necessity, Proportionality and the Use of Force by States**

In modern international law, permanent sovereignty over natural resources has come to entail duties as well as rights. This study analyses the evolution of permanent sovereignty from a political claim to a principle of international law, and examines its significance for a number of controversial issues such as peoples' rights, nationalization and environmental conservation. Although political discussion has long focused on the rights arising from permanent sovereignty, Dr. Schrijver argues that this has been at the expense of the consideration of the corollary obligations in also entails. His book thus identifies new directions sovereignty over natural resources has taken in an increasingly interdependent world and demonstrates its relevance to current debate on foreign-investment regulation, the environment, and sustainable development -- Back cover.

## **Sovereignty Over Natural Resources**

[year 5 qca tests teachers guide](#)

[the art of taming a rake legendary lovers](#)

[engineering mechanics dynamics 6th edition meriam kraige solution manual](#)

[football field templates for coaches](#)

[novus ordo seclorum zaynur ridwan](#)

[savita bhabhi episode 22](#)

[briggs and stratton repair manual 13hp](#)

[biological and pharmaceutical applications of nanomaterials](#)

[fordson super major manual](#)

[farm animal mask templates to print](#)