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The history of international law is replete
with concepts that have generated change:
individual criminal responsibility,

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common heritage of mankind and sustainable development to name but a few. These are concepts that have influenced the scope, structure and purpose of international law. This book explores the extent to which Responsibility to Protect (R2P) possesses the same transformative potential,

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showing how R2P shifts our
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Beyond Responsibility to Protect: Ceci
n'est pas une pipe from Introduction By
Richard A. Barnes , Professor of
International Law at the University of Hull
Law School and Director of the

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McCoubrey Centre for International Law,
Vassilis P. Tzevelekos, Senior Lecturer in
Public International Law at the University
of Hull Law School

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Abstract. This paper explains the structure

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of and the logic behind the edited collection and argues that, irrespective of whether Responsibility to Protect has acquired normative force within international law, it is a concept that (may) generate (s) change within the order of international law, i.e. it affects positive international law, and has the potential to

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have further impact beyond the one it has
on state sovereignty.

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INTRODUCTION. In recent years the
international community has witnessed a
process of paramount importance to the

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future consolidation (and ultimate relevance) of the concept of responsibility to protect (R2P), that is, a process of institutionalisation.

The Institutionalisation of the
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responsibility to protect is both an ambitious and an ambiguous concept in international law ambiguity creates space for debate and the potential for legal development but it may also generate misunderstanding false expectations and uncertainty

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with concepts that have generated change: individual criminal responsibility, common heritage of mankind and sustainable development, to name but a few. These are concepts that have influenced the scope, structure and purpose of international law. This book explores the extent to which

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Responsibility to Protect (R2P) possesses the same transformative potential, showing how R2P shifts our understanding of both the potential and practice of international law.

Responsibility to Protect is both an ambitious and an ambiguous concept in international law. Ambiguity creates space

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for debate and the potential for legal development, but it may also generate misunderstanding, false expectations and uncertainty. Despite its ambiguity, R2P has quickly found a place within international legal texts. At the same time its ambiguity - or rather the tensions the concept generates - has also helped

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generate an enormous range of scholarship. This collection of essays presents a critical evaluation of R2P, exploring how it interacts with existing concepts and values, and how this influences normative developments within international law. In particular, the essays explore the influence of R2P upon

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sovereignty as responsibility, the continued advance of positive human rights obligations, and the safeguarding of international community interests. (Series: International Law, Vol. 16) [Subject: International Law, Human Rights Law

This book offers a novel and

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contemporary examination of the 'responsibility to protect' (R2P) doctrine from an international legal perspective and analyses how the doctrine was applied within the Libyan and Syrian conflicts as two recent and highly significant R2P cases. The book dissects each of R2P's three component pillars to examine their

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Generating legal underpinnings, drawing upon diverse legal frameworks – including the laws of the UN, laws of international organisations, human rights law, humanitarian law, criminal law, environmental law, and laws of State responsibility – to extract conclusions regarding existing and emerging host and

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third-State obligations to prevent and react to mass atrocity crimes. It uses this legal grounding to critically examine specific aspects of the Libyan and Syrian R2P cases, engaging with some of the more traditional debates surrounding R2P's application, most notably those that pertain to the use of force (or lack thereof),

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but also exploring some of the less-researched non-military methods that were or could have been employed by States and international organisations to uphold the doctrine. Such an analysis captures the diversity in the means and actors through which R2P can be implemented and allows for the extraction of more nuanced

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conclusions regarding the doctrine's strengths and limitations, gaps in enforceability, levels of State support, and future trajectory. The book will be of interest to scholars and students in the field of international law and human rights law.

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The current system of international law is experiencing profound transformations. Indeed, the simultaneous processes of globalization combined with the disintegration of international systems of governance and law-making pose complex challenges for legal scholarship. The doctrinal response to these challenges has

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been theorized within two seemingly contradictory discourses in international law: fragmentation and constitutionalisation. This book takes an innovative approach to international law, viewing the processes of the fragmentation and constitutionalisation as being profoundly interconnected and reflective

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of each other. It brings together a select group of contributors, including both established and emerging scholars and practitioners, in order to explore the ways in which the problems of fragmentation and constitutionalisation are viscerally linked one to the other and thus mutually conditioning and stimulating. The book

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Considers the theory and practice of international law looking at the two phenomena in relation to the various fields of international law such as international criminal law, cultural heritage law and international environmental law.

This book addresses the involuntary and

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arbitrary displacement of individuals resulting from armed conflict and gross human rights violations. It shows that forcible displacement constitutes a serious violation of international law and of fundamental community interests. Armed Conflict and Forcible Displacement provides a critical legal analysis of the

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contemporary international framework, permeating forcible displacement in these circumstances and explores the rights that individuals possess with specific focus on the right not to be displaced and, where this fails, the right to return home and to receive property restitution. In doing so, this volume marries together different

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fields of international law and builds on the case studies of Cyprus, Colombia, Cambodia and Syria. While the case studies considered here are far from exhaustive, they are either little explored or present significant challenges due to the magnitude of displacement or contested international jurisprudence. Through this

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analysis, the volume exposes some of the legal challenges that individuals encounter in being protected from forcible displacement, as well as the legal obstacles that persist in ensuring the return of and the recovery of property by the displaced. It will be of interest to those interested in the fields of international law,

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"This book examines veto use by the permanent members of the UN Security Council while atrocity crimes are being committed-genocide, crimes against humanity, and/or war crimes. The veto

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power, conferred by UN Charter Article
27(3), allows any one of the five
permanent members-the United States,
United Kingdom, Russia, China, or France-
to block a substantive resolution being
voted on within the Council by casting a
negative vote. Both in the past, and today,
permanent members use, or have used,

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their veto power to block resolutions, including those designed to curtail or alleviate the commission of atrocity crimes, with dire consequences sometimes resulting on the ground"--

This book will consider a rapidly emerging guiding general principle in

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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

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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

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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

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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

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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.

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This book addresses the disparity between positive non-treaty law and its scholarly assessment in the area of moral concepts, understood as altruistic as opposed to reciprocal legal obligations. It shows how scholars are generously willing to assert the existence of a rule of international law,

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thereby moving further away from actual state practice, not taking into account the factors of legal rhetoric and the core survival interests of the state in the formation of custom and general principles of law. The main argument is that such moral concepts can simply not manifest themselves as non-treaty sources

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of international law from a dogmatic perspective. The reason is the inherent connection between the formation of the non-treaty sources of international law and state interest that makes it difficult, if not impossible, to assess state practice or *opinio juris* in the case of altruistic obligations. The book further

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demonstrates this finding by looking at two cases in point: Human rights and humanitarian exceptions to the prohibition of force. As opposed to the majority of existing works on the subject, *State Interest and the Sources of International Law* takes a bigger-picture approach to a number of distinct problems in

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generating law scholarship by looking at the building blocks of international relations on the one hand, and merging this with sources doctrine on the other. It will be of interest to researchers, academics, and students in the fields of international law, human rights, international relations, political science,

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Bewaffnete Eingriffe in innerstaatliche Konflikte sind in den letzten Jahren immer wieder als Ultima Ratio genannt worden, um der internationalen Schutzverantwortung oder dem Recht auf Selbstverteidigung nachzukommen. Sie

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stehen jedenfalls im Spannungsfeld zwischen dem prinzipiellen Gewaltverbot und aktuellen Realitäten, die ihren Ausdruck im Konzept der Responsibility to Protect (R2P) finden. AutorInnen aus unterschiedlichen wissenschaftlichen Richtungen und Ländern setzen sich mit diesen und anderen Fragen auseinander

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und versuchen die Thematik aus mehreren
Perspektiven und Blickwinkeln zu
diskutieren.

This handbook provides comprehensive
and expert analysis of the impact of the
Brexit process and the withdrawal of the
United Kingdom from the European

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Union on existing and future EU-UK relations within the context of both EU and international law. Examining the wider international law implications, it additionally assesses the complex legal consequences of Brexit for both the EU and the UK in their dealings with third states and other international

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Organizations. With contributions from
renowned specialists in the field of EU
external action, each chapter will analyse
specific policy areas to address key
challenges arising from the Brexit process
for the EU and the UK and propose
solutions to overcome these problems. The
handbook aims to fill a gap in research by

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assessing the consequences of Brexit under EU external relations law and international law. As such, it is hoped it will set the research agenda for coming years on the international dimension of Brexit. The Routledge Handbook on the International Dimension of Brexit is an authoritative and essential reference text

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for scholars and students of international and European/EU law and policy, EU politics, and British Politics and Brexit, as well as of key relevance to legal practitioners involved in Brexit, governments, policy-makers, civil society organizations, think tanks, practitioners, national parliaments and the Court of

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Transnational business activities are important drivers of growth for developing and the least developed countries.

However, they can also negatively impact the enjoyment of human rights. In some cases, multinational enterprises (MNEs)

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have even been accused of grave human rights abuses in the territory of the states where their subsidiaries operate. Since the parent companies of many MNEs are incorporated under the law of European states, those countries' domestic law and the European legal framework play a crucial role in establishing how their

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activities should be conducted – also throughout their supply chains – and which remedies will be available when corporate human rights violations occur. In recent years, the European Union, the Council of Europe and their Member States have been adopting policies and legislation to ensure respect for human

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rights by businesses and have developed a body of related case law. These legal instruments can be considered the European responses to the challenges posed at international-law level, and they constitute the focus of research of this book. Through its collected chapters – written by scholars and practitioners under

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the direction of the editor, Angelica Bonfanti – the book identifies the European solutions to the business and human rights international legal issues, provides an overall assessment of their effectiveness, and examines their potential evolution.

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