



Recognition of Governments in International Law

*with considerations on institutional recognition by the
International Criminal Court*

Lui M. Laskowski

Recognition Of Governments In International Law

Jianjun Gao



Recognition Of Governments In International Law:

Recognition of Governments in International Law Stefan Talmon, 1998 Based on an analysis of the diplomatic practice of States and decisions by national and international courts this book explores the two central questions of the recognition of governments These are namely what are the meanings of the term recognition and its variants in international law and what is the effect of recognition on the legal status of foreign authorities and in particular of authorities in exile recognized as governments The book is comprehensive in its analysis of the issues and covers material which is of significant historical interest as well as highly topical material such as recent developments in Angola Kuwait and Haiti Thus Talmon s book will hold great appeal for international law scholars and practitioners alike It may also be of interest to diplomats and civil servants working in organizations such as the United Nations

International Law Malcolm N. Shaw, 2003-09-25 This fifth edition of Malcolm Shaw s bestselling textbook on international law provides a clear authoritative and comprehensive introduction to the subject fully revised and updated to Spring 2003 Basically preserving the structure which made the previous edition so successful a new chapter on Inter state Courts and Tribunals considers the role of the International Court of Justice and the International Tribunal on the Law of the Sea and there is a new chapter on international humanitarian law Also examined are arbitration tribunals and the role of international institutions such as the WTO in resolving conflicts The prosecution of individuals for violations of international law is examined Additional coverage of events in Kosovo and Iraq analyses the questions of humanitarian intervention and the role of the UN Written in a clear and accessible style setting the subject firmly in the context of world politics and the economic and cultural influences affecting it this book remains a highly readable and invaluable resource for students and practitioners alike The scope of the text makes this essential reading for students of international law international relations and the political sciences The book is also valuable to professionals and governmental and international civil servants

The Identity of Governments in International Law Niko Pavlopoulos, 2024-03-13 The Identity of Governments in International Law provides a comprehensive account of the international legal regulation of governmental status It examines the fundamental conceptual aspects of the government of a state in international law before analysing the law concerning the recognition of governments and the criteria for governmental status under customary international law It also explores matters concerning the identity of governments in the context of international organizations Presenting the positive international legal framework concerning the regulation of governmental status the book engages extensively with historical and contemporary examples such as the rival governments of Cambodia 1970 75 1979 89 1997 98 the recognition of the Taliban 1996 2001 and again beginning in 2021 and the contested identity of Venezuela s president beginning in 2019 Given the pre eminence of states in international law and the importance of governments to the representation of states the systematic examination of practice grounded in solid conceptual foundations renders this book a useful reference point for scholars and practitioners in all fields of international

law and beyond *A Digest of Cases on International Law Relating to Recognition of Governments* Osmond Kessler Fraenkel, 1925 *The international law of recognition* Ti-Chiang Chen, 1951 *Recognition of Governments* M. Peterson, 1997-06-16 Provides a systematic comparison of legal scholars views and governments practice regarding the occasions for criteria for and effects of recognition It traces the evolution from the 19th century practice basing recognition mainly on effective rule to more frequent use of additional criteria in the interwar and early Cold War to the reassertion of the primacy of effective rule since 1970 and places it in the context of contemporaneous changes in world politics

International Law Reports E. Lauterpacht, C. J. Greenwood, 1996-10-17 *International Law Reports* is the only publication in the world wholly devoted to the regular and systematic reporting in English of courts and arbitrators as well as judgements of national courts *The Legal Effects of Recognition in International Law*, 1928 **Governmental**

Illegitimacy in International Law Brad R. Roth, 1999 When is a de facto authority not entitled to be considered a government for the purposes of International Law International reaction to the 1991 4 Haitian crisis is only the most prominent in a series of events that suggest a norm of governmental illegitimacy is emerging to challenge more traditional notions of state sovereignty This challenge has dramatic implications for two fundamental legal strictures that against the use or threat of force against a state s political independence and that against interference in matters essentially within a state s domestic jurisdiction Yet although human rights advocates have begun to speak of state sovereignty as an anachronism with some expansively proclaiming the emergence of an international right to democratic governance international law literature lacks systematic treatment of governmental illegitimacy This work seeks to specify the international law of collective non recognition of governments so as to enable legal evaluation of cases in which competing factions assert governmental authority It subjects the recognition controversies of the United Nations era to a systematic examination informed by theoretical and comparative perspectives on governmental legitimacy The inquiry establishes that the category of illegitimate government now occupies a place in international law with significant consequences for the legality of intervention in certain instances The principle of popular sovereignty hitherto vague and ambiguous has acquired sufficient determinacy to serve in some circumstances as a basis for denial of legal recognition to putative governments This development does not imply however the emergence in international law of a meaningful norm of democratic governance nor would such a norm serve the purposes of the scheme of sovereign equality of states embodied in the United Nations Charter

The Legal Effects of Recognition in International Law as Interpreted by the Courts of the United States John Gaines Hervey, 1928 **Nordic Journal of International Law**, 1999 **The American Journal of International Law**, 1926 *Public International Law* Alina Kaczorowska-Ireland, 2015-05-08 The 5th edition of *Public International Law* continues the book s accessible student friendly tradition with a writing style that is both conversational and easy to read Features designed to support learning include highlighted key cases introductory chapter overviews and end of chapter aides

more and recommended further reading Public International Law is unique in that it is both a textbook and a casebook. The facts of each case and the details of the court or tribunal's decision are succinctly set out followed by detailed commentary from the author and where appropriate a brief explanation of subsequent events. The book covers all the major areas of public international law and takes account of new developments relating to the codification of international law by the International Law Commission. State practice and decisions of international courts and tribunals in particular those of the International Court of Justice. Features new to this edition: A new dedicated chapter on the law of the sea. Diagrammatic aids more at the end of each chapter. Expanded coverage of the US approach to international law via its courts and executive. This book is an ideal learning tool for students of law or political science and provides a clear and straight forward overview for anyone with an interest in the subject. Alina Kaczorowska Ireland is Professor of International and EU Law at the University of the West Indies Cave Hill Campus Barbados. She is also author of the Routledge textbook EU Law.

Recognition in International Law Hersch Lauterpacht, 2012-11. Originally published by Hersch Lauterpacht in 1947 this book presents a detailed study of recognition in international law examining its crucial significance in relation to statehood, governments and belligerency. The author develops a strong argument for positioning recognition within the context of international law reacting against the widely accepted conception of it as an area of international politics. Numerous examples of the use of law and conscious adherence to legal principle in the practice of states are used to give weight to this perspective. This paperback re issue in 2012 includes a newly commissioned Foreword by James Crawford Whewell Professor of International Law at the University of Cambridge and a Fellow of Jesus College Cambridge. Public International Law 4/e, 1968. *Wheaton's Elements of International Law* Henry Wheaton, 1929. Recognition in International Law Carnegie Endowment for International Peace. Library, 1933. *Proceedings of the Conference for the Supervision of the International Trade in Arms and Ammunition and in Implements of War*, 1925. **Proceedings of the American Society of International Law at Its Annual Meeting** American Society of International Law, American Society of International Law. Annual Meeting, 1924. List of members in each volume. **Recognition of New States and New Governments in International Law** Louis Requé Alcócer, 1950.

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