

State Practice Regarding State Succession

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State Practice Regarding State Succession and Issues of Recognition Jan Klabbers, Martti Koskenniemi, Olivier Ribbelink, Andreas Zimmermann, 2023-08-07 The Pilot Project of the Council of Europe on State Practice regarding State Succession and Issues of Recognition carried out under the aegis of the Ad Hoc Committee of Legal Advisers on Public International Law CAHDI encompasses the practice of sixteen member States of the Council of Europe and provides significant information about these States position vis vis the new European architecture following the developments of 1989. On the basis of the information gathered the CAHDI decided on the preparation of a report by the Max Planck Institute for Comparative Public Law and International Law the T M C Asser Institute and the Erik Castr n Institute of International Law and Human Rights. With this report the Council of Europe wishes to contribute in a practical manner to the celebration of the United Nations Decade of International Law 1989 1999 and to facilitate the understanding of how States can help to build a stable and peaceful international community by paving the way for the progressive development of international law in this area. Le Projet pilote du Conseil de l Europe concernant la pratique des Etats relative la succession d Etats et les questions de reconnaissance mis en oeuvre sous l gide du Comit ad hoc des conseillers juridiques sur le droit international public CAHDI renferme la pratique de seize Etats membres du Conseil de l Europe et apporte des informations importantes sur la position de ces Etats vis vis de la nouvelle architecture europ enne qui a suivi les d veloppements de 1989. Sur la base de l information rassembl e le CAHDI a d cid la pr paration d un rapport par l Institut Max Planck de Droit public compar et de Droit international l Institut T M C Asser et l Institut Erik Castr n de droit international et des droits de l homme. Avec ce rapport le Conseil de l Europe souhaite contribuer d une mani re pratique la c l bration de la D cennie des Nations Unies sur le droit international 1989 1999 et faciliter la compr hension des moyens dont disposent les Etats pour aider construire une communaut internationale de stabilit et de paix en pr parant le chemin pour un d veloppement progressif du droit international dans ce domaine.

State Succession to International Responsibility Patrick Dumberry, 2024-09-02 In the context of the break up of the Soviet Union and Yugoslavia the independence of Montenegro and the unification of Germany can a new State be held responsible for wrongful acts committed before its independence by the predecessor State. This book is the most comprehensive analysis of State practice case law and scholarship identifying the factors and circumstances under which the rights and obligations arising from wrongful acts committed before independence can be transferred to a new State. This updated and revised second edition covers new developments including the recent works of the International Law Commission and the Institute of International Law.

The Law of State Succession Arman Sarvarian, 2025-03-18 Arman Sarvarian s The Law of State Succession provides a comprehensive practical and empirical overview of the topic establishing State succession as a distinct field with a cohesive set of rules. From the secession of the United States of America in 1784 to that of South Sudan in 2011 the book digests and analyses State practice spanning more than two

centuries It is based on research into a wide and diverse range of case studies including archival and previously unpublished data It reconstructs the intellectual foundation of the field to offer a vision for its progressive development that is rooted in an interpretation of State practice that transcends the politics of the codification projects in the decolonization and desovietization eras The book examines international law on State succession with respect to territorial rights and obligations State property including archives and debt treaties international claims and responsibility and nationality and private property including concessions and investments Its central focus is identifying the general rules of international law to guide the States concerned in the negotiation of succession agreements interpret ambiguous or incomplete provisions and regulate a succession in default of specific agreement A highly relevant work *The Law of State Succession* offers governments judges and legal practitioners and scholars an authoritative account of the current law It enables negotiators to identify the legal options in succession issues and assists adjudicators in interpreting provisions of succession agreements and regulating questions omitted from such agreements The book examines international law on State succession with respect to territorial rights and obligations State property including archives and debt treaties international claims and responsibility as well as nationality and private property including concessions and investments Its central focus is identifying the general rules of international law in order to guide States in the negotiation of succession agreements the interpretation of ambiguous or incomplete provisions and the regulation of succession in default of specific agreement A highly relevant work *The Law of State Succession* offers governments judges legal practitioners and scholars an authoritative account of the current law It enables negotiators to identify different legal paths within succession and assists adjudicators in interpreting provisions of succession agreements and regulating questions omitted from such agreements

Transition

from Illegal Regimes under International Law Yaël Ronen, 2011-05-19 Yaël Ronen analyses the international legal ramifications of illegal territorial regimes namely the illegal annexation of territory or illegal declarations of independence by reference to the stage of transition from an illegal territorial regime to a lawful one Six case studies Namibia Zimbabwe the Baltic States the South African Bantustans East Timor and northern Cyprus are used to explore the tension between the invalidity of the illegal regime's acts and their effectiveness with respect to the international relations of such territories their domestic legal systems the status of settlers and land transfers Relying heavily on primary and previously unconsidered sources she focuses on the international legal constraints on the post transition regime's policy particularly in the context of international human rights law

The Law of State Succession D. P. O'Connell, 2015-12-03 First published in 1956 this book presents an account regarding the legal principles governing the consequences of changes of sovereignty focusing particularly on British practice during the preceding 150 years The legal principles governing British practice are compared with those of other states in order to record the main points of doctrinal agreement or divergence

State Succession

Relating to Unequal Treaties Lung-Fong Chen, 1974

Recognition in International Law: A Bibliography Stefan

Talmon,2000-09-20 The bibliography lists the literature and State practice on the question of recognition in international law for the last two hundred years It contains books and articles ie contributions to journals and other collected works such as Festschriften and Encyclopaedias as well as published and unpublished theses pamphlets compilations of diplomatic documents and case notes As many of the monographs on recognition in international law will not be available in all libraries book reviews have been included in the bibliography in order to enable the user to decide whether it may be advisable to order a certain work by inter library loan Its 4 500 entries are arranged systematically according to subject categories in fourteen main sections Each main section is further subdivided with ever increasing specificity into sub sections on codification codification attempts general studies studies of certain recognition questions and studies of specific recognition cases The bibliography employs a broad meaning of recognition It is not restricted to the question of status of an authority or entity in international law but encompasses also the question of relations with it As many of the recognition cases must be considered and can only be understood against their historic political and sometimes even economic background the bibliography includes not only purely legal treaties but also publications of a primarily historical political or economic content which incidentally deal with aspects of recognition in international law This is reflected by the titles of the 730 journals from more than 50 countries in 20 different languages which have been used to compile the bibliography The bibliography contains both an author and a comprehensive subject index to enable users to locate works of a particular writer or a specific problem **Federal Decisions** ,1887 *Report* Wisconsin. Railroad Commissioners' Dept,1875

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