



# Law's Impunity

Responsibility and the  
Modern Private Military Company

— STUDIES IN INTERNATIONAL LAW —

Hin-Yan Liu

B L O O M S B U R Y

# Nice Laws Impunity Responsibility Military International

**A Loxley**



### **Nice Laws Impunity Responsibility Military International:**

State Responsibility for Non-State Actors Richard Mackenzie-Gray Scott, 2022-09-08 This book investigates how state responsibility can be determined for the wrongdoing of non state actors Every day people businesses and societies around the world pay a price arising from interactions between states and non state actors From insurrections that attempt to create new governments to states arming belligerent proxies operating overseas to companies damaging natural environments or providing suspect services the impact of such situations are felt in numerous ways They also raise many questions relating to responsibility In answering these State Responsibility for Non State Actors provides a picture of what the law governing this area is what it could be and what it should be in light of past histories present realities and future prospects

**International Law in the 21st Century** Christopher C. Joyner, 2005 In the freshest new international law text in 20 years Christopher C Joyner offers a critical assessment of international legal rules in the early 21st century as they are applied by governments to the real world Looking at concepts and principles processes and critical problems Joyner steers clear of an old time case method approach preferring to treat issues thematically He shows the challenges of international law in terms of peace security human rights the environment and economic justice Particular features of the book include engaging vignettes clearly defined key terms and special coverage of emerging topics including common spaces international criminal law rules norms and regimes and trade relations and commercial exchange Through it all Joyner maintains an intent focus on the role of the individual in the evolving international legal order

Peacebuilding in the African Union Abou Jeng, 2012-08-02 Particularly in the context of internal conflicts international law is frequently unable to create and sustain frameworks for peace in Africa In Peacebuilding in the African Union Abou Jeng explores the factors which have prevented such steps forward in the interaction between the international legal order and postcolonial Africa In the first work of its kind Jeng considers whether these limitations necessitate recasting the existing conceptual structure and whether the Constitutive Act of the African Union provides exactly this opportunity through its integrated peace and security framework Through the case studies of Burundi and Somalia Jeng examines the structures and philosophy of the African Union and assesses the capacity of its practices in peacemaking In so doing this book will be of great practical value to scholars and legal practitioners alike

**The Practical Guide to Humanitarian Law** Françoise Bouchet-Saulnier, 2013-12-12 Now in a comprehensively updated edition this indispensable handbook analyzes how international humanitarian law has evolved in the face of these many new challenges Central concerns include the war on terror new forms of armed conflict and humanitarian action the emergence of international criminal justice and the reshaping of fundamental rules and consensus in a multipolar world The Practical Guide to Humanitarian Law provides the precise meaning and content for over 200 terms such as terrorism refugee genocide armed conflict protection peacekeeping torture and private military companies words that the media has introduced into everyday conversation yet whose legal and political meanings are often obscure The Guide

definitively explains the terms concepts and rules of humanitarian law in accessible and reader friendly alphabetical entries Written from the perspective of victims and those who provide assistance to them the Guide outlines the dangers spells out the law and points the way toward dealing with violations of the law Entries are complemented by analysis of the decisions of relevant courts detailed bibliographic references addresses phone numbers and Internet links to the organizations presented a thematic index and an up to date list of the status of ratification of more than thirty international conventions and treaties concerning humanitarian law human rights refugee law and international criminal law This unprecedented work is an invaluable reference for policy makers and opinion leaders students relief workers and members of humanitarian organizations Published in cooperation with Doctors Without Borders M decins Sans Fronti res      *Encyclopedia of Public Administration and Public Policy - 5 Volume Set* Domonic A. Bearfield,Evan Berman,Melvin J. Dubnick,2020-08-14 Now in its third edition *Encyclopedia of Public Administration and Public Policy* remains the definitive source for article length presentations spanning the fields of public administration and public policy It includes entries for Budgeting Bureaucracy Conflict resolution Countries and regions Court administration Gender issues Health care Human resource management Law Local government Methods Organization Performance Policy areas Policy making process Procurement State government Theories This revamped five volume edition is a reconceptualization of the first edition by Jack Rabin It incorporates over 225 new entries and over 100 revisions including a range of contributions and updates from the renowned academic and practitioner leaders of today as well as the next generation of top scholars The entries address topics in clear and coherent language and include references to additional sources for further study      **The Oxford Handbook of International Law in Armed Conflict** Andrew Clapham,Paola Gaeta,Tom Haeck,2014-03 Written by a team of distinguished and internationally renowned experts this *Oxford Handbook* gives an analytical overview of international law as it applies in armed conflicts The Handbook draws on international humanitarian law human rights law and the law of neutrality to provide a comprehensive picture of the status of law in war      *Research Handbook on Law and Political Economy* John D. Haskell,2025-09-10 This thoroughly revised second edition examines the current state of literature in law and political economy drawing on scholarship across a variety of subject areas geographies and orientations Capturing recent developments in the field it expands upon the range of debates and themes explored by the previous edition to include growing cross disciplinary and cross jurisdictional perspectives      **Gaza's Cycle of Destruction and Rebuilding** Ghassan Elkahlout,2024-12-25 Gaza s Cycle of Destruction Understanding the Actors Dynamics and Responses is an integrated multidisciplinary and comprehensive academic inquiry into Gaza wars and their drivers actors dynamic paradigms and responses Unlike studies on the previous wars in Gaza it seeks to present to the regional and global readership a different perspective towards the conflict one that is authored by nearly a dozen Palestinian researchers and academics It strives to steer away from the Northern dominated research space to present an informative analytical and thought provoking argument The book provides

a combination of theoretical thematic and topical analysis of the war It is designed to guide the reader through the background and development of the events of the 2023 war Put differently the book s objective goes beyond tracing the historical roots of instability in Gaza Instead it directly addresses the Gaza Strip s contemporary context     *Transnational Terrorism and State Accountability* Vincent-Joël Proulx,2012-11-05 Every State has an obligation to prevent terrorist attacks emanating from its territory This proposition stems from various multilateral agreements and UN Security Council resolutions This study exhaustively addresses the scope of this obligation of prevention and the legal consequences flowing from its violation so as to provide greater clarity on governments counterterrorism duties and to enhance State accountability for preventable wrongs It defines the contents and contours of the obligation while placing critical emphasis on the mechanics of State responsibility Whether obscured by new technologies like the Internet the sophisticated cellular structure of some terrorist organisations or convoluted political realities the level of governmental involvement in terrorist activities is no longer readily discernible in every instance Furthermore the prospect of governments waging surrogate warfare through proxies also poses intractable challenges to the mechanism of attribution in the context of State responsibility This monograph sets out the shortcomings of the extant scheme of State responsibility while identifying a paradigm shift towards more indirect modes of accountability under international law a trend corroborated by recent State and institutional practice Drawing on varied legal and theoretical influences the study devises and prescriptively argues for the implementation of a strict liability inspired model grounded in the logic of indirect responsibility with a view to enhancing State compliance with counterterrorism obligations This shifts the policy focus squarely to prevention while promoting multilateralism and transnational cooperation Ultimately the legal and policy sensibilities underlying the book converge into a new theory of prevention in counterterrorism contexts From the Foreword by Judge Bruno Simma International Court of Justice Even if one might disagree with the bases on which the author constructs his argument the execution of the argument is solid and thorough The coverage of the major policy arguments and the available legal source materials is equally impressive Moreover the author s positions are genuinely progressive and present a fairly innovative solution in the form of a strict liability mechanism It behoves all scholars and practitioners of international law with an interest in combating international terrorism to consider the proposals outlined in this book *Transnational Terrorism and State Accountability* by Vincent Jo l Proulx has been awarded the 2014 Myres McDougal Prize for best book in Law Science and Policy from the Society of Policy Scientists     **International Law** Sanford Silverburg,2018-04-19 This book offers diverse multinational perspectives on traditional and emergent issues in the practice and study of international law It deals with the evolving foundations of international law and covers a wide range of issues that link international politics to international law     *The Book of Resolutions of The United Methodist Church 2020/2024* ,2025-01-01 United Methodist take a stand make a difference and shape a better future Discover the power of an active faith as United Methodist in your daily life with The

Book of Resolutions This new edition offers models for making a real impact on the world around us as decided at the latest General Conference Explore over 200 carefully curated positions on a wide range of subjects conveniently organized into seven sections The Natural World The Political Community The Nurturing Community The World Community The Social Community The Economic Community Other Resolutions With a fully indexed format finding the information you need is a breeze Whether you re searching by resolution title Scripture reference or topic this book has you covered Available in English only

Privatisation of Security Thomas Mandrup, Gunnar Lind, Maria Nebolsina, Katja Creutz, Doug Brooks, Angela Aranas, Joakim Berndtsson, Bjørn Møller, 2012-10-15 The aim of this study is to fill a significant gap in the existing literature on the role of non state actors ranging from rebels and criminal gangs at one extreme to the corporate security industry at the other As part of the general privatisation of the security sector in the western world combined with the US led war on terror non state actors have increasingly been tied to the foreign policy priorities of the dominant western military powers Iraq and Afghanistan are the examples often used and are well described in other chapters in this book In sub Saharan Africa as in many fragile states around the world this picture is blurred and it is often difficult to make clear distinctions between public and private or between illegal and legal etc non state actors According to much of the academic literature the nature of war changed dramatically in the last part of the twentieth century especially after the end of the Cold War According to this logic there is a dichotomy between war as a social phenomenon and warfare as the domain of the state as envisaged by the late Prussian military theorist Carl von Clausewitz in the shape of the Trinitarian War The lack of capacity on the part of predominately Third World states to control conflicts has led to low intensity conflicts LIC which can be witnessed for instance in Uganda the Democratic Republic of Congo Colombia and Sri Lanka Since the end of the Cold War it has been common for weak state rulers with formal state legitimacy but not empirical legitimacy to have continued to enjoy international recognition because of international fears that they are the only barrier against a total collapse Amongst other things this paved the way for an expansion of the market for private military and security companies PMSC such as the South African based Executive Outcomes EO in the 1990s However the lack of state capacity led to a sub contracting willingly or unwillingly of the state s monopoly on the use of force to non state actors PMSCs and semi state actors like local militias warlords criminal gangs and vigilant groups in an attempt to secure weak state leaders positions In the competition for state control internationally recognised leaders have an advantage over their non state rivals because they can seek military help outside their countries with the agreement of the international community and in accordance with international law

The Inter-American Human Rights System as a Safeguard for Justice in National Transitions Annelen Micus, 2015-08-11 In The Inter American Human Rights System as a Safeguard for Justice in National Transitions Annelen Micus analyzes the importance of the Inter American Human Rights System for transitional justice processes in Latin America with a focus on Argentina Chile and Peru She examines which factors influence a country s approach in confronting its past and addressing

impunity The emphasis is placed on the way countries may overcome amnesty laws with the support of international law in order to hold perpetrators of grave human rights violations to account The book's main focus is on the Inter American Court of Human Rights and the impact of its jurisprudence on legal proceedings and political decisions within the national transitional justice processes in the three countries

**Responding to Mass Atrocities in Africa** Raymond Kwun-Sun Lau, 2021-12-14 This book explores the relationship between the Responsibility to Protect R2P and the International Criminal Court ICC challenging the assumption that they are always mutually reinforcing or complementary and examining instead the many tensions which arise between the immediate imperative of saving lives and the more long term prospect of punishing perpetrators and preventing future conflicts through deterrence Around the world audiences in the mid 1990s watched the mass atrocities unfolding in Rwanda and Srebrenica in horror and disbelief Emerging from these disasters came an international commitment to safeguard and protect vulnerable communities as laid out in the R2P principle and an international responsibility to punish perpetrators with the establishment of the ICC The book provides context independent proposals for resolving contradictions between the two principles suggesting that focusing on timing and sequencing in invoking international R2P and ICC actions could facilitate the easing of tensions Drawing on examples from Uganda Kenya and Darfur the book applies International Relations concepts and theories in order to deepen our understanding of international responses to mass atrocities Ultimately the book concludes that a Protection First Justice Later sequence approach is necessary for managing the tension and facilitating more effective and consistent international responses This book makes an important contribution to discussions and debates surrounding international responses to genocide and mass atrocities It will be of special interest to scholars students and policymakers in International Relations Global Governance African Studies International Development Human Rights and International Criminal Law

Transitional Justice and the Criminal Responsibility of Judges Claudia Cárdenas Aravena, Jaime Couso Salas, Florian Jeßberger, Milan Kuhli, 2025-05-09 This collective volume delves into the criminal responsibility of judges under authoritarian regimes with case studies from Germany Argentina and Chile examining their involvement in criminal human rights abuses and failures to protect victims from such crimes Through comparative analysis this volume offers insights into the legal and doctrinal challenges of prosecuting judicial involvement in crimes such as murder judicial murder kidnapping unlawful detention and torture Bridging a gap in transitional justice and international criminal law literature it focuses on the rarely explored criminal responsibility of judges beyond judicial misconduct In doing so it provides readers with a deeper understanding of judicial roles in authoritarian regimes and the complex legal standards involved in prosecuting such cases It also informs the ongoing discourse on judicial accountability and the potential legal implications for judges in contemporary contexts Transitional Justice and the Criminal Responsibility of Judges is ideal for students scholars and civil servants or practitioners working in the domestic or the international criminal justice system

**The Law in War** Geoffrey Corn, Ken Watkin, Jamie

Williamson,2018-06-11 This book provides a comprehensive yet concise overview of key issues related to the regulation of armed hostilities between States and between States and non State groups Coverage begins with an explanation of the conditions that result in the applicability of international humanitarian law and then subsequently addresses how the law influences a broad range of operational humanitarian and accountability issues that arise during military operations Each chapter provides a clear and comprehensive explanation of humanitarian law focusing especially on how it impacts operations The chapters also highlight both contemporary controversies in the field and potentially emerging norms of the law The book is an ideal text for students studying international humanitarian law for the first time as well as an excellent introduction for students and practitioners of public international law and international relations **Global security** Great Britain: Parliament: House of Commons: Foreign Affairs Committee,2007-11-25 This report from the Foreign Affairs Committee examines the issue of global security in respect of Russia It sets out 40 conclusions and recommendations covering the following areas democracy and human rights the bilateral UK Russia relationship energy security EU Russia relations European security issues international security issues Specific recommendations from the Committee include that the UK should continue to press its concerns about democratic and human rights standards with the Russian authorities that the Government should continue to offer assistance to Russia in the preparation of extradition requests to the UK and in the development of the country s judicial system further that the Government invites its Russian counterpart to renegotiate extradition arrangements between Russia and the UK the Committee also recommends that the Government make the development of a united and coherent EU Russia policy an explicit goal of its work in the EU in 2008 also that the Government work to bring closer together the Western and Russian assessments of the Iranian nuclear threat The Alchemists Tom Gerald Daly,2017-11-02 Can courts really build democracy in a state emerging from authoritarian rule This book presents a searching critique of the contemporary global model of democracy building for post authoritarian states arguing that it places excessive reliance on courts Since 1945 both constitutional courts and international human rights courts have been increasingly perceived as alchemists capable of transmuting the base materials of a nascent democracy into the gold of a functioning democratic system By charting the development of this model and critically analysing the evidence and claims for courts as democracy builders this book argues that the decades long trend toward ever greater reliance on courts is based as much on faith as fact and can often be counter productive Offering a sustained corrective to unrealistic perceptions of courts as democracy builders the book points the way toward a much needed rethinking of democracy building models and a re evaluation of how we employ courts in this role Autonomous Weapons Systems Nehal Bhuta,Susanne Beck,Hin-Yan Liu,2016-09 This examination of the implications and regulation of autonomous weapons systems combines contributions from law robotics and philosophy *Country Reports on Human Rights Practices* ,2002



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



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