



# Law's Impunity

Responsibility and the  
Modern Private Military Company

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STUDIES IN INTERNATIONAL LAW

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Hin-Yan Liu

B L O O M S B U R Y

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***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

***Overcoming the Corruption Conundrum in Africa*** Anzani Lufuno Munyai,2020-01-15 This book adopts a holistic approach to identifying what could be done to surmount the corruption conundrum in the African continent It acknowledges the objective reality of corruption in Africa and identifies primary solutions to the issue The volume takes a socio legal approach in order to reveal the nature and extent of corruption and suggests that solutions can be found simply by interrogating how society reacts to it In conjunction with this the book identifies and critiques constraints in the formation of a definitive definition of corruption As shown here although it is critical for African states to develop anti corruption strategies the solution to the problem requires an understanding of the significance of political will and how the lack thereof has led to the endurance of corruption in Africa

**European Yearbook of International Economic Law 2020** Marc Bungenberg,Markus Krajewski,Christian J. Tams,Jörg Philipp Terhechte,Andreas R. Ziegler,2021-11-05 Volume 11 of the EYIEL focuses on rights and obligations of business entities under international economic law It deals with the responsibilities of business entities as well as their special status in various subfields of international law including human rights corruption competition law international investment law civil liability and international security law The contributions to this volume thus highlight the significance of international law for the regulation of business entities In addition EYIEL 11 addresses recent challenges developments as well as events in European and international economic law such as the 2019 elections to the European Parliament Brexit and the EU Mercosur Free Trade Agreement A series of essays reviewing new

books on international trade and investment law completes the volume      *International Humanitarian Law: Theory, Practice, Context* Daniel Thürer, 2011-07-11 This book is about international humanitarian law or as it is also called the law of armed conflict or law of war It emerged from a series of lectures delivered at the Hague Academy of International Law The author deals with war and the means by which international law attempts to contain and as it were humanize organized violence But the ambitions of the author go beyond the battlefield The book explores the many complex ways in which law functions to regulate warfare in theory and practice The author looks into treaties and other sources of international law but he also tries to step outside the boundaries of black letter law to deal broadly with such matters as the influence of culture in shaping the norms on war the institutions that develop those norms and work for their universal acceptance the networks of humanitarian actors in this area and the legal procedures in which the law of war and its various institutions are embedded The book demonstrates that even wars are in various ways conducted in the shadow of the law      *The Routledge Research Companion to Security Outsourcing* Joakim Berndtsson, Christopher Kinsey, 2016-06-10 Conveniently structured into five sections The Routledge Research Companion to Outsourcing Security offers an overview of the different ways in which states have come to rely on private contractors to support interventions Part One puts into context the evolution of outsourcing in Western states that are actively involved in expeditionary operations as well as the rise of the commercial security sector in Afghanistan To explain the various theoretical frameworks that students can use to study security military outsourcing Part Two outlines the theories behind security outsourcing Part Three examines the law and ethics surrounding the outsourcing of security by focusing on how states might monitor contractor behaviour hold them to account and prosecute them where their behaviour warrants such action The drivers politics and consequences of outsourcing foreign policy are covered in Part Four which is divided into two sections section one is concerned with armed contractors providing the provision of private security with the main driver being a capability gap on the part of the military law enforcement agencies and section two looks at military contractors supporting military operations right back to antiquity less controversial politically and often technologically driven The final Part takes into consideration emerging perspectives exploring areas such as gender feminist methodology maritime security and the impact of private security on the military profession This book will be of much interest to students of military and security studies foreign policy and International Relations      *Evil, Law and the State* John T. Parry, 2006 Introduction John T. PARRY Pain Interrogation and the Body State Violence and the Law of Torture Fernando PURCELL Too Many Foreigners for My Taste Law Race and Ethnicity in California 1848 1852 Shani D. CRUZE Protection Harm and Social Evil The Age of Consent c 1885 c 1940 Ruth A. MILLER Sin Scandal and Disaster Politics and Crime in Contemporary Turkey tar G. ZAYDIN Adding Injury To Injury The Case of Rape and Prostitution in Turkey Dani FILC and Hadas ZIV Exception as the Norm and the Fiction of Sovereignty The Lack of the Right to Health Care in the Occupied Territories Alban BURKE Mental Health Care During Apartheid in South Africa An Illustration of How Science Can be Abused

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**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

Private Military and Security Companies Erika Calazans, 2016-05-11 This book's primary concern is the application of International Humanitarian Law and International Human Rights Law in addressing the business conduct of Private Military and Security Companies PMSCs during armed conflicts as well as state responsibility for human rights violations and current attempts at international regulation The book discusses four interconnected themes First it differentiates private contractors from mercenaries presenting an historical overview of private violence Second it situates PMSCs employees under the legal status of civilian or combatant in accordance with the Third and Fourth Geneva Conventions of 1949 It then investigates the existing law on state responsibility and what sort of responsibility companies and their employees can face Finally the book explores current developments on regulation within the industry on national regional and international levels These themes are connected by the argument that in order to find gaps in the existing laws it is necessary to establish what they are what law is applicable and what further developments are needed

**The Oxford Handbook of International Criminal Law** Darryl Robinson, 2020-02-24 In the past twenty years international criminal law has become one of the main areas of international legal scholarship and practice Most textbooks in the field describe the evolution of international criminal tribunals the elements of the core international crimes the applicable modes of liability and defences and the role of states in prosecuting international crimes The Oxford Handbook of International Criminal Law however takes a theoretically informed and refreshingly critical look at the most controversial issues in international criminal law challenging prevailing practices orthodoxies and received wisdoms Some of the contributions to the Handbook come from scholars within the field but many

come from outside of international criminal law or indeed from outside law itself The chapters are grounded in history geography philosophy and international relations The result is a Handbook that expands the discipline and should fundamentally alter how international criminal law is understood

**The Costs of War** Richard Falk, 2012-08-21 In *The Costs of War* Richard Falk brings together some of his recent essays published and unpublished examining the impact that the Iraq War has had and will have on international law human rights and democracy A new introduction provides an overview as well as a sense of the current context and reflects on the internal prospects for Iraq and on the logic of an early US military and political withdrawal Having been revised and updated to take account of the march of events the essays are organized into the following sections Part 1 addresses the effects of the American invasion and occupation of Iraq on the current dimensions of world order Part 2 provides a normative inquiry into the larger intentions and consequences of the Iraq War Part 3 considers the more fundamental implications of the Iraq War especially on our understanding of war as an instrument for the solution of conflict Falk demonstrates the dysfunctionality of war in relation to either anti terrorism or the pursuit of a global security system based on military dominance the historical potential of a realistic Gandhism as a positive alternative in the setting of global policy in the twenty first century *The Costs of War* will be of interest to students and scholars of political science media studies and politics and international relations in general

**For the Sake of Present and Future Generations** Suzannah Linton, Gerry Simpson, William A. Schabas, 2015-07-14 Professor Roger Stenson Clark has played a pivotal role in developing International Criminal Law and the movement against nuclear weapons He was one of the intellectual and moral fathers of the International Criminal Court This Festschrift brings together forty one appreciative friends to honour his remarkable contribution The distinguished contributors provide incisive contributions ranging from the reform of the Security Council to rule of law and international justice in Africa to New Zealand cultural heritage to customary international law in US courts and more Threaded through these richly diverse contributions is one common feature a belief in values and morality in human conduct and a passion for transformative use of law for the sake of present and future generations

**Peaceful Maritime Engagement in East Asia and the Pacific Region**, 2022-12-28 *Peaceful Maritime Engagement in East Asia and the Pacific Region* includes contributions from the most influential figures in the law of the sea to provide context and direction for developing maritime governance in East Asia and the Pacific Ocean *Peaceful management of disputes* includes cooperation over deep seabed mining negotiations for a legally binding instrument on biodiversity beyond national jurisdiction contending approaches to baselines and East Asia maritime boundary disputes freedom of navigation and maritime law enforcement Chapters also explore new interpretations for preservation of the marine environment and the special problems posed by marine plastics and nexus between the ocean and climate change

**UN Peacekeeping in Lebanon, Somalia and Kosovo** Ray Murphy, 2007-05-10 The concept of UN peacekeeping has had to evolve and change to meet the challenges of contemporary sources of conflict consequently peacekeeping operations have

grown rapidly in number and complexity This book examines a number of issues associated with contemporary multinational peace operations and seeks to provide insights into the problems that arise in establishing and deploying such forces to meet the challenges of current conflicts The focus of the book is three case studies Lebanon Somalia and Kosovo involving a comparative analysis of the traditional peacekeeping in Lebanon the more robust peace enforcement mission in Somalia and the international administration undertaken on behalf of the international community in Kosovo The book analyses the lessons that may be learned from these operations in terms of mandates command and control use of force and the relevance of international humanitarian and human rights law to such operations **Human Rights Law Journal** ,1997

*Protection of Civilians and Individual Accountability* Lenneke Sprik,2019-08-13 This book explores the question of whether peacekeeping commanders can be held accountable for a failure to protect the civilian population in the mission area This requires an assessment of whether peacekeeping commanders have an obligation to act against such serious crimes being committed under domestic and international law The work uses the cases of the Dutch and Belgian peacekeeping commanders in Srebrenica and Kigali as examples but it also places the analysis into the context of contemporary peacekeeping operations It unfolds two main arguments First it provides a critical note to the contextual interpretation given to international law in relation to peacekeeping It is argued that establishing a specific paradigm for peacekeeping operations with clear rules of interpretation and benchmark criteria would benefit peacekeeping and international law by making the contextual interpretation of international law redundant Second it is held that alternative options to the existing forms of criminal responsibility for military commanders should be considered possibly focusing more clearly on failing to fulfil a norm of protection that is specific to peacekeeping and distinct from protective obligations under international human rights law and international humanitarian law **The Trial of Julian Assange** Nils Melzer,2023-01-31 The shocking story of the legal persecution of Wikileaks founder Julian Assange and the dangerous implications for the whistleblowers of the future In July 2010 Wikileaks published Cablegate one of the biggest leaks in the history of the US military including evidence for war crimes and torture In the aftermath Julian Assange the founder and spokesman of Wikileaks found himself at the center of a media storm accused of hacking and later sexual assault He spent the next seven years in asylum in the Ecuadorian embassy in London fearful that he would be extradited to Sweden to face the accusations of assault and then sent to US In 2019 Assange was handed over to the British police and on the same day the U S demanded his extradition They threatened him with up to 175 years in prison for alleged espionage and computer fraud At this point Nils Melzer UN Special Rapporteur on Torture started his investigation into how the US and UK governments were working together to ensure a conviction His findings are explosive revealing that Assange has faced grave and systematic due process violations judicial bias collusion and manipulated evidence He has been the victim of constant surveillance defamation and threats Melzer also gathered together consolidated medical evidence that proves that Assange has suffered prolonged

psychological torture Melzer's compelling investigation puts the UK and US state into the dock showing how through secrecy impunity and crucially public indifference unchecked power reveals a deeply undemocratic system Furthermore the Assange case sets a dangerous precedent once telling the truth becomes a crime censorship and tyranny will inevitably follow The Trial of Julian Assange is told in three parts the first explores Nils Melzer's own story about how he became involved in the case and why Assange's case falls under his mandate as the Special Rapporteur on Torture The second section returns to 2010 when Wikileaks released the largest leak in the history of the U S military exposing war crimes and corruption and Nils makes the case that Swedish authorities manipulated charges against Assange to force his extradition to the US and publicly discredit him In the third section the author returns to 2019 and picks up the case as Ecuador kicks Assange out of the embassy and lays out the case as it currently stands as well as the stakes involved for other potential whistleblowers trying to serve the public interest *Morality, Jus Post Bellum, and International Law* Larry May, Andrew Forcehimes, 2012-04-23

Leading legal political and moral theorists discuss the normative issues that arise when war concludes and when a society strives to regain peace *The Prevention and Intervention of Genocide* Samuel Totten, 2008-03-31 This volume is comprised of over 2 300 annotations on a wide array of issues and topics germane to the subject of preventing the atrocities of genocide and managing these conflicts when they do arise Samuel Totten brings together in one comprehensive collection the research and findings in various fields such as political science sociology history and psychology to enable specialists in genocide studies peace studies and conflict resolution to benefit from the insights of a diverse range of scholars and foster an understanding of how the various components of genocide studies connect Among the topics included are key conventions international treaties and covenants genocide early warning signals and forecasting risk data bases sanctions peacekeeping missions conflict resolution the International Criminal Court realpolitik vis vis the issue of genocide prevention and intervention key non governmental agencies key governmental and UN bodies working on these important issues In addition to the annotations Totten frames the bibliography with a major essay that introduces the reader to the subject of prevention and intervention of genocide raising a host of critical issues regarding the strengths weaknesses and limitations of various approaches germane to issues of managing these conflicts **Argentina** , 2001



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