

Litigating international law disputes: weighing the options

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Abstrak

"Litigating International Law Disputes provides a fresh understanding of why states resort to international adjudication or arbitration to resolve international law disputes. A group of leading scholars and practitioners discern the reasons for the use of international litigation and other modes of dispute settlement by examining various substantive areas of international law (such as human rights, trade, environment, maritime boundaries, territorial sovereignty and investment law) as well as considering case studies from particular countries and regions. The chapters also canvass the roles of international lawyers, NGOs, and private actors, as well as the political dynamics of disputes, and identify emergent trends in dispute settlement for different areas of international law"--

"The intention behind this book has therefore been to provide a unique perspective on international adjudication and arbitration. Rather than just examining procedural requirements and the operation of different courts and tribunals, or exploring the legal principles as articulated by international courts and tribunals, this book seeks to link the very nature of different substantive areas of international law with the procedures that are typically preferred for resolving disputes on that particular subject area and discern why such a preference may exist. The question is examined both in terms of preferences and practice of particular states or regions, and in relation to different areas of substantive international law"--