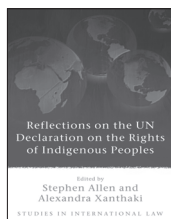


International Law from Hart Publishing



Reflections on the UN Declaration on the Rights of Indigenous Peoples

Edited by Stephen Allen and Alexandra Xanthaki

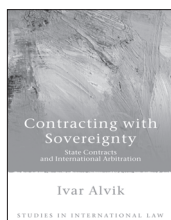
This is the first in-depth academic analysis of the Declaration on the Rights of Indigenous Peoples.

Indigenous representatives have argued that the rights contained in the Declaration, and the processes by which it was formulated, obligate affected States to accept the validity of its provisions and its interpretation of contested concepts (such as 'culture', 'land', 'ownership' and 'self-determination'). This edited collection contains essays written by the main protagonists in the development of the Declaration; indigenous representatives; and field-leading academics. It offers comprehensive institutional, thematic and regional analysis of the Declaration. In particular, it explores the Declaration's normative resonance for international law and considers the ways in which this international instrument could catalyse institutional action and influence the development of national laws and policies on indigenous issues.

Stephen Allen is a Lecturer in Law at Brunel University.

Alexandra Xanthaki is a Reader in Law at Brunel Law School.

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Contracting with Sovereignty

State Contracts and International Arbitration

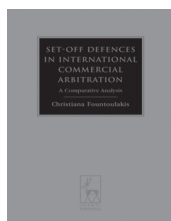
Ivar Alvik

The application of international law to state contracts with foreign private companies was the cause of continuing controversy throughout much of the 20th century. State contractual undertakings with foreign

investors raise a number of legal issues that do not fit well into the traditional pattern of international law as a law between states, but which also cannot be satisfactorily resolved by the exclusive application of the municipal law of the contracting state. This book explores how contract claims against states are dealt with in the two parallel processes of treaty-based and contract-based arbitration. The book charts the development of commercial arbitration into an international legal remedy in this field, discusses the theoretical problems which it creates for international law, and outlines the most significant substantive features of the international law applicable to contract claims as developed by arbitral tribunals on the basis of treaty standards and customary law.

Ivar Alvik is a Senior Associate with the Norwegian law firm Thommessen

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Set-off Defences in International Commercial Arbitration

A Comparative Analysis

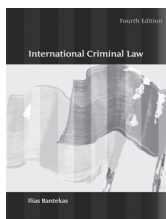
Christiana Fountoulakis

The book deals with set-off in international arbitration proceedings. In these proceedings, set-off is frequently the tool relied upon to resist a claim. At the same time, the legal intricacies make it hard to use. The first part of

the book provides a survey of set-off, including its definition, significance and functions. The second part offers a thorough comparative analysis of selected European laws of set-off and reveals the dramatic differences between them. The third and last part of the book deals with the problematic consequences of these differences and shows the limits and the inadequacy of the traditional choice-of-law doctrines.

Christiana Fountoulakis is a Visiting Professor at the Centre of Transnational Legal Studies, London.

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International Criminal Law

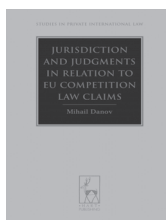
Ilias Bantekas

This book offers a comprehensive analysis of the major areas of international criminal law (ICL). It approaches its subject matter from both a criminal law and an international law perspective, analysing the various topics exhaustively but in an accessible manner. While looking at the jurisprudence of the international tribunals, it is not confined to this approach, instead looking at all the fields

in which ICL is employed. Thus it covers the theory of ICL including, among many others, the concepts of individual responsibility, the sources of ICL, State criminality, legality and legitimacy; the subjective (mens rea) and objective (actus reus) elements of international crimes and the particular position of the International Criminal Court Statute; the various modes of liability and participation in international crimes; defences and grounds for excluding liability; immunities; an extensive analysis of all war crimes; crimes against humanity; genocide; and the international criminal law of the sea.

Ilias Bantekas is Professor of International Law at Brunel Law School and Head of International Law at Mourgelas & Associates Law Firm.

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Jurisdiction and Judgments in Relation to EU Competition Law Claims

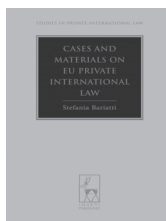
Mihail Danov

The book proves that as a result of the enhanced private antitrust enforcement reform, private international law

has a vital role to play if EC competition rules are to be enforced effectively in court proceedings with an international element. To this end, the author makes a thorough analysis of how the post 2003 policy of the EC favouring private law enforcement of EC competition law can be implemented under the existing provisions for jurisdiction and recognition and enforcement of foreign judgments under the Brussels I regime. The work also deals with how the jurisdiction and recognition and enforcement of judgments issues are dealt with in England under the common law rules applicable when Brussels I does not apply. The complex private international law problems in respect of cross-border class action and judgments in relation to antitrust infringements that have occurred in several countries are discussed as well.

Mihail Danov is a Lecturer in Commercial Law at Brunel University.

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Stefania Bariatti

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Stefania Bariatti is Jean Monnet Chair of EC Private International Law at the Università degli Studi di Milano.

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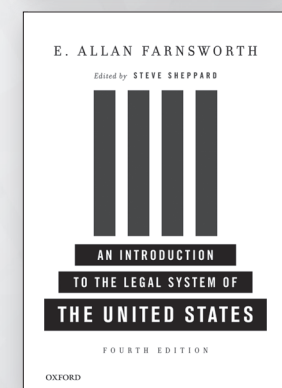
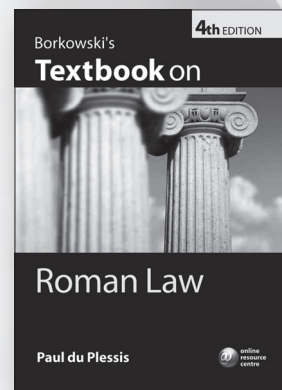
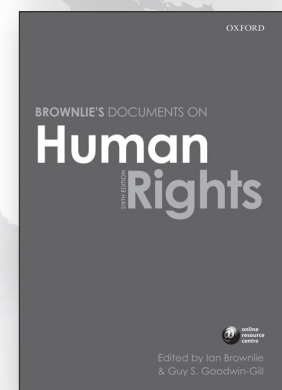
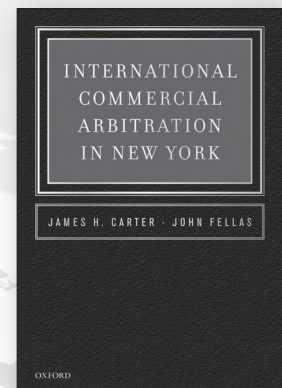
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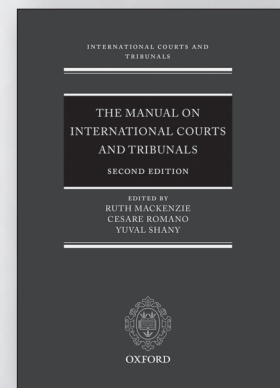
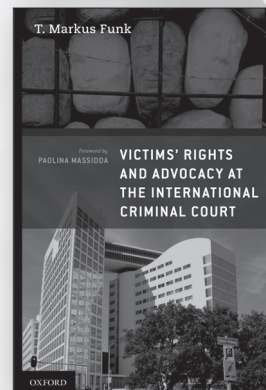
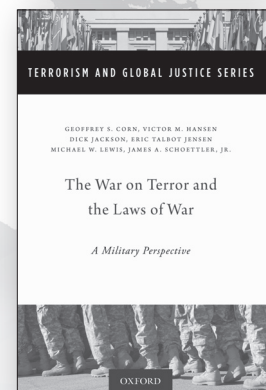
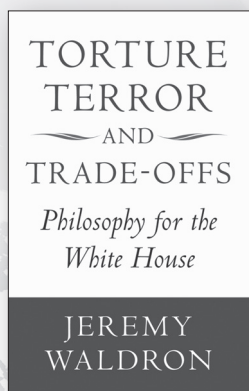
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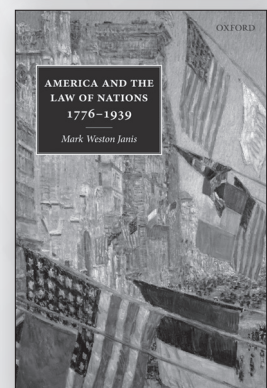
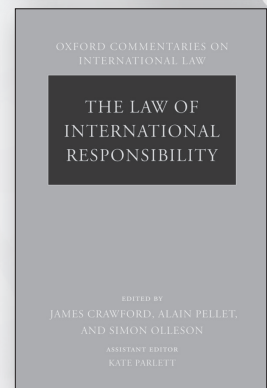
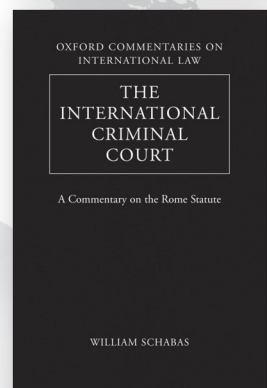
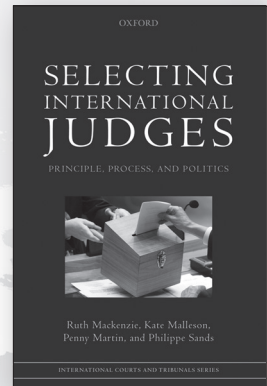
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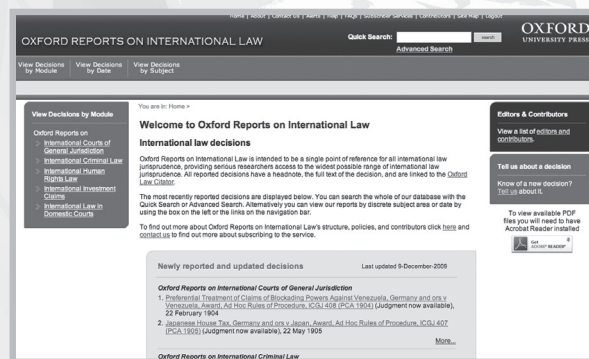
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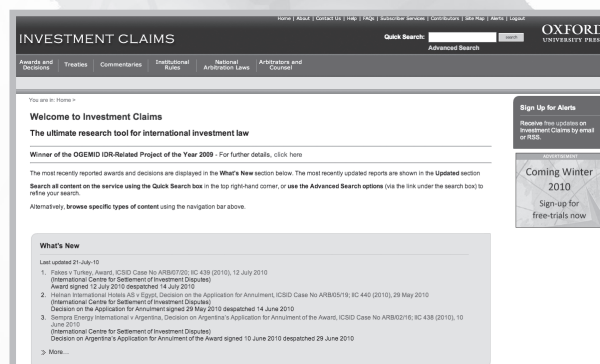
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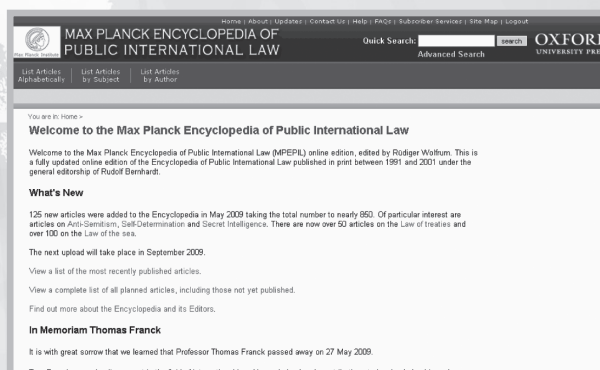
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