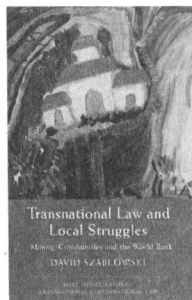


New Titles from Hart Publishing



Transnational Law and Local Struggles

Mining, Communities and the World Bank
David Szablowski

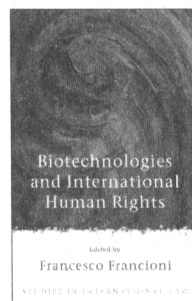
The global spread of transnational mining investment, which has been taking place since the 1990s, has led to often volatile conflicts with local communities. This book examines the regulation of these conflicts through national, transnational and local legal processes. In doing so, it examines how legal authority is being redistributed among public and private actors, as well as national and transnational actors, as a result of globalizing forces.

The book presents a case study concerning the negotiation of land transfer and resettlement between a transnational mining enterprise and indigenous peasants in the Andes of Peru. The case study is used to explore the intensely local dynamics involved in negotiations between corporate and community representatives and the role played by legal ordering in these relations.

David Szablowski is Assistant Professor of Law and Society at York University in Toronto, Canada.

Jan 07 352pp Hbk 9781841136387 \$70 Pbk 9781841136394 \$40 Hart Monographs in Transnational and International Law No 2

Forthcoming



Biotechnologies and International Human Rights

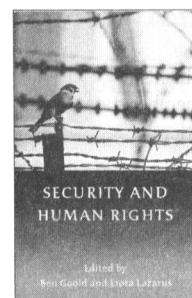
Edited by Francesco Francioni

This book follows and complements the previous volume *Biotechnology and International Law* (Hart 2006) bringing a specific focus on human rights. It is the result of a collaborative effort which brings together the contributions of a select group of experts from academia and from international organisations with the purpose of discussing the extent to which current activities in the field of biotechnology can be regulated by existing human rights principles and standards, and what gaps, if any, need to be identified and filled with new legislative initiatives. Instruments such as the UNESCO Declaration on the Human Genome (1997) and on Bioethics and Human Rights (2005) are having an impact on customary international law. But what is the relevance of these instruments with respect to traditional concepts of state responsibility and the functioning of domestic remedies against misuse of biotechnologies? Are new legislative initiatives needed, and what are the pros and cons of a race toward the adoption of new ad hoc instruments in an area of such rapid technological development? These and other questions are the focus of a fascinating collection of essays which, together, help to map this emerging field of inquiry.

Francesco Francioni is Professor of International Law at the EUI, Florence and the University of Siena.

Feb 07 438pp Hbk 9781841137032 \$120

Studies in
International Law No 13



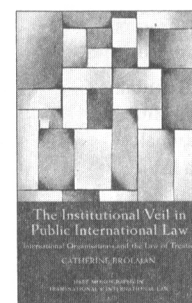
Security and Human Rights

Edited by Benjamin J Goold and Liora Lazarus

In the wake of the events of September 11th 2001, the task of balancing issues of security with a respect for fundamental human rights has emerged as one of the key challenges facing governments throughout the world. Although the issues raised by the rise of security have been the subject of considerable academic interest, to date much of the debate surrounding the impact of security on human rights has taken place within particular disciplinary confines. In contrast, this collection of essays from leading academics and practitioners in the fields of criminal justice, public law, international law, international relations and legal philosophy offers a genuinely multidisciplinary perspective on the relationship between security and human rights. In addition to exploring how the demands of security might be reconciled with the desire to protect established rights, *Security and Human Rights* offers a fresh perspective on the broader legal and political challenges that lie ahead for countries in their efforts to control crime, prevent terrorism, and protect their citizens from harm.

Benjamin J Goold is a Lecturer in Law and Fellow of Somerville College, University of Oxford. Liora Lazarus is Fellow and Tutor in Law, St. Anne's College, Lecturer in Human Rights Law, and Associate, Centre for Criminological Research, University of Oxford.

May 07 396pp Pbk 9781841136080 US\$45



The Institutional Veil in Public International Law

International Organisations and the Law of Treaties
Catherine Brölmann

This book deals with the nature of international organisations and the tension between their legal nature and the system of classic, state-based international law. This tension is important in theory and practice, particularly when organisations are brought under the rule of international law and thus have to be designated as legal subjects. The position is complicated by what the author terms 'the institutional veil', comparable to the corporate veil found in corporate law. The book focuses on the law of treaties, as this pre-eminently 'horizontal' branch of international law brings out the problem particularly clearly. This is a profound and penetrating examination of the character of international organisations and their place in international law, and will be an important source for anyone interested in the future role of organisations in the international legal system.

Catherine Brölmann is an Associate Professor in the Department of International Law at the University of Amsterdam.

Apr 07 300pp Hbk 9781841136349 US\$90

Hart Monographs in Transnational
and International Law No 3

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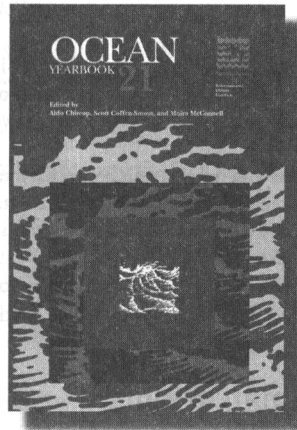
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Ocean Yearbook 21



Edited by Aldo Chircop, Scott Coffen-Smout, Moira McConnell

- April 2007
- ISBN 978 9004157 55 2
- Ocean Yearbook, 21
- Hardback (1020 pp.)
- List price EUR 130.- / US\$ 130.-

Devoted to assessing the resources, technology and ecology of the world's oceans, the Ocean Yearbook provides this information to its worldwide audience in a one convenient, easy-to-use resource. As in previous editions, each article in Ocean Yearbook 21 provides a unique perspective and case study written by an expert in the field, allowing readers to learn from specialists without having to decipher field-specific jargon. Each new volume contains key international documents and an annually updated global directory of ocean-related organizations. Academics, practitioners and students in ocean development, coastal zone management, law of the sea, ocean and foreign policy, and strategic studies have found the Ocean Yearbook an invaluable tool for research.

Published under the Transnational Publishers imprint.

European Yearbook / Annuaire Européen, Volume 53 (2005)

Edited by Council of Europe/Conseil de l'Europe

- April 2007
- ISBN 978 9004158 88 7
- European Yearbook / Annuaire Européen, 53
- Cloth (910 pp.)
- List price EUR 300.- / US\$ 420.-

The European Yearbook promotes the scientific study of nineteen European supranational organisations and the Organisation for Economic Co-operation and Development (OECD). Each volume contains a detailed survey of the history, structure and yearly activities of each organisation and an up-to-date chart providing a clear overview of the member states of each organisation. Each volume contains a comprehensive bibliography covering the year's relevant publications.

European Yearbook of Minority Issues, Volume 5 (2005/2006)

Edited by the European Centre for Minority Issues and The European Academy Bozen/Bolzano

- May 2007
- ISBN 978 90 04 16146 7
- European Yearbook of Minority Issues, 5
- Hardback (564 pp.)
- List price EUR 295.- / US\$ 413.-

The European Yearbook of Minority Issues provides a critical and timely review of contemporary developments in minority-majority relations in Europe. It combines analysis, commentary and documentation in relation to conflict management, international legal developments and domestic legislation affecting minorities in Europe. Part I contains scholarly articles and, in 2004/5, features three special focus sections on Ombudsman Institutions, The EU and Minority Protection, and The Caucasus Region. Part II reviews the implementation of minority legislation and international standards at the universal and regional levels as well as new developments in relation to them and contains a list of international norms. Apart from providing a unique annual overview of minority issues for both scholars and practitioners in this field, the Yearbook is an indispensable reference tool for libraries, research institutes as well as governments and international organisations.



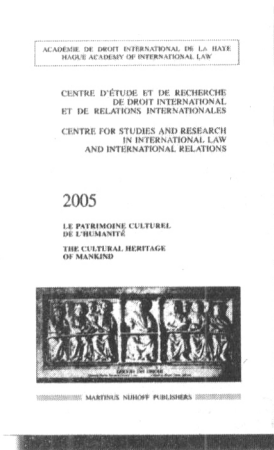
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The Cultural Heritage of Mankind

2005

Centre d'Etude et de Recherche de Droit International et de Relations Internationales de l'Académie Droit International de la Haye/ Centre for Studies and Research in International Law and International Relations of the Hague Academy of International Law



- February 2007
- ISBN 978 9004153 71 4
- Centre for Studies and Research in International Law and International Relations / Centre d'étude et de recherche du droit international et de relations internationales, 19
- Paperback (304 pp.)
- List price EUR 45.- / US\$ 60.-

The Centre for Studies and Research in International Law and International Relations forms part of the Hague Academy of International Law, and operates under the authority of its managing board and within the framework of its teaching. The Centre was established for further in-depth research in the area of international law.

The topic for 2005 was: The Cultural Heritage of Mankind.

Co-publication with: The Hague Academy of International Law.

Recueil des Cours, Collected Courses, Volume 310 (2004)

Académie de Droit International de la Haye / Hague Academy of International Law

- March 2007
- ISBN 978 9004145 52 8
- Recueil des Cours, Collected Courses, 310
- Hardback (432 pp. with English and French texts)
- List price EUR 125.- / US\$ 174.-

The Academy is a prestigious international institution for the study and teaching of Public and Private International Law and related subjects. The work of the Hague Academy receives the support and recognition of the UN. Its purpose is to encourage a thorough and impartial examination of the problems arising from international relations in the field of law. The courses deal with the theoretical and practical aspects of the subject, including legislation and case law. All courses at the Academy are, in principle, published in the language in which they were delivered in the Collected Courses of the Hague Academy of International Law. Volume 310 (2004) contains the courses given in 2004 by M. Kamto on La volonté de l'Etat en droit international.

Co-publication with: The Hague Academy of International Law.

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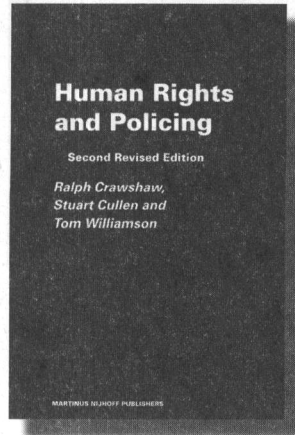
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Human Rights and Policing Second Revised Edition

Ralph Crawshaw, Stuart Cullen and Tom Williamson

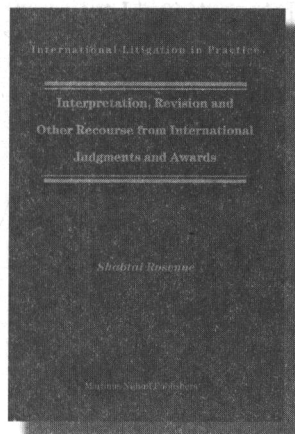


- December 2006
- ISBN 978 9004154 37 7
- The Raoul Wallenberg Institute Professional Guides to Human Rights, 5
- Paperback (xx, 516 pp.)
- List price EUR 145.- / US\$ 196.-

This is a second, thoroughly revised and expanded edition of a book that has four clear objectives: to provide a concise account and analysis of international human rights and humanitarian law standards relevant to policing; to set out arguments for compliance with those standards; to show how they may be met in two key areas of policing, interviewing suspects of crime, and policing in times of armed conflict, disturbance and tension; and to make practical recommendations on the management of police agencies. Good practice on interviewing suspects and on policing conflict is included because they are areas of policing where human rights are most at risk. Good management practice is included because intelligent management by enlightened leaders is necessary to secure effective, lawful and humane policing.

Interpretation, Revision and Other Recourse from International Judgments and Awards

Shabtai Rosenne



- April 2007
- ISBN 978 9004157 27 9
- International Litigation in Practice, 1
- Hardback (230 pp.)
- List price EUR 95.- / US\$ 133.-

Although there had been a few cases of the interpretation of judgments of the Permanent Court of International Justice and the International Court of Justice, it was not until the mid-1980s that serious judicial discussion of the related problems of the interpretation and revision by the International Court of one of its own judgments came before the Court. Similar cases have also arisen in international arbitration proceedings between States. Interpretation, revision, and other forms of 'reference' to the International Court from some other international body, court or arbitral tribunal have produced a complex pattern of black letter texts supplemented by an even more complex set of judge made rules and practices. The close tie between the final decision and the highly political context of the obligation to comply with it produces a continuing tension between the finality of the decision and any one of the possible references in recourse from it. If any tendency can be discerned from the relevant materials it is in the strong preference for maintaining the integrity and the authority

of the res judicata, provided that no obvious miscarriage of justice is engendered. Interpretation is preferable to revision.

This book is the first in the series International Litigation in Practice. The series will consist of short, concise, practical booklets to be of use for practitioners pleading before international courts and tribunals, and everyone else involved and / or interested in the activities of these courts.

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La jurisprudence de l'OMC/ The Case-Law of the WTO 1999-I

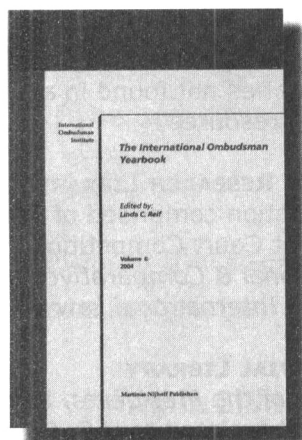
Edited by Brigitte Stern and H el ene Ruiz Fabri

- March 2007
- ISBN 978 9004154 00 1
- La jurisprudence de l'OMC / The Case-Law of the WTO, 4
- Hardback (600 pp.)
- List price EUR 229.- / US\$ 309.-

WTO, OMC, these abbreviations are now well known throughout the world and the organization contained in these three-letter acronyms has become a principal actor in international relations – economic and other. Everyone knows that a large part of its impact in international society comes from a revolutionary dispute settlement mechanism (DSM) that forms part of the World Trade Organization. More than 330 claims have been deposited in ten years, of which 115 led to reports of ad hoc panels and more than half of those led to a report of the Appellate Body. This bilingual volume is only the fourth volume in a series, which has the ambition to present the “jurisprudence” of this new mechanism, in a simple, coherent and systematic fashion. It is the result of intense cooperation between the two editors, and it is hoped to become a major reference work for all interested in the jurisprudence of the WTO and more generally in the regulation of economic relations with respect to international trade and all its multiple implications on the daily life of everyone.

The International Ombudsman Yearbook, Volume 8 (2004)

Edited by International Ombudsman Institute and Linda C. Reif



- June 2007
- ISBN 978 9004156 92 0
- The International Ombudsman Yearbook, 8
- Hardback (205 pp.)
- List price EUR 75.- / US\$ 105.-

The International Ombudsman Yearbook is the only publication devoted to ombudsman issues. The public sector ombudsman is now found at all levels of government in many countries around the world, both in established and consolidating democracies. The ombudsman is an independent office, traditionally appointed by the legislative branch, to investigate poor administration of government. More recently, some ombudsman offices have been given human rights protection responsibilities. The International Ombudsman Yearbook contains articles written from legal or public administration perspectives which address issues of interest to the contemporary ombudsman and all persons with an interest in the institution. Compiled and edited by the International Ombudsman Institute, the organisation composed of over 130 ombudsman members located worldwide, the Yearbook will be of

interest to lawyers, scholars, ombudsman office personnel, and government entities wherever ombudsman offices are located or contemplated.

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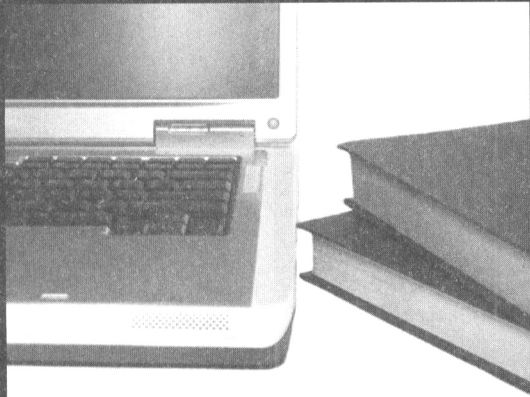


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