

CORE COURSE 205 PUBLIC INTERNATIONAL LAW

OBJECTIVES OF THE COURSE :

The main thrust of this course shall be development of human rights (HR) law and jurisprudence at international, regional and national levels. There need not be an attempt to teach the whole gamut of international law in this course. The HR Dimensions shall be discussed in other papers like Environmental Law (BCI C 18). In the era of Globalization, it is a need of time to acquaint the law students about the Principles of Public International Law and its application to the Municipal Laws of the member nations.

SYLLABUS:

1. Definition and Concept of International Law

1.1 Definition

1.2 Public International Law & Private International Law

1.3 Nature of International Law and its functions

1.4 International Law – a weak law

1.5 Development of International Law in India

2. Theoretical Foundations of International Law :

2.1 Basic principles: sovereign equality of state – non-intervention, non use of force, international co-operation, peaceful settlement of disputes

2.2 Individuals as subject of international law

2.3 State jurisdiction on terrorism, hijacking, narcotics, war crimes and Crimes against peace

2.4 Treatment of aliens

2.5 Mechanism : Amnesty International, International Labour Organization (ILO) UNESCO, UNICEF

3. Concept :

3.1 Sources of International Law : Customs, Treaties, General Principles of Law recognized by the Civilized Nations, Judicial Decisions, Writing of Jurists, Equity, Resolutions of General Assembly

3.2 Subjects of International Law

3.3 Jurisdiction of States

3.4 Legal Responsibility of State

4. Miscellaneous :

4.1 States, Recognition, State Territory, State Jurisdiction, State Responsibility

1.2 Aliens

1.3 Extradition

1.4 Asylum

1.5 Treaties

1.6 Security Council

1.7 International Terrorism : Aircraft Hijacking, piracy

1.8 Disarmament : Threat to Human Rights

Suggested Reading :

1. S. K. Verma, Public International Law Prentice- Hall, New Delhi.
2. Peter J. Van Krieken (ed) . The Exclusion on Clause, Kluwer
3. Human Rights Watch Women's Rights Project. The Human Rights Watch Global Report on Women's Human Rights, Oxford
4. Limacora, Nowak and Tretter, International Human Rights, Sweet & Maxwell
5. Wallace, International Human Rights, Text & Materials, Sweet & Maxwell
6. Muntarbhom. The Statu of Refugees in Asia, Oxford
7. Human Rights and Global Diversity, Frank Cass, London
8. Nirmal C.J. (ed) Human Rights in India, Oxford
9. Nirmal B.C. The Rights to Self determination in International Law, Deep & Deep
10. P.R. Gandhin, International Human Right Documents, Universal, Delhi.
11. Agrawal : Public International Law
12. Dr. S. K. Kapoor : International Law : Central Law Agency