

DEFENDING HUMANITY

When Force Is Justified and Why

GEORGE P. FLETCHER & JENS DAVID OHLIN



Defending Humanity When Force Is Justified And Why

Helen Frowe



Defending Humanity When Force Is Justified And Why:

Defending Humanity George P. Fletcher, Jens David Ohlin, 2008-03-18 Recoge Murder among nations How to talk about self defense A theory of legitimate defense The six elements of legitimate defense Excusing international aggression Humanitarian intervention Preemptive and preventive wars The collective dimension of war **The Ethics of War and Peace** Helen Frowe, 2015-10-16 The Ethics of War and Peace is a lively introduction to one of the oldest but still most relevant ethical debates Focusing on the philosophical questions surrounding the ethics of modern war Helen Frowe presents contemporary just war theory in a stimulating and accessible way This 2nd edition includes new material on weapons and technology and humanitarian intervention in addition to theories of self defence and national defence jus ad bellum jus in bello and jus post bellum the moral status of combatants the principle of non combatant immunity and the nature of terrorism and the moral status of terrorists Each chapter uses examples and concludes with a summary discussion questions and suggestions for further reading to aid student engagement learning and revision The glossary has been expanded to cover the full range of relevant terminology This is the ideal textbook for students of philosophy and politics approaching this important area for the first time Human Rights and Personal Self-Defense in International Law Jan Arno Hessbruegge, 2016-12-13 While an abundance of literature covers the right of states to defend themselves against external aggression this is the first book dedicated to the right to personal self defense in international law Drawing on his extensive experience as a human rights practitioner and scholar Dr Hessbruegge sets out in careful detail the strict requirements that human rights impose on defensive force by law enforcement authorities especially police killings in self defense The book also discusses the exceptional application of the right to personal self defense in military led operations notably to contain violent civilians who do not directly participate in hostilities The Grammar of Criminal Law George P. Fletcher, 2019-09-30 To understand the international legal order in the field of criminal law we need to ask three elementary questions What is international law What is criminal law And what happens to these two fields when they are joined together Volume Two of The Grammar of Criminal Law sets out to answer these questions through a series of twelve dichotomies such as law vs justice intention vs negligence and causation vs background events that invite the reader to better understand the jurisprudential foundations of international criminal law The book will appeal to anyone interested in the future of international cooperation in a time of national retrenchment and will be of interest to students scholars and policymakers around the world *The Analogy's Limit* Yuval Shany, 2016 In *Defending Humanity When Force is Justified and Why* George Fletcher and Jens Ohlin introduce a thought provoking analogy between self defence under criminal law and under public international law At first glance the analogy is appealing as it is reasonable to assume that the meaning attributed to the concept of self defence in domestic criminal law has shaped at least to some extent the way self defence has developed in international law Still the article argues that context matters and that the different institutional configuration of the national

and international legal and political systems undercuts the analogy offered by Fletcher and Ohlin of the article discusses Fletcher and Ohlin's legitimate defense argument that is that the right to self defence provides broad authority to use of force in order to defend a state's own interests or the interests of other states or nations from unlawful violent acts Arguably such an argument runs contrary to the renunciation by the UN Charter of the just war theory and is incompatible with the institutional structure that the Charter has created specifically examines the possibility of invoking legitimate defense in order to protect sub state nations in the framework of humanitarian intervention concludes by offering some observations on the potential analogy between domestic and international criminal law *Michigan Journal of International Law* ,2013

Michigan Law Review ,2008 *The Rule of Law & the Global War on Terrorism* ,2009 **Tort Liability for Human Rights Abuses** George P Fletcher,2008-10-03 This book challenges the community of international lawyers to think again about how they can use the Alien Tort Statute *A Wiser Century?* Thomas Giegerich,2009 The Hague Peace Conferences of 1899 and 1907 dealt with three interlinked topics the peaceful settlement of disputes including by arbitration the restriction of armaments and military budgets the laws of war The first two were aimed at preventing the outbreak of war not by restricting the jus ad bellum in its substance but by inducing states not to use their continuing war power and to limit the growth of their war machinery The third topic was concerned with containing the brutality of war where its prevention had failed Whereas the Conferences succeeded in codifying the laws of war they made less progress with regard to the peaceful settlement of disputes and failed on limiting armaments Worst of all they could not prevent the outbreak of World War I This volume uses the occasion of the 100th anniversary of the Second Hague Peace Conference to follow up on the then concerns and objectives looking at the Hague legacy through the lens of today's problems The 27 contributions treat the most pressing recent issues of non proliferation and disarmament international humanitarian law and judicial dispute settlement Three questions run like a thread through this volume 1 In which areas have the promises of 1899 and 1907 remained unfulfilled and why 2 In which areas has there been progress in which other areas perhaps regression 3 What are our prospects and how can we international lawyers help shaping a promising future in respect of the prevention and containment of war Whereas the empire of law in international relations and the age of international justice which were envisaged in the Convention for the Pacific Settlement of International Disputes of 1899 1907 have not yet arrived on the global level we Europeans have made considerable progress since 1945 But in the age of globalization Europe cannot for long remain an Isle of the Blest Together with the other peoples of the United Nations we must therefore strive toward fulfilling the promises of the UN Charter and the Universal Declaration of Human Rights peace justice freedom and prosperity for everyone and all nations large and small Only then can wars be prevented **Book Review Index - 2009 Cumulation** Dana Ferguson,2009-08 Book Review Index provides quick access to reviews of books periodicals books on tape and electronic media representing a wide range of popular academic and professional interests The up to date coverage wide scope and

inclusion of citations for both newly published and older materials make Book Review Index an exceptionally useful reference tool More than 600 publications are indexed including journals and national general interest publications and newspapers Book Review Index is available in a three issue subscription covering the current year or as an annual cumulation covering the past year

Annotated Leading Cases of International Criminal Tribunals André Klip, Göran Sluiter, 1999 This fourteenth volume of annotated leading case law of international criminal tribunals contains decisions taken by the ICTY from 1 April 2003 until 13 October 2003 It provides the reader with the full text of the most important decisions identical to the original version and including concurring separate and dissenting opinions Distinguished experts in the field of international criminal law have commented the decisions An index is included

The Pursuit of International Criminal Justice M. Cherif Bassiouni, 2010 This publication includes a survey of world conflicts that occurred between 1945 and 2008 the level of victimization they produced and the subsequent post conflict justice PCJ mechanisms which were applied It is intended to show the scope of the problem faced by international criminal justice ICJ and how the International Criminal Court ICC needs to shape its mission and approach to address ICJ needs and expectations From publisher's description

The International Criminal Tribunal for the Former Yugoslavia 2003, 2008

The International Criminal Court and the Crime of Aggression, 2009

The Writers Directory, 2013

Bibliographie Mensuelle United Nations Library (Geneva, Switzerland), 2010

Current Publications in Legal and Related Fields, 2009

War Images Raphael Sassower, Louis Cicotello, 2010-03-11 In this book the authors explore images of war and their effect on society The authors keep in mind that the experience of being at war is much different from the experience of viewing a war image Thus it is our responsibility to engage war images critically and personally because lives are at stake and the future of world peace lies in the balance The iconic image of any war and its ideological underpinning must be more fully appreciated This book suggests that consumers of war images must simultaneously pay attention to the details of any given image and thereby uncover its ideology while exploring other alternative images related to the same war in order to consider other perspectives The effectiveness of the visual language is such that it demands a careful and critical analysis such as the one that offered here The emphasis on the pragmatic reading of images has more to do with the power of images to convey most commonly a single idea or value rather than to engage the observer with an inconsistent or contradictory set of ideas and values This is where pastiche and collage come into play as compositional strategies through which many images are juxtaposed against each other so as to break the uniformity of an artwork poster or photograph The aesthetic experience however intense is not a war experience and the one could never substitute the other The visual landscape itself is open to ideological manipulation selection framing focus so that we end up having to deal with theories and ideas even when we refuse to deal with them at first for they end up determining and informing what images find their way into our cultural memory

International Human Rights in the 21st Century Gene M. Lyons, James Mayall, 2003-01-14 The Universal Declaration for Human Rights was approved in 1948 and yet more

than fifty years later some human rights especially the rights of groups such as women minorities and indigenous peoples continue to be at risk This book examines recent humanitarian catastrophes involving such groups and suggests how the society of states may develop a collective capacity for human rights enforcement Above all it emphasizes the long term efforts to stabilize weak or failing societies and to develop democratic governments on which the protection of human rights ultimately depends

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