Record Nr. UNINA9910779772703321

Titolo Regions, institutions, and law of the sea regions, institutions, and law

of the sea [[electronic resource]]: studies in ocean governance //

edited by Harry N. Scheiber, Jin-Hyun Paik

Pubbl/distr/stampa Leiden;; Boston,: Nijhoff, 2013

ISBN 90-04-22021-6

Descrizione fisica 1 online resource (569 p.)

Altri autori (Persone) PaikJin-Hyun

ScheiberHarry N

Disciplina 341.4/5

Soggetti Law of the sea

Maritime law

Lingua di pubblicazione Inglese

Formato Materiale a stampa

Livello bibliografico Monografia

Note generali "A Law of the Sea Institute publication."

Nota di bibliografia Includes bibliographical references and index.

Nota di contenuto

Preliminary Material -- Introduction / Harry N. Scheiber and Jin-Hyun Paik -- Chapter 1. Law of the Sea Disputes: The Applicable Law in the Jurisprudence of the Tribunal / José Luis Jesus -- Chapter 2. The "Complementary Role" of ITLOS in the Development of Ocean Law / Vaughan Lowe -- Chapter 3. Ad hoc Chambers / Rüdiger Wolfrum --Chapter 4. Separate and Dissenting Opinions and Their Absence: A Window on Decision-Making in the Tribunal / Bernard H. Oxman --Chapter 5. Advisory Opinions and Jurisdiction of the International Tribunal for the Law of the Sea / Carlos Espósito -- Chapter 6. Two Aspects of ITLOS Proceedings: Non-State Parties and Costs of Bringing Claims / Philippe Gautier -- Chapter 7. Whither the UNEP Regional Seas Programmes? / Jon M. Van Dyke -- Chapter 8. FAO, Ocean Governance. and the Law of the Sea / Jean-François Pulvenis -- Chapter 9. Implementation of the Common Heritage of Mankind / Michael W. Lodge -- Chapter 10. The Role of the Authority in Ocean Governance / Alexander Proelss -- Chapter 11. The Regime of Straits: Safety, Security and Protection of the Marine Environment / Nilufer Oral -- Chapter 12. The International Legal Regimes Governing Ocean Iron Fertilization / Sherry P. Broder and Marcus Haward -- Chapter 13. Mechanisms for Prevention of Disputes Concerning Encroachment upon the Area by Excessive Continental Shelf Claims / Michael Sheng-ti Gau -- Chapter

14. China and the Law of the Sea / Jerome A. Cohen and Jon M. Van Dyke -- Chapter 15. Japan's Anti-Piracy Law and UNCLOS / Moritaka Hayashi -- Chapter 16. The Legal Framework of Maritime Security in East Asia: A Comparative View / Suk Kyoon Kim and Seokwoo Lee --Chapter 17. The Role of Taiwan in Global Ocean Governance / Yannhuei Song -- Introductory Remarks: Law of the Sea in the European Union and in the Mediterranean / Tullio Treves -- Chapter 18. Global and Regional Approaches to Ship Air Emissions Regulation: The International Maritime Organization and the European Union / Doris Koenig -- Chapter 19. Subregional Marine Governance: The Case of the Adriatic Sea / Davor Vidas -- Chapter 20. Current Ocean Law Issues in the Indian Ocean Region / Ximena Hinrichs Oyarce -- Chapter 21. Latin America and the Law of the Sea / Eduardo Ferrero Costa -- Chapter 22. Regional Issues and Ocean Law: The African Region / Erik Franckx and Koen Van den Bossche -- Chapter 23. Climate Change and Evolving Regional Ocean Governance in the Arctic / Tavis Potts and Clive Schofield -- Chapter 24. China's Emerging Role in the Arctic / John K.T. Chao -- Chapter 25. Piracy and the Law of the Sea / Helmut Tuerk --Chapter 26. Climate Change and the Oceans / David D. Caron -- List of Abbreviations -- Index.

Sommario/riassunto

Regions, Institutions, and Law of the Sea: Studies in Ocean Governance offers fresh perspectives both on issues specific to major ocean regions, and on the nature and functions of institutions that implement the legal order of the oceans. Of special interest is a set of chapters by distinguished scholars and jurists providing nuanced analysis of the International Tribunal for the Law of the Sea as a key actor in the institutional and regime structure. Other expert authors contribute timely analysis of specific ocean uses in the context of implementation of \'soft\' and \'hard\' law. Piracy, global warming and ecosystem challenges, geo-engineering, control of pollution in shipping operations, Seabed Authority policy, and performance of the UN Regional Seas Programme are among key issues presented in both their regional and legal dimensions. Also considered in depth are law, ocean policy, and the operation of international organizations in Northeast Asia, Latin America, the Indian Ocean region, the African coastal areas. and the Arctic. The accessibility of subject matter and the readability of the text's 26 chapters enhance the value of this book as an important addition to the literature. Regions, Institutions, and Law of the Sea is the latest publication of the Law of the Sea Institute at UC Berkeley, a major voice in the global debates of contemporary ocean law and policy. Inha University-Incheon was a major co-sponsor of the project.