Record Nr. UNINA9910789749403321 Autore Simonen Katariina Titolo The state versus the individual [[electronic resource]]: the unresolved dilemma of humanitarian intervention / / by Katariina Simonen Boston,: Martinus Nijhoff Publishers, 2011 Pubbl/distr/stampa **ISBN** 1-283-51459-1 9786613827043 90-04-22188-3 Descrizione fisica 1 online resource (352 p.) 341.5/84 Disciplina Soggetti Humanitarian intervention Intervention (International law) Human rights Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Originally presented as the author's thesis (LL.D.)--University of Turku, Note generali 2010. Nota di bibliografia Includes bibliographical references and index. Nota di contenuto "Humanitarian intervention norm is valid": norm proposition, validity and interpretation in legal theory -- Common interest as a basis of law -- Use of armed force under the United Nations Charter -- An empirical appraisal of state and IGO practice vis-a-vis NATO's allied force operation in Kosovo -- Beyond Kosovo : responsibility to protect. Sommario/riassunto Whether States, coalitions of States or inter-governmental organizations can engage in humanitarian intervention lawfully without the UN Security Council's authorization has been debated at length. Following NATO's intervention in Kosovo in 1999, the international lawgiver had to act. The result was the concept of the responsibility to protect. But the fundamental question of the legality of humanitarian intervention remained. This book takes a new approach by combining legal theory and international law. Legal theory enables the concept of legal validity to be better understood and permits the question to be evaluated thoroughly in international law. The outcome is that the international lawgiver has to confront the hard problem whether or not

there is enough interest for human rights protection.