

1. Record Nr.	UNINA9910827554503321
Titolo	United States hegemony and the foundations of international law // edited by Michael Byers, Georg Nolte
Pubbl/distr/stampa	Cambridge : , : Cambridge University Press, , 2003
ISBN	1-107-13580-X 1-280-43060-5 0-511-17905-7 1-139-14879-6 0-511-06157-9 0-511-05524-2 0-511-49415-7 0-511-32603-3 0-511-07003-9
Descrizione fisica	1 online resource (xvii, 531 pages) : digital, PDF file(s)
Disciplina	341/.09
Soggetti	International law - History International law - United States - History Balance of power - History United States Foreign relations
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Nota di bibliografia	Includes bibliographical references and index.
Nota di contenuto	Introduction: the complexities of foundational change / Michael Byers -- ; pt. I. International community -- International community, international law and the United States: three in one, two against one or one and the same? / Edward Kwakwa -- Influence of the United States on the concept of the "international community" / Andreas Paulus -- Comments on chapters 1 and 2 / Martti Koskenniemi, Steven Ratner, and Volker Rittberger -- ; pt. II. Sovereign equality -- Sovereign equality: "the Wimbledon sails on" / Michel Cosnard -- More equal than the rest? Hierarchy, equality and US predominance in international law / Nico Krisch -- Comments on chapters 4 and 5 / Pierre-Marie Dupuy, Matthias Herdegen, and Gregory H. Fox -- ; pt. III. Use of force -- Use

of force by the United States after the end of the Cold War, and its impact on international law / Marcelo G. Kohen -- Bending the law, breaking it, or developing it? The United States and the humanitarian use of force in the post-Cold War era / Brad Roth -- Comments on chapters 7 and 8 / Thomas Franck, Jochen Abr. Frowein, and Daniel Thurer -- ; pt. IV. Customary international law. 10 -- Powerful but unpersuasive? The role of the United States in the evolution of customary international law / Stephen Toope -- Hegemonic custom? / Achilles Skordas -- Comments on chapters 10 and 11 / Rainer Hofmann, Andrew Hurrell, and Rudiger Wolfrum -- ; pt. V. Law of treaties: -- Effects of US predominance on the elaboration of treaty regimes and on the evolution of the law of treaties / Pierre Klein -- US reservations to human rights treaties: all for one and none for all? / Catherine Redgwell -- Comments on chapters 13 and 14 / Jost Delbruck, Alain Pellet, and Bruno Simma -- ; pt. VI. Compliance -- Impact on international law of US noncompliance / Shirley V. Scott -- Compliance: multilateral achievements and predominant powers / Peter-Tobias Stoll -- Comments on chapters 16 and 17 / Vaughan Lowe, David M. Malone, and Christian Tomuschat -- Conclusion / Georg Nolte.

Sommario/riassunto

Successive hegemonic powers have shaped the foundations of international law. This book examines whether the predominance of the United States is leading to foundational change in the international legal system. A range of leading scholars in international law and international relations consider six foundational areas that could be undergoing change, including international community, sovereign equality, the law governing the use of force, and compliance. The authors demonstrate that the effects of US predominance on the foundations of international law are real, but also intensely complex. This complexity is due, in part, to a multitude of actors exercising influential roles. And it is also due to the continued vitality and remaining functionality of the international legal system itself. This system limits the influence of individual states, while stretching and bending in response to the changing geopolitics of our time.
