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Nota di contenuto	Foreword, -- List of Abbreviations, -- Part I: Introductory Survey , -- 1. Sanctions Regimes under Article 41 of the UN Charter, Vera Gowlland-Debbas , -- 2. Implementing Sanctions Resolutions in Domestic Law, Vera Gowlland-Debbas , -- Part II: National Studies , -- 3. Argentina, Emilio J. Cárdenas and Mariano Garcia-Rubio , -- 4. Belgium, Eric Suy and Nicolas Angelet , -- 5. The European Union, Daniel Bethlehem , -- 6. Finland, Martti Koskenniemi, Päivi Kaukoranta and Martin Björklund , -- 7. France, Geneviève Burdeau and Brigitte Stern , -- 8. Germany, Jochen Abr. Frowein and Nico Krisch , -- 9. Japan, Hisashi Owada , -- 10. Jordan, Bisher Al-Khasawneh and Adnan Amkhan , -- 11. The Netherlands, Alfred H.A. Soons , -- 12. Poland and Czech Republic, Wladysaw Czapliński and Pavel Šturma , -- 13. South Africa and Namibia, Hennie Strydom and Tunguru Huaraka , -- 14. Sweden, Ove Bring, Per Cramér and Göran Lysén , -- 15. Switzerland, Mathias-Charles Krafft, Daniel Thürer and Julie-Antoinette Stadelhofer , -- 16. United Kingdom, Christopher Greenwood , -- 17. The United States,

Sommario/riassunto

This work is a comparative study of domestic implementation of Security Council mandatory sanctions taken under Article 41, Chapter VII of the UN Charter, including the establishment of the two international criminal tribunals, the ICTY and ICTR, and recent resolutions on the combating of the financing of terrorism. The book examines implementation in 16 select States in Europe, America, Asia, the Middle East and Africa, underlining also the particular problems arising from sanctions implementation by the European Union, by a permanently neutral and former non-Member State - Switzerland - and by States confronted with special economic problems within the meaning of Article 50 of the UN Charter. Three interrelated themes are addressed. The first, of a theoretical nature, concerns the question of whether implementation of Security Council resolutions, particularly where perceived to be in fulfilment of community objectives, poses problems which are in some way distinct from those raised by the implementation of other conventional international law obligations, thereby shedding a different light on the traditional relationship between international and municipal law. The second concerns the effectiveness of the decisions of the Security Council viewed from the perspective of the effective mise en œuvre of these decisions in national law. The third theme concerns the legitimacy of Security Council resolutions as seen from the viewpoint of domestic legal systems, that is the extent to which Security Council decisions encroach on internationally or constitutionally protected individual rights and the potential role played by domestic courts in reviewing the decisions of the Security Council. The latter has assumed particular importance in the framework of the combating of the financing of terrorism. This work, which brings together the research results of 29 academics and experts, is the second publication within the framework of a project on Security Council sanctions carried out under the auspices of the Graduate Institute of International Studies. The first, which looked at a broad set of issues, was entitled United Nations Sanctions and International Law and was published by Kluwer Law International in 2001.