

Cambridge University Press

978-1-107-03622-2 - Normative Pluralism and International Law: Exploring Global Governance

Edited by Jan Klabbbers and Touko Piiparinen

Index

[More information](#)

Index

- Aaltola, Mika, 2
 Abraham, 5
 Abu Ghraib, 185
Abusua, 236
 Accountability, 170, 184, 254, 283, 348
 Accountancy standards, 3, 18, 29, 301–22
 Accounting Standards Board, 307
 Additional Protocol I. *See* Geneva Conventions
Adhikari case, 194
 Afghanistan, 292, 293
 Africa, 8, 49, 101, 170, 229–50, 266
 African Women's Development Fund, 247
 Agency, 333–4
 Aggression, 26
Ahmed and others case, 121
 Akan society, 229–50
Akom, 234
 Al-Bashir, Omar Hassan, 43, 62–3, 252, 253, 255, 262, 272, 278, 282
 Albrow, Martin, 60, 252, 274–5
 Algeria, 298
 American Institute of Certified Public Accountants, 306
 Amnesty International, 243
 Andersen, Betsy, 2
Antigone, 5
 Apparel Industry Partnership, 176, 189
 Aquinas, 23
 Arbitration, 201–28
 Archbishop Leo, 166
 Arden, Mary, 310
 Aristotle, 4, 22, 23, 24
 Asia, 99, 102, 103, 107, 125
 Asylum, 166, 243–4
 Atlantic Charter, 69
 Auditing, 312–3
 Augustine, St., 23
 Austin, John, 39–40
 Australia, 145, 309, 314, 316
 Defence Force, 151
 Defence Force Discipline Act, 151
 Defence Force Discipline Appeals Tribunal, 151–2
 Federal Court, 151
 Navy, 164
 Austria, 315, 316
 Auto-interpretation, 113
 Autonomy, 333–6
 Autopoiesis, 53, 61–2, 259, 261, 262, 263–70
Avena case, 111
 Balancing, 72, 79
 Bangladesh, 125–6
 Ban Ki-moon, 265
 Bano, Saima, 291
 Barber, Benjamin, 20
 Barnett, Michael, 49–50, 258, 259–60
 Bashir. *See* Al-Bashir
 Baxter, Richard R., 87
Bayi, 233
Behrami and Saramati cases, 78
 Belgium, 102, 315
 Bellamy, Alex, 264
 Bentham, Jeremy, 22
 Berger, John, 2
 Berman, Paul Schiff, 109
Beyond Constitutionalism, 96
 Bhopal, 175
 Biomedical discourse, 240
 Bismarck, Otto von, 36
 Blackwater, 181–2

Cambridge University Press

978-1-107-03622-2 - Normative Pluralism and International Law: Exploring Global Governance

Edited by Jan Klabbbers and Touko Piiparinen

Index

[More information](#)

350

Index

- Blue Sky, 185–6
- Boulstridge, Emma, 185
- Bowen, John, 2
- Brazil, 45, 57, 315, 320
- Brent Spar*, 184
- British Petroleum, 196
- Brong-Ahafo region, 235
- Buchanan, Allen, 33
- Buddhism, 22
- Bureaucratic culture, 4, 9, 40, 62, 251–83, 340
- Bureaucratic metanorms. *See* Metanorms
- Bureaucratic norms, 251–83, 342
- Bureaucratic standards. *See* Bureaucratic norms
- Burkina Faso, 233
- Bush administration, 147–8
- Bush, George H.W., 143
- Bushido, 145
- Business ethics, 3
- Butterfly effect, 60
- California Court of Appeals, 192–3
- California Supreme Court, 193
- Calvin, John, 23
- Cameroon, 249
- Canada, 150, 298, 309, 314
 - Capacity-building, 323–39
 - National Defence Act, 150
 - Ontario Arbitration Act, 298
- Capitalism, 39, 346
- Caroline* doctrine, 82
- Carrefour, 59
- Carrigan, Marilyn, 185
- Cassese, Antonio, 14
- Catholicism, 23, 36, 290, 346
- Caux Round Table Principles for Business, 176
- Centre of Excellence in Global Governance Research, 1, 2
- Charisma, 48–9
- Charney, Jonathan I., 168
- Chemical Weapons Convention, 179
- Chevrolet, 59
- Chile, 316
- Child labor, 3, 177, 178, 179
- China, 9, 45, 57, 266, 309, 314, 320, 322
- Chivalry, 3, 18, 143–65
- Choice of law, 201–28
- Christian churches, 235
- Christianity, 236
- Cicero, 326
- Civil society organizations, 89, 171, 196, 230, 243, 245–7, 267, 298
- Civil war, 264
- Clapham, Andrew, 171
- Climate change, 37, 60
- Codes of conduct, 166–200
- Cohabitation, 296
- Collective responsibility, 323, 336
- Colombia, 316
- Colonialism, 230, 238–9, 242–3, 337
- Comaroff, Jean, 241, 242
- Comaroff, John, 241, 242
- Commission on Global Governance, 44
- Committee of European Securities Regulators, 314, 321, 322
- Companies, 166–200, 301, 312, 322
- Compliance pull, 31
- Conflict minerals, 170
- Conflicts between international and national law, 70, 94–139
- Conflicts between national law and accountancy standards, 301–22
- Confucianism, 22
- Congo, Democratic Republic of, 170, 196, 281
- Consequentialism, 22
- Consent, 104
- Constitutional pluralism, 19, 95
- Constitutionalization of international law, 15–17
- Convention against Torture, 179
- Conventional pluralism, 98–103
- Copenhagen, 291, 293, 294, 295
- Corfu Channel* case, 345
- Corporate social responsibility, 3, 166–200
- Costa Rica, 341
- Council of Europe, 78
 - Committee of Ministers, 133
- Creutz, Katja, 2, 8, 342, 343, 344, 345
- Crimes against Humanity, 271
- Criminal law, 5
- Critical legal studies, 55, 256
- Critical methodology, 55
- Critical theory, 55, 58
- Cultural differences, 314–20
- Customary international law, 68, 71, 81–90
- Customary norms, 229–50, 340, 342
- Cyprus Supreme Court, 132
- Czech Republic, 120
- Darfur, 253, 254, 267, 276, 278, 281, 282, 283
- Death row, 67
- Deformalization, 116, 186

Cambridge University Press

978-1-107-03622-2 - Normative Pluralism and International Law: Exploring Global Governance

Edited by Jan Klabbbers and Touko Piiparinen

Index

[More information](#)

Index

351

- De Jure Belli ac Pacis*, 51, 324
 Democracy, 105, 118, 135, 335
 Democratization, 56, 243
 Denmark, 9, 53, 213, 284–300, 316
 Deontology, 22
 Development aid, 244
 Devlin, Lord, 20
 Disaggregation, 60
 Disconnection clause, 78
 Dualism, 98, 99, 103, 104
 Duality of sexes, 316
 Duel, 5, 148
Dungeon case, 132
 Duvall, Raymond, 49–50
 Dworkin, Ronald, 20

ECO Swiss case, 24
 Economic logic, 229
 Egypt, 126, 166, 298
 Administrative Court, 126, 130
 Enforcement, 197, 207
 English school, 45, 51
 Enlightenment, 249
 Environmental rights, 177
Erga omnes obligations, 16
 Eriksen, Thomas Hylland, 5
 Ernst & Young, 320–1
Ershad case, 125–6
 Ethical Trading Initiative, 176
 Ethnic cleansing, 271
 Europe, 100, 101, 102, 125, 233, 286, 289, 301–22
 European Community. *See* European Union
 European Convention on Human Rights, 67, 72–3
 European Court of Human Rights, 78, 106, 112, 113, 119, 132, 133, 137
 European Financial Reporting Advisory Group, 309
 European Group of Auditors' Oversight Bodies, 313
 European Union, 9, 57, 67, 70, 76, 78–9, 105, 107, 115, 124, 131, 133, 212, 219, 224–5, 301–22
 Code of Conduct on Arms Export, 176
 Commercial Agents Directive, 224–5
 Commission, 213, 216
 Common European Sales Law draft regulation, 216
 Court of Justice, 76–7, 80, 90, 96, 106–7, 191, 194–5, 219, 223, 224–5
 Fourth Council Directive, 310–2
 Rome I Regulation, 213, 216, 219–21
 Treaty, 79–80, 224–5
 Unfair Commercial Practices Directive, 194
 Expertise, 27
 Experts, 8
 External pluralism, 94–139
Exxon Valdez, 175
 Eysinga, Judge van, 74

 Fadayel, Eveline, 166
 Family law, 284–300
Fatwa, 46–7, 50, 53
 Fiji, 298
 Financial Accounting Standards Board, 305, 306–7
 Financial reporting, 9, 301–22
 Finland, 166
 Finnemore, Martha, 258, 259–60
 Fisher, Kirsten, 2
 Fischer-Lescano, Andreas, 2
 Fishing vessels, 71
 Fitzmaurice, Sir Gerald, 108
 Flint, David, 310
 Forced labor, 180, 194
 Forker, John, 312
 Fragmentation, 6, 42, 77–8, 261, 281, 282
 Framing, politics of, 25, 347–8
 France, 266, 319
 Frankenstein, 61–3
 Frankfurt School, 55
 Fraser, Nancy, 347–8
 Freeport McMoran Copper & Gold Inc, 196
 French, Shannon, 146
 Friedman, Milton, 172
 Fukuyama, Francis, 56–8, 59
 Fuller, Lon, 20
 Functional differentiation. *See* Fragmentation
 Fundamental rights. *See* Human rights
 Fürst, Christiane, 2

 Gaddafi, Muammar, 265–7, 268
 Gaillard, Emmanuel, 205
 General principles of law, 71–2
 Generally Accepted Accounting Principles, 308–9
 Geneva Conventions, 161–4, 179
 Additional Protocols, 161–4, 179
 Genocide, 271, 332
 Genocide Convention, 257
 Germany, 303, 315, 320
 Bundesverfassungsgericht, 119, 133
 Geschiere, Peter, 231

Cambridge University Press

978-1-107-03622-2 - Normative Pluralism and International Law: Exploring Global Governance

Edited by Jan Klabbbers and Touko Piiparinen

Index

[More information](#)

352

Index

- Ghana, 229–50
 Commission for Human Rights and
 Administrative Justice, 244, 245–6
 Giddens, Anthony, 6, 44, 47, 252, 259, 273,
 276, 282
 Giuliano-Lagarde Report, 220
 Glinski, Carola, 188–9
 Global citizens, 53
 Global Compact, 29, 176, 187, 189
Global Complexity, 41
 Global governance, 1, 7, 15, 28, 42, 43, 44, 45,
 199, 273, 347
 Global government, 45
 Global justice, 31, 323
 Global village, 6, 36, 37, 60
 Globalization, 5, 35–63, 169, 172, 298
 Good faith, 211
 Good governance, 175
 Goldman, Berthold, 205–6, 207
 Goldsmith, Jonathan, 199
Görgülü case, 119
 Grand theory, 340, 341, 342
 Gray, Natasha, 240
 Gray, Sidney J., 317–9
 Greece, 315, 316, 319
 Greenpeace, 184
 Greenspan, Morris, 162
 Greenwood, Margaret, 312
 Grenada, 26
 Grigera Naón, H.A., 226–7
 Grono, Nick, 268
 Grotian tradition, 40
 Grotius, 40, 51–2, 323, 324–5, 326
 Gruchalla-Wesierski, Tadeusz, 182, 189
Grundnorm, 128
 Gulf War, 144
 Gustavus Adolphus, 148, 150

 Hague Convention IV, 345
 Hague Regulations, 159–64
 Hague, The, 266, 270
 Halberstam, Daniel, 115, 128
 Halliday, Fred, 45
Harper's Magazine, 6
 Hart, H.L.A., 20, 21
 Hehir, Aidan, 275
 Held, David, 44, 45
 Helsinki Final Act, 69
 Highway of death, 143, 144
 Hirst, Paul, 60
 HIV/Aids, 25
 Hobbes, Thomas, 33, 39

 Hofstede, Geert, 315–20
 Hohfeld, Wesley N., 70
 Honor, 3, 5, 7, 143–65, 298
 Honor killings, 17
 Hoppe, Carsten, 182–3
Horncastle case, 137
 Hulle, Karel van, 312
 Human rights, 16, 25, 79, 103, 105, 110–11, 118,
 123, 177, 229, 230, 243, 244, 250, 260,
 275
 Human trafficking, 194
 Humanitarian intervention, 13–14, 17, 26, 335,
 348
 Hurrell, Andrew, 45, 56
 Hussein, Saddam, 143

 Identity politics, 6
 Ignatieff, Michael, 145
Ijtihad, 285, 299
 Immigration, 18
 India, 45, 57, 266, 315, 316, 320
 Individualism, 316–20
 Indonesia, 196
 Industrial revolution, 302
 Informal instruments, 90–2
 Informal law, 117
Ingmar case, 224–5
 Institute of Chartered Accountants in
 England and Wales, 306
 Institutional conflicts, 345
 Institutional pluralism, 44, 46
 Instrumentalization of law, 28
 Instrumental rationality. *See Zweckrationalität*
 Inter-American Court of Human Rights, 106
 Internal pluralism, 36–7, 94–139
 International Accounting Standards, 301–22
 International Accounting Standards Board,
 305, 307, 309, 321
 International Code of Conduct for Private
 Security Services Providers, 176, 178,
 179, 189, 191, 195, 196, 198
 International commercial arbitration, 201–28
 International Commission on Intervention
 and State Sovereignty, 272
 International Committee of the Red Cross,
 254, 255, 260, 261
 International Covenant on Civil and Political
 Rights, 126, 130
 International Court of Justice, 72, 83, 86,
 87–9, 106, 188, 345
 International Criminal Court, 9, 43, 62–3,
 251–83

Cambridge University Press

978-1-107-03622-2 - Normative Pluralism and International Law: Exploring Global Governance

Edited by Jan Klabbbers and Touko Piiparinen

Index

[More information](#)

Index

353

- Elements of Crime, 159, 163–4
- Office of the Prosecutor, 260, 262–3, 277, 279, 280
- Statute. *See* Rome Statute ICC
- International criminal law, 37, 251–80
- International Crisis Group, 268
- International Federation of Accountants, 313
- International Financial Reporting
 - Interpretations Committee, 320–1
- International Financial Reporting Standards, 301–22
- International humanitarian law. *See* Law of armed conflict
- International Labour Organization, 169, 178, 185
 - Convention on Child Labor, 178
 - Tripartite Declaration of Principles, 176, 187
- International Law Commission, 73, 171
- International Peace Organizations
 - Association, 181
- International Stability Operations Association, 178
- International Standards on Auditing, 313
- International Women's Rights Action Watch, 246
- Internet, 47, 58
- Iran, 57, 292
- Iraq, 143, 181, 185, 194
- Ireland, 316
- Iron cage, 278
- Islamic law, 9, 43, 54, 284–300
- Israel, 315
 - Supreme Court, 163
- Italy, 316, 319
- Jackson, Justice, 330
- Jackson, Robert H., 51
- Jaspers, Karl, 60
- Japan, 57, 145, 303, 305, 309, 314, 315, 316, 320
- Jenkins, Rhys, 174
- Jones, Andrew, 46
- Jus ad bellum*, 325
- Jus cogens*, 16, 72, 76, 81, 82
- Jus gentium*, 326
- Jus in bello*, 325
- Jus post bellum*, 323–39
- Just war tradition, 323
- Kadi case, 76, 96, 106–7, 111, 119, 121–2, 126, 127, 133
- Kagan, Robert, 56–8
- Kallinen, Timo, 2, 8, 49, 342, 343
- Kant, Immanuel, 22, 24, 56, 59
- Kasky case, 192–3, 194
- Kasky, Marc, 192, 193
- Kellogg, Brown & Root Inc, 194
- Kelsen, Hans, 38, 39–40
- Kenya, 341
- Keohane, Robert O., 33, 56, 183, 184
- Khul, 287
- Kickbacks, 3
- Klabbbers, Jan, 2, 7, 166, 186, 187, 191, 340, 343
- Koenig-Archibugi, Mathias, 184
- Kony, Joseph, 268–9
- Koskenniemi, Martti, 2, 128–9, 256, 258, 259, 263
- Kosovo, 4, 13–14, 17, 78, 166, 346, 348
- Kourula, Erkki, 278, 279–80
- Kra, 236
- Krisch, Nico, 96, 122, 129, 136
- Kumm, Mattias, 135, 136
- Kuwait, 143
- Labor rights, 177
- LaGrand* case, 111
- Lando, Ole, 206, 215, 216, 221, 226
- Latin America, 101, 125
- Latvia, 102
- Lauterpacht, Hersch, 160
- Law of armed conflict, 18, 37, 143–65, 253, 265, 275, 345
- Law of coexistence, 16
- Law of cooperation, 16
- Law of Nations or the Principles of Natural Law*, 325
- Law-plus, 188–90
- League of Nations, 79, 239
 - Covenant, article, 22, 239
- Legal pluralism, 19–20
- Legal rule, concept of, 69
- Legitimacy, 1, 7, 8, 16, 29–33, 40, 97, 100, 103, 228, 269–70, 280
- Legrain, Philippe, 58
- Leino, Anssi, 2
- Levi Strauss, 193–4
- Lewis, Douglas, 171
- Lex arbitri*, 202
- Lex causae*, 217
- Lex fori*, 204, 211, 218
- Lex mercatoria*, 4, 8, 34, 36, 201–28, 340, 342
- Lex mercatoria europea*, 216
- Lex posterior* rule, 73–5
- Lex prior* rule, 74

Cambridge University Press

978-1-107-03622-2 - Normative Pluralism and International Law: Exploring Global Governance

Edited by Jan Klabbbers and Touko Piiparinen

Index

[More information](#)

354

Index

- Lex specialis* rule, 75–6, 81
 Libya, 263, 265–7, 283, 344
 National Transitional Council, 265–6
 Lieber Code, 160
 Lieber, Francis, 148
 Liivoja, Rain, 8, 343, 345
 Limping marriage, 290
 Lincoln, Abraham, 149
 Liukkunen, Ulla, 8, 342, 343
 Lockhart, Justice, 151
 London Stock Exchange, 305
 Lord's Resistance Army, 268–9
 Lohr, Michael, 147
Lois de police. *See* Mandatory rules
 Lugard, Lord, 239
 Luhmann, Niklas, 52, 61–2, 259, 261
 Lundblad, Clas, 189–90, 191–2
 Luther, Martin, 23
 Ly, Filip de, 206, 207

 MacBride Principles, 188
 McCormick, Neil, 117
 Macleod, Sorchia, 171
Mahr, 285, 287, 293
 Maimonides, 23
 Malaysia, 298
 Mali, 233
 Mamdani, Mahmood, 283
 Mandate system, 239–40
 Mandatory rules, 207, 214, 217–22, 224–5, 226–7
 Margin of appreciation, 113
 Market accountability, 184
 Martens Clause, 345
 Martineau, Anne-Charlotte, 2
 Marx, Karl, 41
 May, Larry, 2, 5, 9, 272, 342–3, 344
 McBarnet, Doreen, 191, 194
 McCorquodale, Robert, 182
 McCrudden, Christopher, 188
 McDonaldization, 6
 McDonalds, 6
 McGrew, Anthony, 44, 45
 McLuhan, Marshall, 6, 36, 60
Medellin case, 120, 126
 Mehdi, Rubya, 9, 344
 Memoranda of understanding, 69, 90–2
 Merrills, John G., 89
 Metajustice, 208
 Metanorms, 9, 251–83
 Methodological pluralism, 37
 Mexico, 315, 316

 Meyer, Birgit, 241
 Middle Ages, 145
 Middle East, 289
 Militant Islam, 299
 Military codes, 8, 340
 Military commands, 18
 Military discipline, 148–56
 Military ethics, 143–65
 Mill, John Stuart, 333
 Mills, Alex, 208
 Modern pluralism, 104–7
Mogya, 236
 Mohammed, 23, 53
 Monism, 107
 Moral responsibility, 183
 Morality, 1, 3, 5, 7, 20, 21–4, 25, 29, 33, 323–39
 Moreno-Ocampo, Luis, 266
 Morgan, Jamie, 2
 Morocco, 298
 Morrison, Jason, 183–4
 Moudauwana, 298
Mubarat, 292
 Multilevel governance, 19
 Multipolar world, 45
 Muslim Institute of London, 285
 Muslim marriage contract, 285

 NASDAQ, 305
 National courts, 8
 National law, 70
 NATO, 13–4, 29, 266, 331
 Natural Law, 3, 24, 51
 Neo-medievalism, 36, 51
 Nepal, 194
 Nestlé, 184
 Netherlands, 107, 120, 303, 316, 319
 Network governance, 347, 348
 Networks, 60–1
 Neutral and Independent Humanitarian
 Action, 253, 265
Newsweek, 143, 144
 New York, 270
 New York Convention, 223, 224
 New York Stock Exchange, 305
 New Zealand, 315
 NGOs. *See* Civil society organizations
 Nicaragua case, 83, 87–9
 Nigeria, 170, 233, 242
Nikah, 289, 290, 291–2, 293, 294–5, 296–7
Nikah nama, 289
 Nike, 176, 192–3
 Nisoori Square, 181

Cambridge University Press

978-1-107-03622-2 - Normative Pluralism and International Law: Exploring Global Governance

Edited by Jan Klabbbers and Touko Piiparinen

Index

[More information](#)

Index

355

- Nkrabea*, 236
 Nollkaemper, André, 2, 7–8, 36–7, 340, 343
 Nonet, Philippe, 275
 Noninterference, 57
 Nonintervention, 57
 Non-law, 90–2, 167, 197, 344
 Non-legally binding agreements, 90–2, 166–200
 Non-state law, 201–28
 Nordic countries, 289, 315, 316
 Normative control system. *See* Normative order
 Normative encounters, 3
 Normative order, 7, 14, 21, 39, 340–8
 Norm-creating rules, 86
 Norms and sanctions, 38–9, 50
 North America, 101, 233
North Sea Continental Shelf cases, 86
Nuclear Weapons opinion, 188
 Nuremberg, 330

 O'Connor, James, 2
 Oeter, Stefan, 275–6
 Olsen, Johan, 256, 261
On the Law of War and Peace. See De Jure Belli ac Pacis
 Ontological pluralism, 250
 Operation Desert Storm, 144
Opinio juris, 83–4, 87
Oppenheim's International Law, 159–60
Ordre public. See Public policy
 Organization for Economic Co-operation and Development, 174, 176, 185
 Guidelines for Multinational Enterprises, 176, 187
 Organization of the Islamic Cooperation, 19, 54, 57, 346
Oscar Chinn case, 74
 Osiel, Mark J., 147
 Oxford Dictionary of Philosophy, 38, 55
 Oxford Manual on the Laws of War on Land, 159

Pacta sunt servanda, 74, 84, 117
 Pagotto, Isabella, 188, 189–90
 Pakistan, 288, 290, 294, 316
 Para-law, 188–90
Parlamentaires, 158
 Party autonomy, 208
 Passenger Name Records agreement, 105
 Patomäki, Heikki, 2
 Pentecostal-charismatic movement, 235

 Perfidy, 159–64
 Perpetual peace, 56
 Persistent objector doctrine, 71
 Peters, Anne, 188, 189–90, 199
 Philippines, 315
 Phillips, Lord, 137
 Piiparinen, Touko, 2, 7, 9, 55, 166, 342, 343, 344
 Pluralism, 19, 43, 55, 57
 Plurality of pluralisms, 42
 Political decision, principle of, 80–1
 Political pluralism, 57
 Polk, William, 143
 Portugal, 266, 315, 316, 319, 320, 345
 Positivism, 3
 Powell, Colin, 143–4, 147
 Power distance, 315–20
 Precautionary principle, 67
 Pre-law, 188–90
 Principles of European Contract Law, 212, 213
 Prisoners of war, 158
 Private international law, 8, 207, 208–9, 211, 217, 227
 Private organizations, 89
 Private persons, 101
 Private security companies, 170, 178, 195–6
 Professional ethics, 146, 152
 Professional standards, 1, 7, 27
 Proliferation of international courts, 106
 Proportionality, 72
 Protestantism, 23
 Public Company Accounting Oversight Board, 313
 Public policy, 214, 217, 221, 222–3
 Pufendorf, Samuel von, 325
 Puma, 179
 Punishment, 183, 264–5

Qadi, 287
Quirico, Ottavio, 182–3
Quran, 288, 299

 Racial theories, 248
 Radicalized modernity, 6
 Ranger, Terence, 232
 Rational-legal authority, 251–83
 Raz, Joseph, 164–5
 Reflexive jurisprudence, 276
 Refugee law, 275
 Religion, 3, 4, 9, 18, 21, 25, 33, 230, 284–300
 Religious norms, 284–300, 340

Cambridge University Press

978-1-107-03622-2 - Normative Pluralism and International Law: Exploring Global Governance

Edited by Jan Klabbers and Touko Piiparinen

Index

[More information](#)

356

Index

- Res inter alios acta*, 80
 Rescuing nationals abroad, 26
 Resolutions, 90–2
 Responsibility to Protect, 9, 251–83, 323–39, 342–3
Return of History and the End of Dreams, the, 56–8
 Rieff, David, 49
 Rights of the Child Convention, 345
 Risse, Thomas, 42
 Riyadh, 59
 Robins, Kevin, 60
 Rodríguez-Garavito, César, 186
 Roht-Arriaza, Naomi, 183–4
 Roman military law, 150
 Rome Convention on the Law Applicable to Contractual Obligations, 219
 Rome Statute ICC, 43, 62, 159, 163, 255, 262, 263–70
 Article 53, 280, 281
 Rosemann, Nils, 174, 195
 Rosenau, James N., 46
 Rosenfeld, Michel, 127, 128
 Ross, Alf, 183
 Rousseau, Jean-Jacques, 22
 Roy, Olivier, 47
 Royal Australian Navy, 145
 Royal Dutch Shell. *See* Shell
Royal Mail Steam Packet case, 311
 Rudolph, Phillip, 200
 Ruggie, John G., 171
 Rule of law, 118, 135, 175, 251, 256, 263
 Russia, 45, 57, 266
 Rwanda, 323, 331

Saipan case, 193–4
 Samurai, 145
 San Francisco Superior Court, 192
 Saudi Arabia, 58–9
 Schabas, William, 264–5
 Schachter, Oscar, 89
 Schmitt, Carl, 32, 33
 Schmitthoff, Clive, 205, 206–7
 Schücking, Judge, 74
 Schwarzkopf, Norman, 144
 Science, 248
 Scott, James, 249
 Securities and Exchange Commission, 307–8, 312, 313, 321, 322
 Self-contradictions of law, 53
 Self-defense, 81–2, 334
 Self-determination, 335, 337

 Self-regulation, 1, 3, 8, 25, 29, 36, 166–200, 340, 342, 346
 Sellers, Tim, 2
 Selznick, Philip, 275
 Sen, Amartya, 43
 Serbia, 346, 348
 Shari'a, 39, 59, 120, 126–7, 130, 285, 289
 Shell, 172, 176, 178, 184
 Shelton, Dinah, 188
 Shia, 292
 Sieber, Ulrich, 199–200
 Siikala, Jukka, 2
 Simma, Bruno, 13–4
 Singapore, 315, 316
 Situational ethics, 258
 Slaughter, Anne-Marie, 60–1, 62
 Slotte, Pamela, 2
 Social engineers, 215
 Social norms, 1, 7, 17, 33
 Sociological perspective on law-making, 90
Soering case, 67
 Soft law, 8, 55, 69, 90–2, 116, 117, 166–200, 344
 Soft power, 39
Solange case, 133
 Sorcery, 231–2
 South Africa, 57, 176, 189, 241, 242, 249
 South Korea, 3
 Sovereign equality, 69
 Sovereignty, 15, 44, 57, 86, 103, 333–6
 Spaight, James, 162
 Spain, 319, 345
 Spatial pluralism, 42–3
 Spheres of Authority, 46
 Spontaneous norms, 4
 Sports, 18
 Statements of Standard Accounting Practice, 306
 States, 67–93, 97, 100, 323–39
 Stoke, Olav Schram, 276–7
 Sudan, 43, 62–3, 252, 253, 263, 267, 272
 Sufism, 299
 Sullivan Principles, 176, 188, 189
Sunsum, 236
 Superstition, 248
 Supremacy clause, 79
 Sweatshops, 170, 192, 193
 Sweden, 316
 Switzerland, 315
 Systems theory, 61–2

 Takaki, Ronald, 270
Talaq, 287, 292–4, 295

Cambridge University Press

978-1-107-03622-2 - Normative Pluralism and International Law: Exploring Global Governance

Edited by Jan Klabbbers and Touko Piiparinen

Index

[More information](#)

Index

357

- Talaq-i-tafwid*, 286
 Tamanaha, Brian Z., 99
 Tanzania, 26, 249
Taqlid, 285
 Taxation, 303
 Technocracy, 49
 Teivainen, Teivo, 2
 Ten Commandments, 3
 Thakur, Ramesh, 36
 Third World Approaches to International Law, 100
 Timara-Tama Rural Women, 247
 Toivanen, Reetta, 2
 Tolbert, David, 277
 Torture, 70
 Traditional authority, 48–9
 Transnational corporations, 166–200
 Treachery, 8, 158–64
 Treaties and customary international law, 81–90
 Treaty conflict, 7, 67–93
 Treaty interpretation, 78, 88
 Treaty on the Functioning of the EU.
 See European Union Treaty
 Treaty reservations, 111–2
 Troberg, Pontus, 2, 9, 344
 Trommer, Silke, 2, 7, 340, 343
 Tuori, Kaius, 2
 Turkmenistan, 170
 Twining, William, 2, 200
 Uganda, 26, 263, 268–9, 276, 281, 283
Ummah, 39, 47
 Uncertainty avoidance, 315–20
 UNIDROIT Principles of International Commercial Contracts, 212, 213, 214–5
 Unilateral declarations, 72
 United Kingdom, 67, 100, 124, 176, 195, 196, 266, 291, 294, 301–22
 Administration in Ghana, 240, 242–3
 Armed Forces Act, 150, 154
 Articles of War, 152
 House of Commons, 153
 Manual of Military Law, 153, 160, 162–3
 Supreme Court, 121
 United Nations, 54, 76, 78, 96, 171, 331
 Charter, 29, 87–8, 272
 Article, 51, 81–2, 334
 Article, 79, 103
 Conference on Trade and Development (UNCTAD), 169
 diplomats, 270
 General Assembly, 54, 57, 90, 257, 327, 344
 Global Compact. *See* Global Compact
 Human Rights Council, 57
 missions, 268
 sanctions, 67, 72–3, 119–20
 Secretary-General, 255, 265, 272
 Security Council, 29, 30, 31, 106–7, 133, 143, 253, 254, 255, 262, 265–7, 278, 344
 World Summit Outcome, 271, 272, 273, 280, 327
 United States of America, 9, 26, 67, 87, 105, 111, 115, 143–4, 191, 195, 196, 243, 301–22, 341
 Articles of War, 152, 154–6
 Court of Claims, 156
 Field Manual on the Law of Land Warfare, 157, 160, 162
 Joint Doctrine Manual, 158
 Manual of Courts Martial, 155
 Navy, 147
 Navy Board of Review, 156
 Navy-Marine Corps Court of Military Review, 156, 165
 Sarbanes-Oxley Act, 313
 Securities Act, 313
 Securities and Exchange Act, 313
 Supreme Court, 156, 165, 193
 Uniform Code of Military Justice, 150, 154
 Universal Declaration of Human Rights, 169, 178, 179
 Uppsala University, 265
 Urry, John, 41
 Validity rule, 86
 Value pluralism, 19–20
 Vattel, Emeric de, 93, 323–4, 325–6, 327, 329
 Väyrynen, Raimo, 49
 Venezuela, 315, 316
Via media, 340, 341
 Vienna Convention on Consular Relations, 111, 114
 Article, 36, 114
 Vienna Convention on the Law of Treaties, 73, 80, 88, 112
 Article, 30, 73–5, 79
 Vigil Nolasco, Damarys, 2
 Virtue ethics, 22, 23
 Vogt, Henri, 2
 Vogüé, Monsieur de, 6
 Voionmaa, Hannele, 2

Voluntary Principles on Security and Human Rights, 196–7	Woodman, Gordon, 288
Walker, Neil, 128	World Bank, 172, 177
Wallendahl, Åsa, 2	World Court. <i>See</i> International Court of Justice
Walzer, Michael, 273	World Health Organization, 25
War crimes, 271	World Trade Organization, 25, 58, 76, 77
Weber, Max, 5, 30, 36, 48–9, 251, 252, 258, 260, 270, 274, 275, 278, 282	Dispute Settlement Understanding, 106
Wertrationalität, 259, 264	World War II, 60
Westphalia, 44, 46, 171, 345	Wrongful act, 71
Wierda, Marieke, 277	WWF case, 194–5
Winthrop, William, 154–5	
Witchcraft, 4, 7, 8, 49, 229–50, 342	Yugoslavia, 166, 323
Women's rights, 247	
	Zina, 289
	Zweckrationalität, 252, 254, 258, 260, 264, 269, 273, 281, 282