

Visiting Professors in International Law

Summer Term 2017

The Section for International Law and International Relations of the Department of European, International and Comparative Law is looking forward to welcome Visiting Professors at the Faculty of Law. These Professors are internationally renowned lecturers, who will hold lectures in the framework of our Elective Field of Specialization - Law of International Relations.



Professor Dr. Erika de Wet, LL.M. (Harvard) University of Pretoria

030335 KU Collective Security and the Use of Force (21, 22, 23, 24, 27, 30, 31 March 2017)

The course will examine the role of the United Nations Security Council and its member States in the maintenance of international peace and security. It will examine the power of the UNSC under Chapter VII of the United Nations Charter. In doing so, it will examine the powers of the UNSC to adopt non-military as well as military measures for the maintenance and/or restoration of international peace and security. For example, it will question whether the UNSC needs to respect human rights when adopting economic sanctions; as well as whether it may lift the immunity of Heads of State when referring situations to the International Criminal Court.

The course will further question the powers of the UNSC in adopting military measures under Chapter VII of the Charter, for example in the context of the responsibility to protect/R2P. In addition, it will highlight how this role is increasingly eclipsed by an expanded definition and use of the right to individual and collective self-defence, as well as military intervention by invitation in various regions across the globe. This analysis will inter alia require an examination of the different legal criteria attached to the different legal bases for military intervention and their relationship with one another.



Professor Andrea K. Bjorklund, J.D. (Yale), M.A. (NYU) McGill University, Montreal

030397 KU Procedural Challenges for Investors and for States in Investment Arbitration (8, 9, 10, 11, 15, 16, 17, 18, 19, 22, 23 and 24 May 2017)

Procedural complications abound in virtually every aspect of investment arbitration. From the commencement of the case to the execution of any resulting judgment claimant investors and respondent states will confront procedural challenges and arbitrators will be obliged to make decisions about them. This course will focus on challenges that commonly arise in investment arbitrations based on international investment treaties (including the investment chapters of free trade agreements). It will roughly follow the progress of an investment treaty arbitration to identify and discuss the primary hurdles that are likely to arise in a given case. The course thus commences with hurdles that investors encounter when they initiate a claim; proceeds to the constitution of the arbitral tribunal and the consideration of challenges to arbitrators; the possible challenges to jurisdiction and admissibility that states are likely to raise, including those relating to denial of benefits and abuse of process; the transparency of the process in a broad sense; control mechanisms, and future challenges to investment arbitration.



Professor Dr. Robin Geiß, LL.M. (NYU) University of Glasgow

030435 KU International Law and Security (6 and 7 April 2017/ 7, 8 and 9 June 2017)

The course aims to foster a critical understanding of contemporary security issues around the globe and the role of public international law in addressing these issues. The course will focus on various security issues, namely armed conflicts, terrorism, piracy, drug- and weapons trafficking, transnational organized crime, natural disasters, cyber-espionage, cyber-crime and cyber-warfare.

In particular, the course aims:

- to provide a fuller and deeper understanding of the international legal framework applicable to contemporary security issues and the salient and interlinked legal and political factors that govern international responses to various security issues;
- to assess the effectiveness and legitimacy of security policy options and responses within a framework of human and state security and to provide an in-depth analysis of the role of public international law in addressing these issues;
- to examine contemporary and to anticipate future challenges to public international law in the area of international security.