

						ANO E SEMESTRE
						2019/1
PROFESSOR(ES)						
Aziz Tuffi Saliba Lucas Carlos Lima						
CÓDIGO DA DISCIPLINA						
DIR877						
TEMA						
TEMAS DE DIREITO INTERNACIONAL PÚBLICO						
SUBTEMA						
Cases of Public International Law						
AUTORIZA OFERTA DE MATRÍCULA NA MODALIDADE DISCIPLINA ISOLADA?						
(X) Sim () Não						
AUTORIZA OFERTA DE MATRÍCULA DE GRADUANDO NA MODALIDADE DISCIPLINA ELETIVA?						
(X) Sim () Não						
DIA DA SEMANA	HORÁRIO	CARGA HORÁRIA	CRÉDITOS	VAGAS	TIPO DA DISCIPLINA	
Quarta-feira	9:00 às 12:20	60	4	20	REGULAR - PRESENCIAL	
A DISCIPLINA É MINISTRADA EM IDIOMA ESTRANGEIRO: CASO SIM, QUAL IDIOMA?						
() Não (X) Sim Qual: Inglês						

PARTICIPAÇÃO DE PROFESSOR(ES) CONVIDADO(S)?	
() Sim (X) Não	
NOME(S) DO(S) PARTICIPANTE(S)	INSTITUIÇÃO

EMENTA



The objective of this course is to analyze relevant Public International Law cases from different courts and tribunals. Each week, one or two cases will be discussed at length, with special attention to the historical context, reasoning of the court and impact of the decision or advisory opinion on legal scholarship.

As all materials and discussions will be in English, a reasonable knowledge of the language is required for this course.

BIBLIOGRAFIA

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- ALTER, Karen J. *The new terrain of international law: courts, politics, rights*. Oxford: Princeton University Press, 2014.
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- CANÇADO TRINDADE, Antônio Augusto. Os Tribunais Internacionais Contemporâneos e a Busca da Realização do Ideal de Justiça Internacional (2010) 57 *Revista da Faculdade de Direito da UFMG*, 37-65.
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- DE BRABANDERE, Eric. The Use of Precedent and External Case Law by the International Court of Justice and the International Tribunal for the Law of the Sea, 15 *The Law and Practice of international courts and tribunals*, 2016, pp. 24-55.
- FORLATI, Serena. *The International Court of Justice: an arbitral tribunal or a judicial body?*, London: Springer, 2014.
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- HIGGINS, Rosalyn. Respecting sovereign states and running a tight courtroom, 50 *The international and comparative law quarterly*, 2001, pp. 121-132.
- LAUTERPACHT, Hersch. *The development of international law by the international court*. Cambridge: Grotius Publications, 1982.
- PELLET, Alain. Lotus, que de sottises on profère en ton nom!: remarques sur le concept de souveraineté dans la jurisprudence de la Cour mondiale, in *Mélanges en l'honneur de Jean-Pierre Puissechet: l'État souverain dans le monde d'aujourd'hui*, Pedone: Paris, 2008, p. 215-230.
- SIMMA, Human Rights Before the International Court of Justice: Community Interest Coming to Life? in CJ Tams and J Sloan (eds) *The Development of International Law by the International Court of Justice*, Oxford: Oxford University Press, 2013, pp. 301-325.
- SPIERMANN, Ole. *International legal argument in the Permanent Court of International Justice: the rise of the international judiciary*, Cambridge: Cambridge University Press, 2005.

TEXTOS E DOCUMENTOS DISPONÍVEIS NA WEB

Cases from the International Court of Justice are available at < <http://www.icj-cij.org> >
Cases from the Permanent Court of Arbitration are available at < <https://pca-cpa.org/en/cases/> >

INFORMAÇÕES ADICIONAIS

Cases to be examined in the course are listed below:

1. LaGrand (Germany v. United States of America), 2001.
2. Arrest Warrant of 11 April 2000 (Democratic Republic of the Congo v. Belgium), 2003.
3. Avena and Other Mexican Nationals (Mexico v. United States of America), 2004.
4. Certain Questions of Mutual Assistance in Criminal Matters (Djibouti v. France), 2008.
5. Pulp Mills on the River Uruguay (Argentina v. Uruguay), 2010.
6. Jurisdictional Immunities of the State (Germany v. Italy: Greece intervening), 2012.
7. Questions relating to the Obligation to Prosecute or Extradite (Belgium v. Senegal), 2012.
8. Ahmadou Sadio Diallo (Republic of Guinea v. Democratic Republic of the Congo), 2012.
9. Obligation to Negotiate Access to the Pacific Ocean (Bolivia v. Chile), 2018.