

# Index

Numbers such as 58n9 mean page 58 note 9.

9/11 33, 34–35, 45, 232

Acemoglu, D. 207–8

Africa 149, 169–70, 179–81, 212–13

food crisis 223

human rights 173, 174–76, 177–78

national identity 155, 156–57, 158–59

State building 150–54

AIG (American International Group)

233–34

airspace, territoriality 77

Aisbett, E. 211–12

Akan, Ghana 175

Al Qaeda 35–36, 43

American doctrine 34–36, 43

American International Group (AIG). *see* AIG

American power 16, 32, 36, 38

An-Na'im, A.A. 173, 174–75, 179

Anderson, J.E. and Young, L. 213

Andrade, O. 190

Aquinas, T. 25, 26

Ash, T.G. 16–17

Asia 7–8, 16, 17, 137, 191, 223

Assurance Game 258, 259, 260, 261

asymmetric information 209–10

Atlantic Charter (1941) 132

autocracies 15, 16, 17

'bad bank' 236

banks 221, 223, 225, 230–36

debt guarantees 235–36

leverage 233

loan securitization 232

recapitalization 235

bargaining power 208, 212, 214, 227, 255, 256

Bebchuk, L.A. 208

Benedict XVI, Pope 58, 62

Berger, P.L. 54

Bertram, G. 212

Billig, M. 156

Boutros-Ghali, B. 124–25

Brierly, J.L. 40

Britain 5, 77

Georgia Crisis (2008) 14

Iraq 4, 126

Tokyo Tribunal (1946-1948) 121–22

Treaty of Versailles (1919) 118–19

Bush Administration 30, 36–37, 38, 39–43, 232

foreign policy 46, 47

Georgia Crisis (2008) 18–19

international law 41, 43, 45–46

capital, interest bearing 224–25, 228–29

*Capital* (Marx) 224, 226, 227, 229, 245

capitalism 239–40

crisis 223–24, 226–27, 234

environment 239–43, 245, 246, 247–49

capitalist accumulation 224, 225, 226–27

Carty, A. 36–38, 41, 42, 43

Catholic Church 53, 55–63

democracy 56–57, 58–59

peace 59–60

pluralism 55, 59, 61–63

social justice 53, 56, 57–58, 62–63

Cauchy, V. 189–90

CDS (Credit Default Swaps) 233–34

centralization, of force 89, 92, 93, 94, 106

Chicken Game 259–60, 261

China 16, 17, 78, 99, 137, 169

civilizational identity 188

'clash of civilizations' 5, 53, 55, 62

climate crisis 222, 223, 236

*Coalition of the Democracies* 14–18, 23, 26

Georgia Crisis (2008) 18–19

- Colander et al. 193, 194, 200  
 collective security 14, 30, 31, 32, 43  
 compulsory jurisdiction 31, 88, 95–99, 105, 107  
 conduits 233  
 conservation 243–45, 246–49  
 consumption, power of 227  
 Courtine, J.F. 25–26  
*cover-science* 185–87, 188–90  
 Credit Default Swaps. *see* CDS  
 credit system 228–29  
 customary international law 73, 76, 79, 80
- Darfur, Sudan 165–69, 181  
 Darwin, C. 244  
 debt crisis 230–31  
 debt guarantees 235–36  
 debts 226  
 democracy 56–57, 58–59, 78  
 Deng, F.M. 173, 174  
 difference arguments 82  
   meta-arguments 70–72, 74, 75  
   specific arguments 72–81  
 differing rights 76–81  
 Dinka, Southern Sudan 174  
 doctrinal evolution 43–45, 47  
 Dore, R. 188
- ECJ (European Court of Justice) 98  
 ecology 239, 240–49  
 economic models 193–94, 195–98, 199, 200–201  
 economic processes, double form 222, 224–25, 236  
 energy crisis 222, 223, 236, 249  
 Englebert, P. 212–13  
 environment 239–43, 245–49  
 Epicurus 243, 244  
 epistemic violence 149–50, 154, 155, 156–58, 160, 161, 162, 163–69, 170  
 European Court of Human Rights 98–99  
 European Court of Justice. *see* ECJ  
 European Monetary Union 199  
 European Union 7, 8, 17, 199  
   compulsory jurisdiction 98–99  
   financial crisis 221, 233, 234–35, 236  
   Georgia Crisis (2008) 19  
   human rights 178  
   international security 151, 152  
   Yugoslavia 124  
 exchange rate systems 209
- Fals Borda, O. 190  
 financial crisis 193, 199–200, 201, 221–22, 223–24, 230–36  
 financial systems 224, 230, 232, 233, 235  
 fiscal policy 198–200  
 food crisis 223, 236  
 force, use of 30, 47, 74, 89–90, 92, 94–95, 108, 126–27, 143, 160  
 foreign aid 213  
 Foucault, M. 162–63, 164  
 Fox, J. and Sandler, S. 54–55  
 Franck, T. 71
- Game Theory 200, 256–61  
 Geneva Conventions 35, 40  
 genocide 165–66, 167, 169  
 Gentili, A. 21–23, 25, 26  
 Georgia Crisis (2008) 14, 18–19  
 global justice 2–7, 48, 117–18, 254, 255–56, 262, 264  
 global public goods 253–54, 255–56, 260–61, 262, 263, 264  
 globalization 108, 164, 211–12, 230, 234  
 Goldsmith, J. 39–40, 41, 42, 43, 46  
 Gritsch, M. 212  
 Grotius, H. 21, 23, 120
- harboring doctrine 33, 34–35, 43, 45, 46, 47  
 Hardie, I. 212  
 Hardt, M. and Negri, A. 154–56  
 Hattori, T. 213  
 Haynes, J. 54, 56  
 hegemony 5, 6, 36, 38, 164, 231  
 Higgott, R. and Weber, H. 212  
*Human Development Report* (UNDP, 1994) 132–33  
 human rights 98–99, 134, 135–37, 138  
   concepts 174, 176, 177–78, 179  
   universality of 173–77, 178  
 human rights law 34, 35, 36, 44, 142–43, 144  
 human security 131–32, 134–39, 140–42

- concept 132–34, 142–44  
 Human Security Laws 138–39  
 humanitarian intervention 30–31, 47, 75, 95, 125–26, 140, 143  
 humanitarian law 35–36, 134, 143, 144  
 Huntington, S.P. 5, 58n9
- ICC (International Criminal Court) 2–3, 29, 31, 33, 41–42, 99, 107, 129, 134, 262  
 ICJ (International Court of Justice) 31, 73, 74, 77, 80, 262  
 compulsory jurisdiction 96, 98, 99, 107  
 ICTY 106n46, 127  
 Iranian Airbus Case 115–16  
 ICTY (International Criminal Tribunal for the former Yugoslavia) 106n46, 123–24, 127–28, 169  
 ideal general banker 234–36  
 IMF (International Monetary Fund) 81, 199, 212, 221, 231, 262  
 imperfect competition 209  
 IMT (International Military Tribunal) 102–3, 105n44  
 individual criminal responsibility 32, 44–46, 88, 100–106, 109  
 institutional power 207–8  
 intercultural dialogue 62, 177–79, 181  
 interest bearing capital 224–25, 228–29  
 interest rates 228, 230, 231, 232  
 international cooperation 187, 199, 200, 253, 255–56, 258, 259–60, 261–62, 263–64  
 International Court of Justice. *see* ICJ  
 International Criminal Court. *see* ICC  
 international criminal justice 2–3, 29–30, 31  
 international criminal responsibility 100–101, 105  
 International Criminal Tribunal for the former Yugoslavia. *see* ICTY  
 international economics 207–15  
 international lawyers 30, 36, 37, 38, 39, 47  
 international legal order 2, 33–34, 37, 43, 99, 106–10  
 Kelsen 88–90, 101  
 Köchler 38–39  
 peace 90–95  
 International Military Tribunal. *see* IMT  
 International Monetary Fund. *see* IMF  
 International Progress Organization. *see* IPO  
 international security policies 150–54  
 international trade 210, 213  
 IPO (International Progress Organization) 3, 4, 5, 6, 181  
 Iran 53, 115–16, 176  
 Iranian Airbus Case 115–16  
 Iraq 4, 5, 6, 30–31, 33, 40, 74, 126  
 Islam 5–6, 53–54, 62  
 financial interest 225  
 human rights 175, 176, 179
- Japan 17, 79–80, 81  
 Kyoto Protocol 248  
 Tokyo Tribunal (1946–1948) 121–23, 128  
 John Paul II, Pope 56, 57, 58, 59–60, 61–62  
 John XXIII, Pope 56, 60
- Kant, I. 3, 78, 93–94, 160–61, 162, 244  
 Kelsen, H. 31, 87–88, 106–10  
 compulsory jurisdiction 95–99  
 individual criminal responsibility 100–101, 103–6  
 international legal order 88–90, 101  
 peace 90–94
- Kenya 135–36  
 Köchler, H. 1, 2–7, 8, 13, 31, 36, 47–48, 87, 131, 185  
 civilizational identity 188  
 collective security 30  
 compulsory jurisdiction 31  
 global justice 117–18  
 humanitarian intervention 30–31, 125n5  
 ICTY 127  
 individual criminal responsibility 32–34  
 international legal order 38–39  
 IPO 3, 4, 5, 6, 181  
 Islam 62  
 Lockerbie Tribunal 115, 117  
 Nuremberg Tribunal (1945–1946) 119  
 Tokyo Tribunal (1946–1948) 123

- United Nations 31, 32, 34, 36
- universal jurisdiction 29–30
- Konings, M. 213
- Kosovo 75
- Krugman, P. 209
- Kyoto Protocol (1992) 247–48, 260
  
- Latin America 185–87, 188–90, 191, 223, 245
- Law of the Sea 254
- lawfare 42–43
- League of Nations 30, 80, 96, 97
- Leary, V. 176–77, 178
- legal encirclement 42–43
- leverage 233
- Libya 6, 116–17
- Little, D. 176
- loans, securitization of 232
- Lockerbie Tribunal 3–4, 6, 115, 116–17
- Lukyanov, F. 19–20, 23
- Lyotard, J.F. 161
  
- managerial power 208
- market power 205–6, 207, 208, 209, 212
- Martin, L. 263, 264
- Marx, K. 222, 223–27, 228–29, 236, 243, 244, 245–46, 247
- Marxism 161, 223–27
- Mayer, A.E. 176
- Medvedev, D. 18
- meta-arguments 70–72, 74, 75, 82
- model uncertainty 196, 200–201
- money 225–26
- monopolization, of force 89, 92, 95
- Montreal Protocol 260
- Muñoz et al. 212
  
- nation, concept of 158
- national identity 154–56, 157–59, 161, 166
- national interest 14, 23, 32, 73–74, 75–76
- NATO 19, 42, 47, 75, 126, 127
- natural capital 222
- Nuremberg Tribunal (1945–1946) 102–3, 104–5, 119–21
  
- Obama, B. 15
- oil production 5, 149, 153, 222, 231
  
- Pal, Radhabinod 122, 123
- Panizza, D. 21–23
- PCIJ (Permanent Court of International Justice) 95–96, 97, 101n34
- peace 59–60, 79–80, 87–88, 90–95, 96–97, 100, 109, 132, 151–53
- Peace through Law* (Kelsen, 1944) 87–88, 90, 92, 106
- Permanent Court of International Justice. *see* PCIJ
- Permanent Five 30, 31–32, 95, 107
- persistent objector rule 73
- pluralism 162, 163–64
  - religious 55, 59, 61–63
- Pogge, T. 138
- political power 206, 207–8, 212
- Ponte, S. 212
- poverty 138
- power 205–6, 211–13, 214–15
  - bargaining 208, 212, 214, 227, 255, 256
  - institutional 207–8
  - managerial 208
  - market 205–6, 207, 208, 209, 212
  - political 206, 207–8, 212
- power balance 32
- power negligence 210–11
- power politics 3–4, 29, 47
- pre-emptive strikes 15, 20, 22, 34, 43, 46–47
- Prisoners' Dilemma 254, 256, 257–58, 260, 261, 263
- production 225, 226, 227, 229
- profit 229
- Project of Perpetual Peace* (St. Pierre, 1713) 100
- public goods 253–54, 255, 256, 258, 259, 260, 262, 263, 264
- Putin, V. 19
  
- real economy 224, 228, 229, 230, 234, 235, 236
- reality, representation of 195–98
- recapitalization 235
- Redding, S. and Venables, A.J. 210
- redundant population 227
- religion, resurgence of 53–55
- 'responsibility to protect' 140–42

- Ricardian equivalence 198–99
- Rice, C. 18–19
- Rome Statute 2–3, 33, 36, 41–42, 45, 99, 134
- rule of law 4, 6, 69–70, 137, 213
  - Kelsen 98, 107
  - meta-arguments 70–72
  - specific argument exceptions 72–76
- Russia 14, 16, 17, 18–19, 23, 24, 96, 99, 169
- Ryan, H.E. and Wiggins, R.A. 208
- Saint Pierre, C.I. 100
- sanctions 88–89, 100, 103, 116
- scientific racism 179–81
- Second Vatican Council 56, 57, 59, 60–61
- securitization, of loans 232
- Security Council 30, 99, 106–7, 123, 124–25
  - peace 79–80, 92
  - ‘responsibility to protect’ 140–42
  - universal jurisdiction 41–42, 97–98
  - use of force 47, 94–95, 108, 126–27
- Sen, A. 136, 139
- Silvey, R. and Elmhirst, R. 212
- social justice 53, 56, 57–58, 62–63
- Socialist countries 231
- Sontag, S. 194–98, 201
- sovereign equality 30, 32, 69–70, 95
- specific arguments 72
  - differing rights 76–81
  - rule of law exceptions 72–76
- State building 149–54, 159, 168, 169–70
- State, ideal general banker 234–36
- State responsibility 34, 44–46, 100–101, 106, 119, 123
  - financial crisis 234–36
  - harboring doctrine 33, 34–35, 46, 47
- structured bonds 233
- Sudan 165–69
- Summers, L.H. 241–42
- superpower 74–75, 108, 133
- supranational organizations 263–64
- surplus value 224, 228–29
- Susbielle, J.F. 17
- Taliban 35–36, 43
- terrorists 33, 34, 35, 36, 45–46, 47, 151
- Third World
  - debt crisis 230–31
  - financial crisis 231–32
- Tibi, B. 176
- Tilly, C. 150, 154, 159, 160
- Tokyo War Crimes Tribunal (1946–1948)
  - 121–23, 127, 128
- ‘toxic’ assets 223, 235, 236
- Treaty of Versailles (1919) 100, 101, 118–19, 120, 123–24
- Tuck, R. 20, 26
- UN Commission on Human Security 139
- UN Development Programme (UNDP)
  - 132–33
- United Nations 7, 17, 31–32, 81, 125, 262
  - human rights 143, 176
  - Kyoto Protocol 248
  - peace 90–92, 96, 132
  - universal jurisdiction 97–98
  - use of force 4, 126–27
- United States (USA) 5, 13, 23–25, 30, 32–34, 99, 108, 124–25, 231
  - Africa 149
  - American doctrine 34–36, 43
  - Bush Administration 36–37, 38, 39–43, 45–46, 232
  - Coalition of the Democracies* 14–18
  - Darfur 167, 168
  - financial crisis 223, 231–32
  - foreign policy 36–38, 46, 47
  - Georgia Crisis (2008) 14, 18–19
  - harboring doctrine 33, 34–35, 43, 45, 46, 47
  - international security 152, 153
  - Iranian Airbus Case 115–16
  - Iraq 74, 126
  - Kyoto Protocol (1992) 248
  - Lockerbie Tribunal 116–17
  - Tokyo Tribunal (1946–1948) 122
  - universal jurisdiction 29–30, 34, 41–42, 97–98, 99
- Veto Power 30, 31–32, 95, 107
- Victor States 128
  - World War I 118–19
  - World War II 120, 121–22, 123
- Vitoria, F. 21, 22, 25–26

- war crimes 4, 44, 101, 102–3, 105, 115–18, 128–29
- War Crimes Tribunals 128–29
  - ICTY 123–24, 127–28, 169
  - Nuremberg (1945-1946) 102–3, 104–5, 119–21
  - Tokyo (1946-1948) 121–23, 127, 128
- War on Terror 33–34, 35, 39–40, 151
- Watson, J. 179–81
- Wiredu, K. 175
- World War I, Treaty of Versailles (1919) 100, 101, 118–19, 120, 123–24
- World War II 102, 103–4
  - individual criminal responsibility 34, 44–45, 102, 103–4
  - Nuremberg Tribunal (1945-1946) 102–3, 104–5, 119–21
  - Tokyo Tribunal (1946-1948) 121–23, 127, 128
  - Yugoslavia 124
- Yugoslavia 123–24, 127–28, 169
- Zea, L. 189
- Zimbabwe 136