

**New York University Politics Department**  
**International Law – V53.0740**  
**Cristiane Carneiro**

Fall, 2006  
Mondays and Fridays 2:00-3:15  
Office hours: Fridays 11:00-1:00

Tel: (212) 998-8500  
E-mail: cc498@nyu.edu  
Office: 726 Broadway # 716

**Purpose and Objectives of the Course**

This course introduces students to the fundamental rules and principles of public international law and to how the discipline relates to international relations. Particular emphasis will be placed on international law as a tool for the peaceful settlement of international disputes. Students are encouraged to develop a critical approach to international law and to discuss cases of their own interest. Students will learn about the latest process of transformation international law is going through. Students will also become familiar with benchmark cases decided by the Permanent Court of International Justice (under the League of Nations), the International Court of Justice (under the United Nations), and domestic courts using international law.

**Required Texts:**

Jeffrey L. Dunoff. Steven Ratner. David Wippman. 2006. *International Law: Norms, Actors, Processes*. Aspen Law & Business Publishers. (Second edition)

Jack L. Goldsmith. Eric A. Posner. 2005. *The Limits of International Law*. Oxford University Press.

**Additional Resources:**

Henkin, Pugh, Schachter, Smit. *International Law*. Third Edition. West Group.  
Wallace, Rebecca. *International Law*. Fourth Edition. Thompson, Sweet and Maxwell.  
Black's Law Dictionary  
Lexis Nexis (available at Bobst library as an electronic resource)  
JStor (available at Bobst library as an electronic resource)  
CIAO (available at Bobst library as an electronic resource)

**Grading Policy:**

Class attendance is required. The final grade will be determined by a midterm exam (essay question), an open book, notebook and laptop final exam, and participation. Each exam is worth 45% of the final grade, and participation will account for the remaining 10%. Participation will be graded on the basis of attendance, quality as well as frequency of questions and comments. Absence in excess of four classes during the semester without written justification will be penalized.

## Course Outline:

### Week 1

Review syllabus, assignments, grading policy.

Goldsmith & Posner: *The Limits of International Law*. Introduction.

Robert Keohane. 2002. "Rational choice theory and international law: Insights and limitations." *Journal of Legal Studies* 31(January), pp. 307-319.

### Week 2 – The Chad-Libya War over the Aouzou Strip

Dunoff, Ratner, Wippman: *International Law: Norms, Actors, Processes*. Chapter 1 (I), pages 1-18.

Goldsmith & Posner: *The Limits of International Law*. Chapters 1 and 2.

Background reading:

Statute of the International Court of Justice, Art. 2, 3, and 4.

Charter of the United Nations, especially Chapters I, V, VI, VII, and XIV.

### Week 3 – The Rainbow Warrior Case

Dunoff, Ratner, Wippman: *International Law: Norms, Actors, Processes*. Chapter 1 (II), pages 18-33.

Sands, Philippe. 2001. "Turtles and Torturers: The Transformation of International Law." *New York University Journal of International Law and Politics* (33). Available in Blackboard.

### Week 4 – International Lawmaking

Dunoff, Ratner, Wippman: *International Law: Norms, Actors, Processes*. Chapter 2 (I and II), pages 35-105 (skip the SEDCO, Inc. v. National Iranian Oil Company case, pages 87-92).

Goldsmith & Posner: *The Limits of International Law*. Chapter 3.

Abbott, Kenneth W. and Duncan Snidal. 2000. "Hard Law and Soft Law in International Governance." *International Organization* 54 (3). Available in Blackboard.

### Week 5 – States, Governments and International Organizations

Dunoff, Ratner, Wippman: *International Law: Norms, Actors, Processes*. Chapter 3 (II, III, and IV), pages 144-200.

### Week 6 – International Law in the Domestic Arena

Dunoff, Ratner, Wippman: *International Law: Norms, Actors, Processes*. Chapter 5 (I, II, and III), pages 263-315.

Steven R. Ratner. 2003. "Belgium's War Crimes Statute: A Postmortem." Editorial Commentary. *The American Journal of International Law*, Vol. 97 (4), pp. 888-897. Available in Blackboard.

Colter Paulson. 2004. "Compliance with Final Judgements of the International Court of Justice since 1987." *The American Journal of International Law*, Vol. 98 (3), pp. 434-461. Available in Blackboard.

#### Week 7 – Midterm Exam

#### Week 8 – Jurisdiction

Dunoff, Ratner, Wippman: *International Law: Norms, Actors, Processes*. Chapter 6 (I, II, and III), pages 355-415.

#### Week 9 – International Human Rights

Dunoff, Ratner, Wippman: *International Law: Norms, Actors, Processes*. Chapter 7 (I, II, and III), pages 437-500.

Goldsmith & Posner: *The Limits of International Law*. Chapter 4.

#### Week 10 – The Use of Force

Dunoff, Ratner, Wippman: *International Law: Norms, Actors, Processes*. Chapter 13 (I, II, III, and IV), pages 873-957.

#### Week 11 – International Humanitarian Law

Dunoff, Ratner, Wippman: *International Law: Norms, Actors, Processes*. Chapter 8 (I, II, III, and IV), pages 527-605.

Richard A. Falk. 1997. "Nuclear Weapons, International Law and the World Court: A Historic Encounter." *American Journal of International Law* Vol. 91 (1), pp. 64-75. Available in Blackboard.

#### Week 12 – International Criminal Law

Dunoff, Ratner, Wippman: *International Law: Norms, Actors, Processes*. Chapter 9 (II, III, and IV), pages 607-608 and 625-693.

Documentary: *The Torture Question*. 2005. Directed by Michael Kirk.

#### Week 13 – Law of the Sea

Dunoff, Ratner, Wippman. 2002. *International Law: Norms, Actors, Processes*. Chapter 10 (I and II), pages 695-736 and Chapter 11 (III), pages 761-763 and 811-826.

#### Week 14 – Managing the World Economy

Dunoff, Ratner, Wippman. 2002. *International Law: Norms, Actor, Processes*. Chapter 12 (I, II, and III), pages 827-872.

Karen J. Alter. 2003. "Resolving or Exacerbating Disputes? The WTO's New Dispute Resolution System." *International Affairs* Vol. 79 (4), pp. 783-800.  
Available in Blackboard.

Goldsmith & Posner: *The Limits of International Law*. Chapter 5.

Documentary: *NAFTA Chapter 11*. Directed by Bill Moyers

### Week 15 – Final Exam

Subject to change.

Subsequent changes to this syllabus and course-related announcements and policies will be posted in Blackboard. Students are responsible for checking the Blackboard page of the course regularly. E-mail communication between the instructor and the students, when necessary, will happen through Blackboard (your nyu.edu e-mail account). Students are responsible for checking their NYU e-mail accounts for course-related messages.