Index

Article 38	German law
Doctrinal Context, 157	customary law, 126
Drafting, 170	·
Discussions of the	European Convention on Human
Advisory Committee of	Rights
Jurists, 171	General International Law
Governmental Drafts, 170	Attribution, 446, 448, 451
Institutional context	Attribution, International
Hague Conferences, 164	Organizations, 456
interrelationship	Attribution, International
Interwar scholarship, 186	Organizations, United
Interwar Discussion	Nations, 458
1930 Codification	Interpretation, 408, 414
Conference, 182	Jurisdiction, 443
Permanent Court of	Prohibition of Arbitrariness,
International Justice,	438
178	International
	Humanitarian Law, 438
Codification	Security Council
1930 Conference, 182	Resolutions, 441
International Law	Proportionality
Commission, 317	Customary International
Comparative Historical	Law, 426, 429, 432
Perspectives	Other Treaties, 436
Common Law, 103	
Recent UK Jurisprudence,	International Court of Justice
120	Convergence
UK History, 105	Law of the Sea, 290
US History, 113	Prohibition of the Use of
General Principles, 138	Force, 289
History, 138	Self-determination, 285
Overview from the	craft
perspective of legal	scoping, 277
theory, 140	Interrelationship

General Principles, 305	Joint Criminal Enterprise,
General principles based	526, 528, 532
on municipal law, 306	Legal Craft, 497
General Principles of the	Legal craft, 499, 501
International Legal	Tadic, 491
Order, 310	Rome Statute
General Principles of the	Al-Bashir, 546
International Legal	Article 21, 509
Order as bridge between	Article 25, 526, 534
treaties and custom, 310	Control Theory, 534, 538
Relationship between	Immunity, 546
Treaty and Custom,	Indirect Perpetratorship,
278, 280	534, 538
interrelationship	Interrelationship of
Judicial Policy, 252	Sources, 509
normative environment,	International Investment Law
258	Bilateral Investment Treaties,
Intervention, 223	579
Customary International	Relationship with
Law, 231	Customary
General Scheme, 224	International Law, 595
Less restrictive Approach,	Relationship with
229	Customary
Restrictive Approach, 226	International Law,
Jurisdiction	Convergence, 592
General Part, 240	Relationship with
General Scheme, 235	Customary
Substantive Law, 245	International Law,
Succession, 242	international minimum
International Criminal Law	standard, 582, 585
ICTY, 476	Relationship with
Customary International	Customary
Law, 476, 485, 487,	International Law,
497, 502, 528	Necessity, 613
General Principles, 493,	Scholarship, 595
502, 504, 505	Codification, 182
Indirect Perpetratorship,	Distinction between Primary rules and Secondary
531	Rules, 616
JJI	Kuics, UIU

General law	progressive development,
Multilateralization, 599	320, 321
History, 558, 562, 577	specific projects, 354
Contracts,	Customary International
Internationalized,	Law, 372
Delocalized, 571	Fragmentation, 368
Equal Treatment, 564	General Principles of Law,
International Minimum	384
Standard, 564	Jus Cogens, 378
Neer Case, 567	The Law of
Multilateralism, 578, 591	Responsibility, 364
International Law Commission,	The Law of Treaties, 355
317	The East of Treaties, 333
codification	Spontaneous norms, 639
form, 338	
gapfilling, 321	
history, 317	Verfassungsgewohnheitsrecht,
normative environment,	137
325	Verfassungswandlung, 134
	_