

Diritti E Civiltà Storia E Filosofia Del Diritto Internazionale

Giorgio Del Vecchio

Diritti e civiltà. Storia e filosofia del diritto internazionale Gustavo Gozzi, 2010

Diritti e civiltà Elisa Orrù, 2011 Abstract: Il volume di Gustavo Gozzi, *Diritti e civiltà. Storia e filosofia del diritto internazionale* (Bologna, il Mulino, 2010) ha a nostro avviso colmato una lacuna importante nel panorama filosofico-giuridico italiano. Si tratta infatti della prima pubblicazione in lingua italiana che, da un punto di vista insieme storico e filosofico, affronta in modo sistematico lo sviluppo del diritto internazionale dall'età moderna ai giorni nostri. Questo primato è già un eccellente motivo per discutere Diritti e civiltà. Ma c'è di più. Una parte consistente del saggio è dedicata alla ricostruzione e discussione di contributi non-occidentali al dibattito contemporaneo sulla natura e il ruolo del diritto internazionale. Si può anzi dire che Gozzi fa proprio il punto di vista di questi autori: il volume si distingue infatti per un approccio critico nei confronti della pretesa universalità delle dottrine occidentali del diritto internazionale. Questo scetticismo si fonda sulla tesi fondamentale del volume, secondo la quale il diritto internazionale è caratterizzato dalla continuità del discorso dell'egemonia occidentale dalla prima età moderna fino alla realtà contemporanea (p. 11). Prendendo avvio dall'approccio sistematico e insieme critico del volume e dai temi in esso trattati, questo forum intende (ri)discutere temi chiave della storia e filosofia del diritto internazionale e metterne a fuoco un programma di ricerca

Popoli e civiltà Gustavo Gozzi, 2006 Due sono i temi al centro di questo volume: la ricerca sulle radici dello scontro di civiltà e l'analisi delle odierne trasformazioni del diritto internazionale. Rispetto al primo punto, il volume intende sollecitare e promuovere l'avvio di studi e ricerche sulla storia del diritto internazionale, per comprendere come lo scontro tra le civiltà abbia in realtà radici profonde, risalenti almeno all'età del colonialismo del secolo XIX. La fine del sistema coloniale dopo la Seconda guerra mondiale ha creato le condizioni che hanno determinato il tramonto della posizione eurocentrica del diritto internazionale e ha permesso l'avvio di una riflessione sui principi del diritto internazionale aperta ai contributi di altre civiltà, in particolare di quella islamica. La seconda parte del volume affronta invece le prospettive che si aprono ad un nuovo ordine mondiale e alla sua possibile forma istituzionale, discutendo alcuni temi fondamentali: dall'ipotesi della dissoluzione delle Nazioni Unite in una pluralità di sistemi regionali, alla prospettiva della creazione di una nuova comunità

internazionale, al progetto kantiano di una giuridificazione delle relazioni fra gli Stati. Il volume analizza la pluralità delle opzioni che si presentano alla definizione del futuro assetto mondiale.

The Legacy of Vattel's Droit des gens Koen Stapelbroek, Antonio Trampus, 2019-08-13 This edited collection offers a reassessment of the complicated legacy of Emer de Vattel's *Droit des gens*, first published in 1758. One of the most influential books in the history of international law and a major reference point in the fields of international relations theory and political thought, this book played a role in the transformation of diplomatic practice in the eighteenth and nineteenth century. But how did Vattel's legacy take shape? The volume argues that the enduring relevance of Vattel's *Droit des gens* cannot be explained in terms of doctrines and academic disciplines that formed in the late nineteenth and twentieth centuries. Instead, the chapters show how the complex reception of this book took shape historically and why it had such a wide geographical and disciplinary appeal until well into the twentieth century. The volume charts its reception through translations, intellectual, ideological and political appropriations as well as new practical usages, and explores Vattel's discursive and conceptual innovations. Drawing on a wide range of sources, such as archive memoranda and diplomatic correspondences, this volume offers new perspectives on the book's historical contexts and cultures of reception, moving past the usual approach of focusing primarily on the text. In doing so, this edited collection forms a major contribution to this new direction of study in intellectual history in general and Vattel's *Droit des gens* in particular.

Rights and Civilizations Gustavo Gozzi, 2019-02-14 Illustrates the origin and ways of Western hegemony over other civilizations across the world.

Introduzione alla scienza del diritto internazionale corso dell' anno 1865-66 esposto nella universita' di Palermo da Paolo Morello Paolo Morello, 1875

Rise of the International Richard Devetak, Tim Dunne, 2024-05-06 Rise of the International brings together scholars of International Relations and History to capture the emergence and development of the thought, the relations, and the systems that have come to be called international in western discourse.

International Law and History Ignacio de la Rasilla, 2021-01-21 This interdisciplinary exploration of the modern historiography of international law invites a diverse assessment of the indissoluble unity of the old and the new in the most global of all legal disciplines. The study of the history of international law does not only serve a better understanding of how international law has evolved to become what it is and what it is not. Its histories, which rethink the past in the present, also influence our perception of contemporary matters in international law and our understandings of how they may potentially unfold. This multi-perspectival enquiry into the dominant modes of international legal history and its fundamental debates may also help students of both international law and history to identify the historical approaches that best suit their international legal-historical perspectives and best address their historical and legal research questions.

Rivista internazionale di filosofia del diritto Giorgio Del Vecchio,1980 Includes section Note bibliografiche.

A History of Law in Europe Antonio Padoa-Schioppa,2017-08-03 The first English translation of a comprehensive legal history of Europe from the early middle ages to the twentieth century, encompassing both the common aspects and the original developments of different countries. As well as legal scholars and professionals, it will appeal to those interested in the general history of European civilisation.

Del diritto internazionale e del suo insegnamento Domenico Mantovani Orsetti,1858

The Oxford Handbook of the History of International Law Bardo Fassbender,Anne Peters,Simone Peter,Daniel Högger,2012-11-01 The Oxford Handbook of the History of International Law provides an authoritative and original overview of the origins, concepts, and core issues of international law. The first comprehensive Handbook on the history of international law, it is a truly unique contribution to the literature of international law and relations. Pursuing both a global and an interdisciplinary approach, the Handbook brings together some sixty eminent scholars of international law, legal history, and global history from all parts of the world. Covering international legal developments from the 15th century until the end of World War II, the Handbook consists of over sixty individual chapters which are arranged in six parts. The book opens with an analysis of the principal actors in the history of international law, namely states, peoples and nations, international organisations and courts, and civil society actors. Part Two is devoted to a number of key themes of the history of international law, such as peace and war, the sovereignty of states, hegemony, religion, and the protection of the individual person. Part Three addresses the history of international law in the different regions of the world (Africa and Arabia, Asia, the Americas and the Caribbean, Europe), as well as 'encounters' between non-European legal cultures (like those of China, Japan, and India) and Europe which had a lasting impact on the body of international law. Part Four examines certain forms of 'interaction or imposition' in international law, such as diplomacy (as an example of interaction) or colonization and domination (as an example of imposition of law). The classical juxtaposition of the civilized and the uncivilized is also critically studied. Part Five is concerned with problems of the method and theory of history writing in international law, for instance the periodisation of international law, or Eurocentrism in the traditional historiography of international law. The Handbook concludes with a Part Six, entitled People in Portrait, which explores the life and work of twenty prominent scholars and thinkers of international law, ranging from Muhammad al-Shaybani to Sir Hersch Lauterpacht. The Handbook will be an invaluable resource for students and scholars of international law. It provides historians with new perspectives on international law, and increases the historical and cultural awareness of scholars of international law. It is the standard reference work for the global history of international law.

Abolitionism and the Persistence of Slavery in Italian States, 1750-1850 Giulia Bonazza,2018-12-13 This volume offers a pioneering study of slavery in the Italian states. Documenting previously unstudied cases of slavery in six Italian

cities—Naples, Caserta, Rome, Palermo, Livorno and Genoa—Giulia Bonazza investigates why slavery survived into the middle of the nineteenth century, even as the abolitionist debate raged internationally and most states had abolished it. She contextualizes these cases of residual slavery from 1750–1850, focusing on two juridical and political watersheds: after the Napoleonic period, when the Italian states (with the exception of the Papal States) adopted constitutions outlawing slavery; and after the Congress of Vienna, when diplomatic relations between the Italian states, France and Great Britain intensified and slavery was condemned in terms that covered only the Atlantic slave trade. By excavating the lives of men and women who remained in slavery after abolition, this book sheds new light on the broader Mediterranean and transatlantic dimensions of slavery in the Italian states.

Paradoxes of Peace in Nineteenth Century Europe Thomas Hippler, Miloš Vec, 2015-02-19 'Peace' is often simplistically assumed to be war's opposite, and as such is not examined closely or critically idealized in the literature of peace studies, its crucial role in the justification of war is often overlooked. Starting from a critical view that the value of 'restoring peace' or 'keeping peace' is, and has been, regularly used as a pretext for military intervention, this book traces the conceptual history of peace in nineteenth century legal and political practice. It explores the role of the value of peace in shaping the public rhetoric and legitimizing action in general international relations, international law, international trade, colonialism, and armed conflict. Departing from the assumption that there is no peace as such, nor can there be, it examines the contradictory visions of peace that arise from conflict. These conflicting and antagonistic visions of peace are each linked to a set of motivations and interests as well as to a certain vision of legitimacy within the international realm. Each of them inevitably conveys the image of a specific enemy that has to be crushed in order to peace being installed. This book highlights the contradictions and paradoxes in nineteenth century discourses and practices of peace, particularly in Europe.

Prima lezione di diritto globale Maria Rosaria Ferrarese, 2012-05-18T06:00:00+02:00 Lo scenario globale rivela un mondo di relazioni giuridiche variegata e plurali, di 'fonti' moltiplicate e riprodotte in imitazioni, di soggetti giuridici attivi, di re-invenzioni dello spazio e degli scambi. Manca una primadonna assoluta, come era stata la legislazione, e si sommano tratti tradizionali e novità, vecchi linguaggi e nuovi termini, rigetti del passato prossimo e ritorni al passato remoto, come in un quadro fiammingo denso di colori e personaggi che affollano la scena. Nonostante il disordine, i sistemi comunicano e spesso dialogano, e abbozzi di diritto globale annunciano un nuovo corso giuridico.

Die Schutzverantwortung (R2P) Peter Hilpold, 2013-10-10 Das Konzept der Schutzverantwortung (Responsibility to Protect) hat nach seiner ersten fundierten Aufbearbeitung im Bericht der International Commission on Intervention and State Sovereignty (ICISS) im Jahr 2001 und der Aufnahme in das Abschlussdokument des UN-Weltgipfels 2005 weltweit einen Siegeszug angetreten. Das Denken und Argumentieren in Völkerrechtswissenschaft und -praxis ist mittlerweile nachhaltig davon geprägt. Dennoch bleiben viele Fragen in diesem Zusammenhang offen. In diesem Band diskutieren Experten des

Internationalen Rechts Grundsatzaspekte der Schutzverantwortung. Diese wird in ihrer historischen Dimension analysiert, es wird geprüft, wie sich dieses Konzept in das allgemeine System des Völkerrechts fügt und es wird analysiert, welche Entwicklungsperspektiven sich für diesen Ansatz abzeichnen. The concept of R2P has found broad approval in international law doctrine as well as in practice after it was first introduced by the Report of the International Commission on Intervention and State Sovereignty (ICISS) in 2001, and after its affirmation by the UN World Summit in 2005. It is fair to say that international law has been profoundly influenced by this new approach. Nonetheless, many questions in this regard are still open. In this volume international lawyers discuss a series of fundamental aspects of R2P: the historical dimension, the relationship between R2P and general international law and the dynamics surrounding this concept. In particular it is examined in which direction this concept is expected to evolve. Contributors include: Alex Bellamy, Enzo Cannizzaro, Martina Caroni, Thomas Cottier, Fernand de Varennes, Oliver Diggelmann, Andrea Gattini, Hans-Joachim Heintze, Peter Hilpold, Karolina Januszewski, Nadakavukaren Scheffer, Stefanie Schmahl, Peter-Tobias Stoll, and Lotta Viikari.

Della Genesi Filosofica E Storica Del Diritto Internazionale E Suoi Fondamenti Francesco Trinchera, 2023-07-18
Della Genesi Filosofica e Storica del Diritto Internazionale e suoi Fondamenti è un'opera importante per gli appassionati di diritto internazionale. Scritta da Francesco Trinchera, questa opera presenta una dettagliata analisi della storia e della filosofia del diritto internazionale e dei suoi principi fondamentali. Gli studiosi del diritto e tutti coloro che sono interessati a comprendere meglio l'evoluzione delle relazioni internazionali troveranno questo libro estremamente interessante. This work has been selected by scholars as being culturally important, and is part of the knowledge base of civilization as we know it. This work is in the public domain in the United States of America, and possibly other nations. Within the United States, you may freely copy and distribute this work, as no entity (individual or corporate) has a copyright on the body of the work. Scholars believe, and we concur, that this work is important enough to be preserved, reproduced, and made generally available to the public. We appreciate your support of the preservation process, and thank you for being an important part of keeping this knowledge alive and relevant.

Disaggregazioni AA. VV., 2020-12-01T00:00:00+01:00 I contributi raccolti in questo volume indagano, da differenti prospettive di ricerca, le trasformazioni dello scenario politico-giuridico globale, con l'intento comune di mettere alla prova la persistenza delle istituzioni e dei poteri sedimentati nella tradizione moderna. Negli attuali processi di governance, le categorie e i concetti centrali in quella tradizione, se reggono sul piano dell'enunciazione e della citazione, vengono però ripensati e rielaborati dentro nuove logiche che ne rifiutano l'originario carattere unitario, ricompositivo e universalistico. Sfuma il nucleo normativo e ordinamentale entro il quale sovranità, cittadinanza, diritti e soggetti venivano pensati come universali giuridico-politici, per emergere e definirsi in modo contingente e immanente nelle pratiche effettive di concrete relazioni di potere. La disaggregazione e disarticolazione delle forme e degli spazi restituisce tutta la complessità e duttilità

dei concetti che pur sopravvivono ai contesti stessi che li avevano generati: residui del passato vengono riletti e riutilizzati in forme profondamente diverse. Antonio Tucci è professore associato di Sociologia del diritto e Filosofia politica presso il Dipartimento di Scienze giuridiche dell'Università di Salerno. Tra le sue pubblicazioni, *Individualità e politica* (Napoli 2002); *Stabilizzazione e movimento. Una rilettura di Durkheim alla luce della globalizzazione* (Napoli 2003); *Immagini del diritto. Tra fattualità istituzionalistica e agency* (Torino 2012). Tra le curatele: *Il grande crollo. È possibile un governo della crisi economica?* (Milano 2010, con L. Bazzicalupo) e *Le metamorfosi del diritto. Studi in memoria di Alfonso Catania* (Milano 2013, con F. Mancuso e G. Preterossi).

Diritto internazionale per filosofi Giuliana Scotto, 2013-08-26 Scientific Study from the year 2013 in the subject Law - Philosophy, History and Sociology of Law, , language: Italian, abstract: Diritto internazionale per filosofi rilancia la questione filosofica della scaturigine e della natura del diritto al banco di prova del diritto internazionale. Il volume ha la struttura di un agile manuale di diritto internazionale ed è pensato per gli studenti delle Facoltà non giuridiche, ma si offre alla riflessione sia di filosofi del diritto e della politica, sia di giuristi che si interrogano sul senso e la direzione della loro professione e funzione. L'autrice spesso prende distanza dalle più diffuse teorie sul diritto e sull'organizzazione internazionale anche al fine di mostrarne aporie e contraddizioni che purtroppo determinano, talora non senza motivo, sfiducia nel diritto internazionale in quanto ordinamento giuridico. Una sezione significativa è dedicata al problema del divieto dell'uso della forza armata in diritto internazionale e alle competenze del Consiglio per la sicurezza delle Nazioni Unite nella materia.

Il lato oscuro dei diritti umani Carlo Sotis, Massimo Meccarelli, Paolo Palchetti, 2014 The experience of human rights is manifested through lights and shadows, since rights take their form in a complex game of reflections in which the demands for emancipation are linked to the logic of domination. From a phenomenological point of view, rights seem to be crossed by a dichotomy through which universality does not modify (perhaps consolidates) the fact of its ineffectiveness, generality does not resolve (perhaps hides) discriminatory dynamics, multiplication rather than peace social produces contrast. Legal regimes of rights are also interested in the transformation of the production process itself; This derives from a complication of the relationship between politics and justice: at the same time that politics is judicialized, justice is politicized. The profound changes present in the contemporary world, which shape a new geopolitical space and an unprecedented pluralism of values in a context of cultural diversity, act as factors that modify the meaning of the human rights discourse. The analyzes contained in this volume are developed on different legal and philosophical areas. Starting from the direct examination of some key issues, they highlight these complex problems and point out the urgent need for reflection on possible ways to correspond to the demands for freedom and justice expressed in the demand for rights.

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