



جامعة دمشق

كلية الحقوق

واقع نظرية السيادة في ظل المتغيرات الدولية الجديدة

إعداد الباحث

خالد تدمري

إشراف الأستاذ الدكتور

فيصل كلثوم

2010/

راشيل كوري...

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واقع نظرية السيادة في ظل المتغيرات الدولية الجديدة

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Wolfgang Friedmann – The Changing Structure of :³²
 International Law – Stevens & Sons – London – 1964 – P.306 & next.

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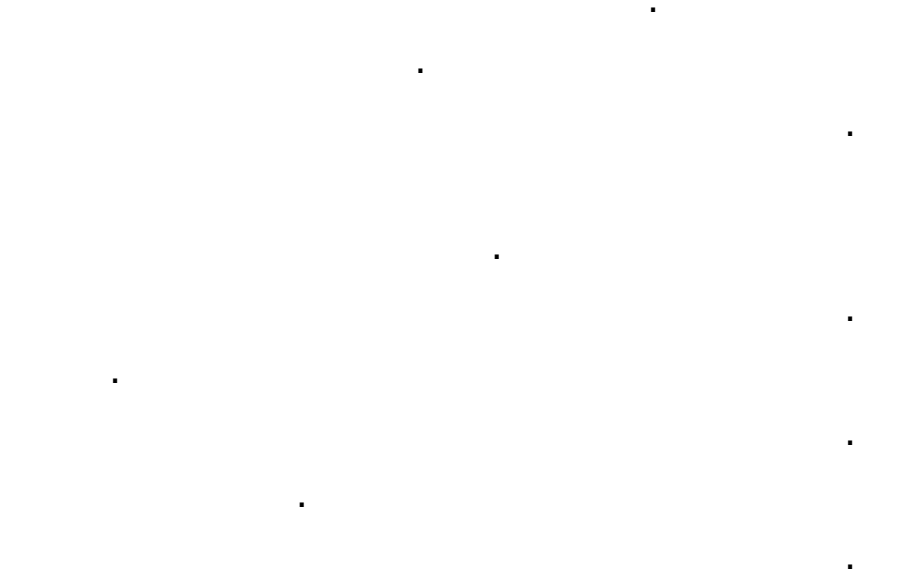
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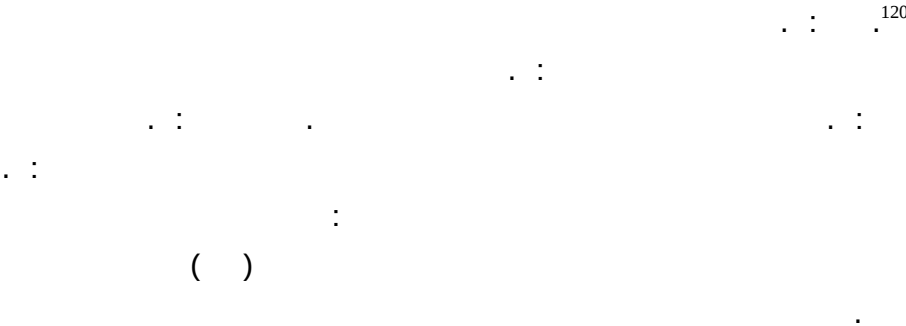
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Consequently
sovereignty today means the residuum of power which a
state possesses within the confines laid down by
international law. The establishment of the UNO has shifted
"emphasis from independence to interdependence."

P. chandra – International Law – Vikas publishing :
– New Delhi – First edition – 1992 – P.25 &26.

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Martin Dixon & Robert McCorquodale – op.cit – P. 234. : 197

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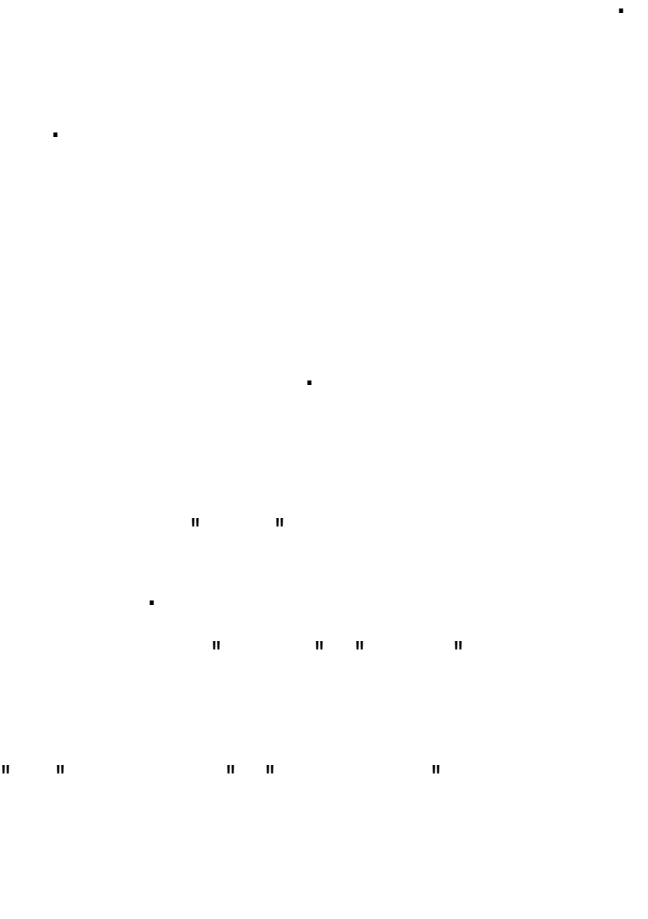
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Martin Dixon & Robert McCorquodale – op.cit – :

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P. 268 & next.

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Martin Dixon & Robert McCorquodale – op.cit – P. 243 & 244. : .²⁰⁴

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: P. chandra – op. cit - p 38.: 223

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Martin Dixon & Robert McCorquodale – op.cit – P. 272. : 249

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N. A. Maryan Green – International Law "Law of Peace" – : .²⁸¹
Published by Macdonald & Evans Ltd – London & France – Second edition
– 1982 – P. 163 & 164.

D. Malcolm N. Shaw – International Law – The press syndicate of : 282
the university of Cambridge – United Kingdom – Fourth edition – 1997 – P.
333.

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D. Malcolm N. Shaw – op.cit – P 333. : .²⁸⁴
Martin Dixon & Robert McCorquodale – op.cit – P. 235 & 244 & next.

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Martin : . : .²⁸⁵
Dixon & Robert McCorquodale – op.cit – P. 234 & next.

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N. A. Maryan Green – op.cit – P 164 & 165.: ²⁸⁸ ·

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:"Extra-territoriality"

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N. A. Maryan Green – op.cit – P 165.: . 289

P. chandra – op. cit - p 38.: . 290

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Martin Dixon & Robert McCorquodale – op.ci – P. 268. : .²⁹¹

N. A. Maryan Green – op.cit – P 166.: .²⁹²

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: Martin Dixon & Robert McCorquodale – op.cit – P. 215.

The 297
United Nations & East Timor: Self Determination Through Popular
Consultation - NewYork –United Nations 2000.

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Martin Dixon & Robert : / / ³⁰⁸
McCorquodale – op.cit – P. 348.

"harbors"

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P. chandra – op. cit - p 43.: . 310
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P. chandra : .

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- op. cit - p 43 & next.

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P. chandra – op. cit - :

p 43 & next.& 51

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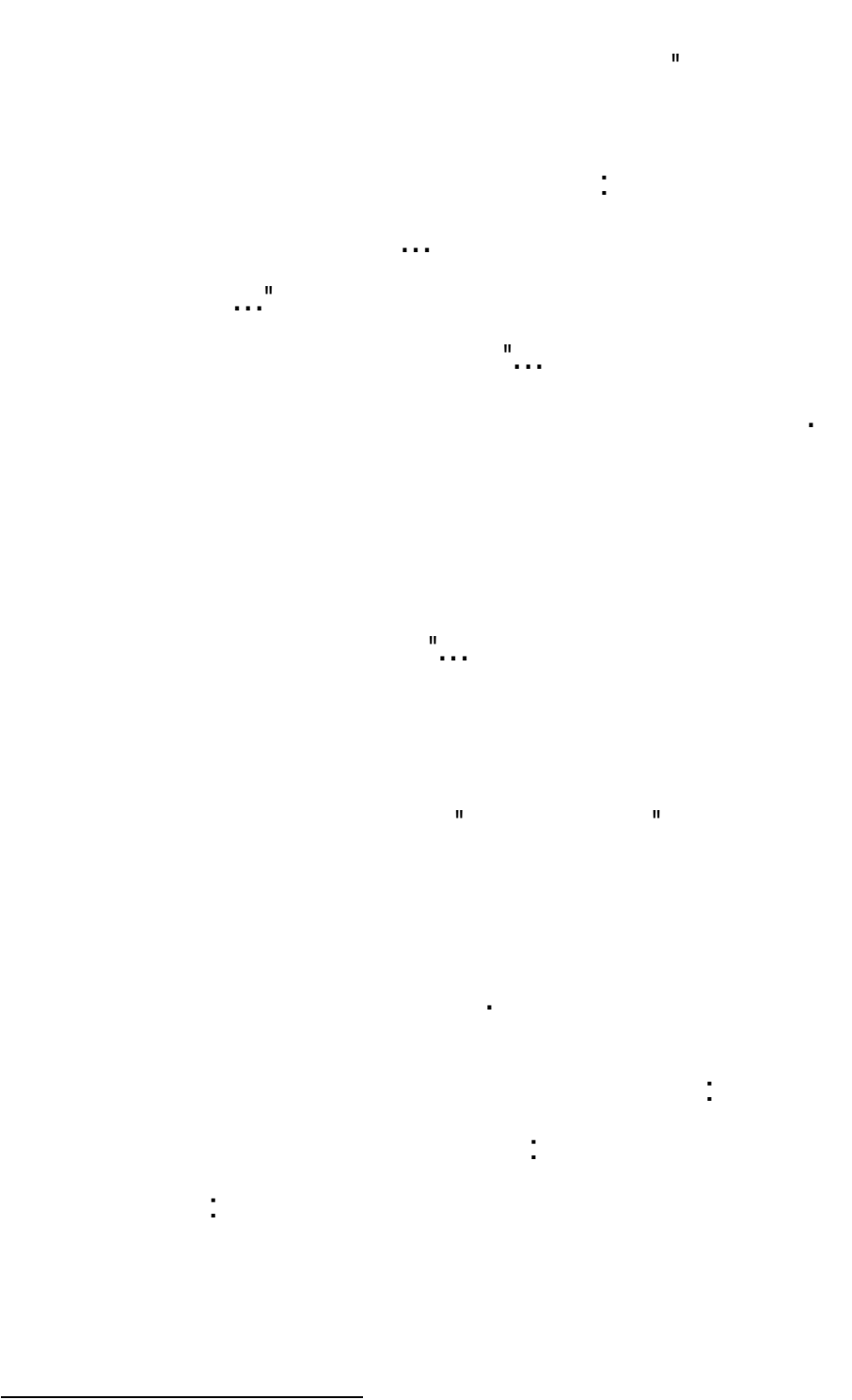
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Martin Dixon & Robert McCorquodale – op.cit – P. 372 & 373. : 328

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Martin Dixon & Robert McCorquodale – op.cit – P. 372 & 392. : 330

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Martin Dixon & Robert : .

McCorquodale – op.cit – P. 362.

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Martin Dixon & Robert McCorquodale – op.cit – P. 389. : ³⁴⁶

Martin Dixon & Robert McCorquodale – op.cit – : ³⁴⁷

P. chandra – op. cit - p 48 & 52.:

P. 389 & next.

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P. chandra – op. : .

cit - p 53 & next.

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P. chandra – op. cit - p :

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... : 373
Martin Dixon & Robert McCorquodale – op.cit – P. 258. : 374

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"natural reserve"

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Martin Dixon : . : .³⁷⁵
& Robert McCorquodale – op.cit – P. 259.
Martin Dixon & Robert McCorquodale op.cit – P. 260. : .³⁷⁶

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"Anzilotti "

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Georg Schwarzenberger – International Law – volume 2 - : .³⁷⁸
Published by Stevens & sons limited – London – (non) edition – 1968 – P.
P. chandra – op. cit - p 40 & next.: 551 & next.

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. : A. Maryan Green – op.cit – P 33.

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: N. A. Maryan Green – op.cit – P 70 & 71.:

. : Leland M. Goodrich – op.cit – P 295.

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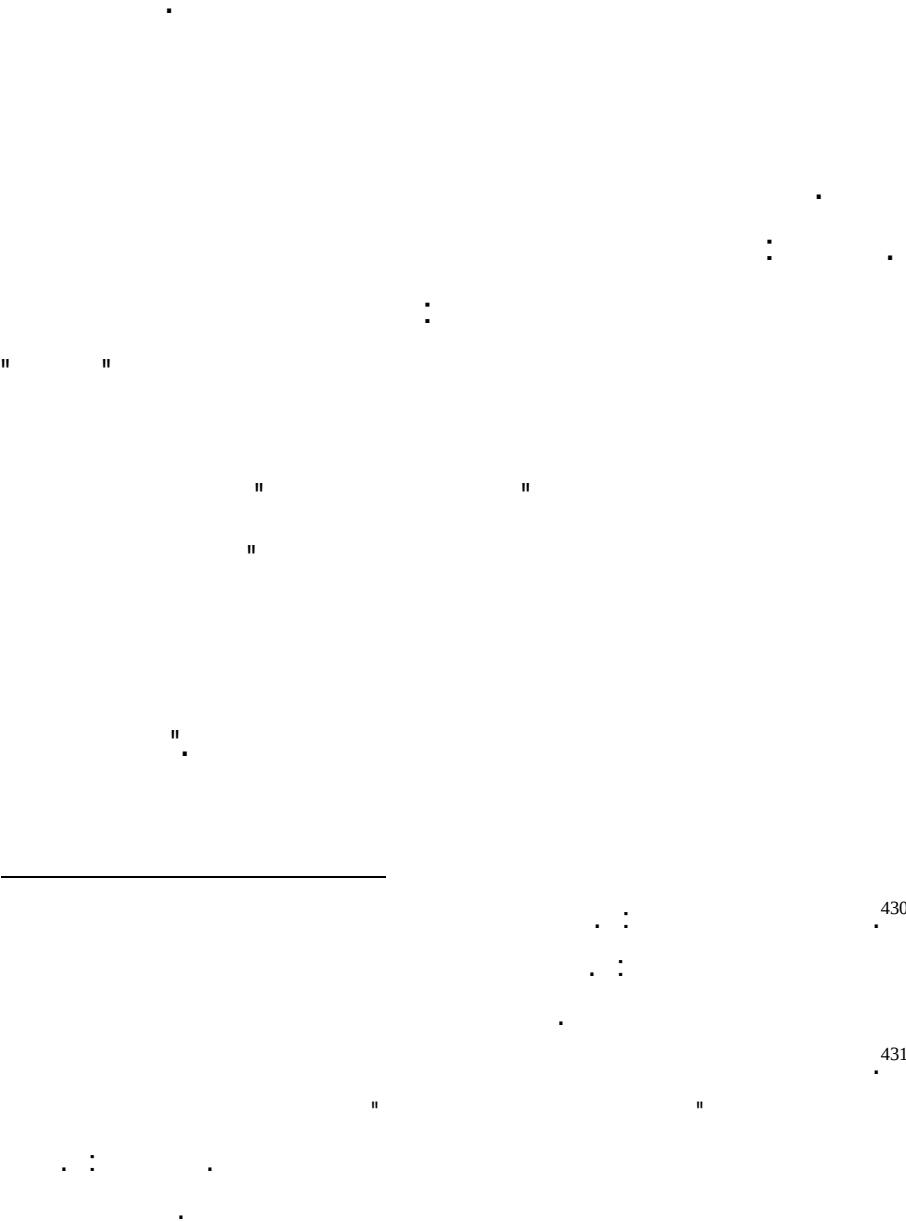
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Leland M. Goodrich – :

op.cit – P 295.

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Leland M. : : 432
 : Goodrich – op.cit – P 296.
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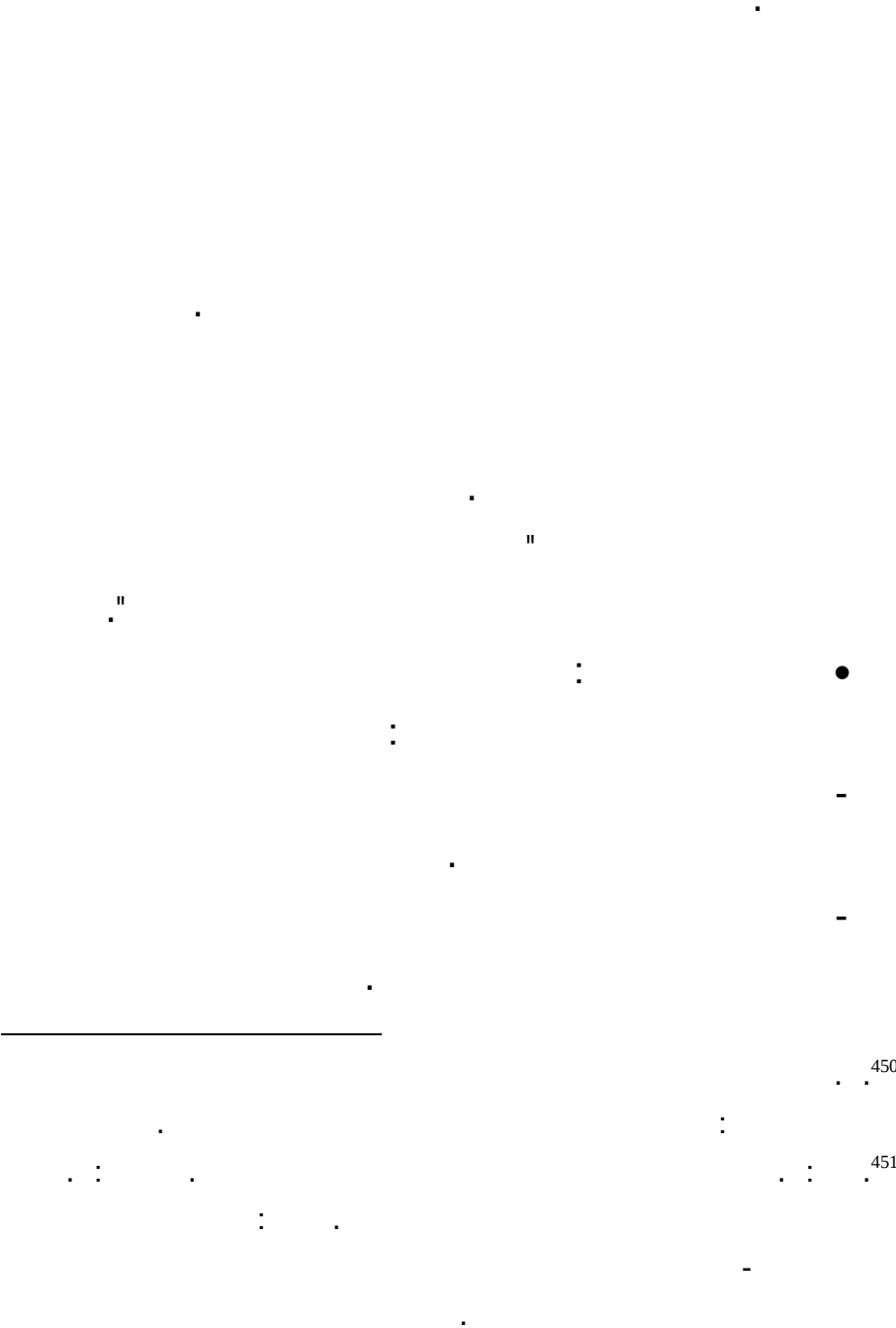
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Georg Schwarzenberger – op.cit – P 551 & next.: ⁴⁴⁷

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i N. A. Maryan Green – op.cit – P 34..





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P. chandra – op. cit - p : Georg Schwarzenberger – op.cit – P 563.:
141 & next.

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: Georg Schwarzenberger – op.cit – P 567.:

P. chandra – op. cit - p 140 & next.:

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The figure consists of four small square images arranged in a 2x2 grid. Each image shows a different pattern of black and white squares. The top-left image shows a single black square in the center. The top-right image shows a single black square in the top-right corner. The bottom-left image shows a single black square in the bottom-left corner. The bottom-right image shows a single black square in the bottom-right corner.

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P. chandra – op. :

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cit - p 24.

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P. chandra – op. cit - p 26 :

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Martin Dixon & Robert McCorquodale – op.cit – P 521. :
Prakash Chandra – op. cit - p 24.:

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Prakash : .

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Chandra – op. cit - p 24 & 25.

Martin Dixon & Robert McCorquodale – op.cit – P 522 & next . :

Christine Gray – International Law and the Use :⁴⁸⁷

of Force – Oxford University Press – New York – First published – 2000 –

Pages No.54 & next.

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iMartin Dixon & Robert McCorquodale – op.cit – P 538 & 539. : .⁴⁸⁹
Christine Gray – op.cit – P 86 & :...

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Christine Gray – op.cit – P 119. :

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Christine Gray – op.cit – P 96 & next.:

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Christine Gray – op.cit – P 88 & next.:

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P. chandra – op. cit - p 25.: . 499
Christine Gray – op.cit – P 88. : . 500

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Martin Dixon & Robert McCorquodale – op.cit – P 539 & next.

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Martin Dixon & Robert : .
Georg : McCorquodale – op.cit – P 522 & next .
Schwarzenberger – op.cit – P 28 & next.
P. chandra – op. cit - p 25.: 506

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Martin Dixon & Robert McCorquodale – op.cit – P 544. :: . 512

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Christine Gray – op.cit – P 2 & next. : . 515

Christine Gray – op.cit – P 115 & next. : . 516

¡Martin Dixon & Robert McCorquodale – op.cit – P 558. : . 517

Martin Dixon & Robert McCorquodale – op.cit – P 559.: .

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The

522

United Nations and the Iraq-Kuwait Conflict: 1990-1996 – New York – 1996
Adam Robert and : (The United Nations blue books Series).
Benedict Kingsburry – United Nations, Divided World – The UN's Roles in
International Relations – Oxford university press – New York – Second
edition – 2003 -2004 – P. 81 & next.

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Christine Gray – op.cit – P 89.: ⁵²⁴.

Christine Gray – op.cit – P 140 & next.: .⁵²⁵

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D. Malcolm N. Shaw :

P. chandra – op. cit - p 25.:

– op.cit – P 151.

Prakash Chandra – op. cit - p 25 & 26 & 38.:

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Wolfgang Friedmann – op.cit – P. 34 & next.

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Prakash Chandra – op. cit - p 26.: 544

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P. chandra – op. cit - : D. Malcolm N. Shaw – op.cit – P 153. : 547
548
p 26.

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Martin Dixon & Robert McCorquodale – op.cit – P 242 & : .

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D. Malcolm N. Shaw – op.cit – P 887 & :

next.

D. W. Bowett – The Law of International :

554

Institutions – Published by Stevens & sons – London – (non) edition – 1963
– P. 311 & 312.

555

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Image & : . : . 567
Reality – United Nations – Published by the United Nations Department of
Public Information – New York – 1996 – p. 5.

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N. A. Maryan Green – op.cit – P 48.: . 573

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D. W. :

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. : Bowett – op.cit – P 321.

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. : D. Malcolm N. Shaw – op.cit – P 888. : 580

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Recommendation Decision

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. : D. W. Bowett – op.cit – P 120 & next..⁵⁸⁶
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. : D. W. Bowett – op.cit – P 15 & next. :

Leland M. Goodrich – op.cit – :

• : P 20,

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INIS. L. Claude – :
Power and International Relations – Random House, Inc. – New York –
second printing – 1964 – Page No. 278 & 279.

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D. W. Bowett – op.cit – P 22 & 83.: (

Leland M. Goodrich – : . :

Image & Reality – United Nations – op.cit – P 5. : op.cit – P 29 & 30.

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.Leland M. Goodrich – op.cit – P 159 & next. :

The United Nations Today – Department of Public :

Information – New York – 2008 – p. 5 & next.

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The United Nations Today – op.cit – P 79. :(

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. : Christine Gray – op.cit – P 158 & next.:

Human Rights: 1945- :

1995 – Department of Public Information – United Nations – New York –
1995 – p. 112 & next.

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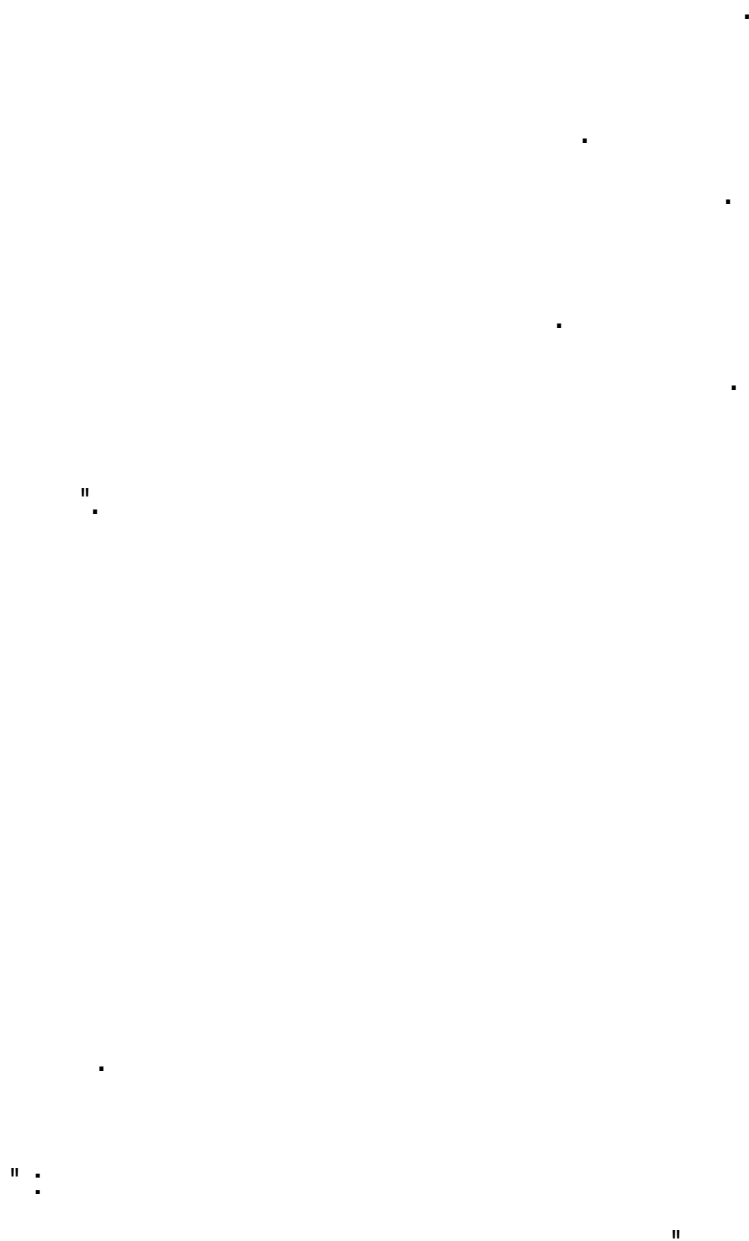
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Leland M. Goodrich – op.cit – P 29. :

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Of course the principle of sovereign equality is even more fully recognized in the case of permanent members of the security council since no substantive decision of that organ can be taken without their consent." ⁶¹⁸

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Leland M. Goodrich – op.cit – P 29 & 30. : .⁶¹⁸

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D. W. Bowett – op.cit : .

– P 311 & 323 & next.

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Christine Gray – op.cit – P 51 & next.:⁶³¹

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Leland M. :

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Goodrich – op.cit – P 76 & 77.

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Rhona K. M. Smith – op.cit – P 9 & next. :

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A third State is free to resort to war " .
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Georg Schwarzenberger – op.cit – P 675 & next.: 647
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The United Nations and the Iraq-Kuwait Conflict: 1990-1996 -

op.cit.

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D. W. Bowett – op.cit – P 95.:

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Martin Dixon & Robert McCorquodale – op.cit – P 516. : 669

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¡Martin Dixon & Robert McCorquodale – op.cit – P 517 & next. : .⁶⁷¹

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D. Malcolm :

N. Shaw – op.cit – P 892 & 893.

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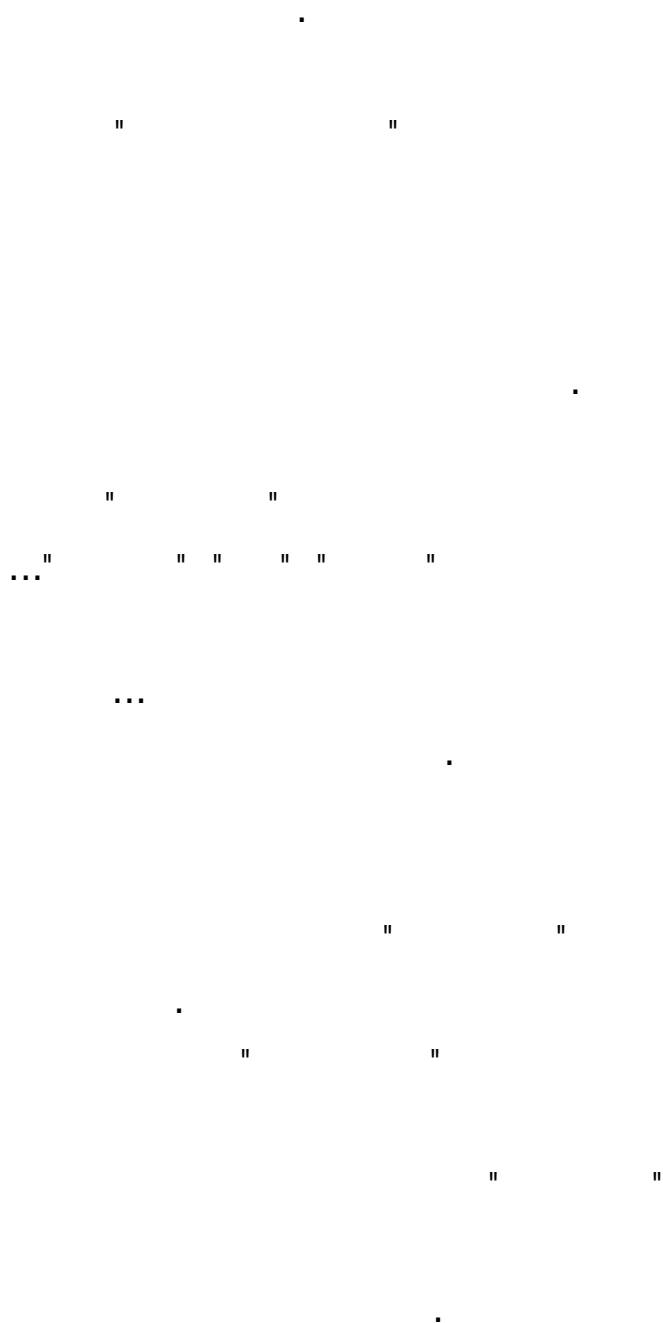
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Martin Dixon & Robert McCorquodale – op.cit – P 516. : ... 683



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: Shaw – op.cit – P 897 & Next.

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www.wikipedia.org. : : . 697

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D. Malcolm N. :

: Shaw – op.cit – P 897 & Next.

Martin Dixon & Robert McCorquodale – op.cit – P 10. : 699

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D. Malcolm N. : Shaw – op.cit – P 900 & Next.

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D. Malcolm N. Shaw – op.cit – :

P 901 & Next.

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D. Malcolm N. Shaw – op.cit – P 37 & next :

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Uniting For Peace Resolutions

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Christine Gray – :

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. : op.cit – P 147 & next.

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Christine Gray – op.cit – P 148 & 149.:

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. : D. W. Bowett – op.cit – P 45..⁷²⁸

¡Christine Gray – op.cit – P 149 & next.:

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Adam Robert and Benedict Kingsbury – op.cit :

¡– P 66 & next.

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Adam Robert and Benedict : .

Kingsburry – op.cit – P 81 & next.

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The United Nations and Somalia: 1992-1996 – New York – The United Nations Department of Public Information – 1996. ⁷⁴⁸
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: Christine Gray – op.cit – P 187 & next.: ⁷⁵⁷.

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The Security Council at the Down of the Twenty-First Century : .
– United Nations Publication – Geneva – 2003 – p. 33 &34.

The Security Council at the Down of the Twenty- : ⁷⁵⁸.

The United Nations Today – : First Century – op.cit – P 88 & next.
op.cit – P 83.

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Christine Gray – op.cit – P 191 & next.:
Christine Gray – op.cit – P 144 & next.:

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Image & Reality – United Nations – op.cit – P 11& 38 : 762
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Leland M. Goodrich – op.cit – P 118. : 771

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Leland M. Goodrich – op.cit – P 117. : 772

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Christine Gray – op.cit – P 153.: 775

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Image & Reality – United Nations – :

op.cit – P 12 &13.

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¡Christine Gray – op.cit – P 144 & next.:⁷⁸²

¡Adam Robert and Benedict Kingsburry – op.cit – P 29 & next.:
:⁷⁸³

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Image & Reality – United Nations – :

Human Rights: 1945-1995 – op.cit – P 112 & : op.cit – P 33 & next.
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. : Christine Gray – op.cit – P 158 & next.: ⁷⁸⁴.

The Security Council at the Down of the Twenty-First Century – :
The :() op.cit – P 70 & next.
United Nations Today – op.cit – P 79.

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Christine Gray – op.cit – P 88 & next.:

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Adam : . : 789
Robert and Benedict Kingsburry – op.cit – P 106 & next.
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Martin Dixon & Robert : 805

. : McCorquodale – op.cit – P 525 & next.

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D. W. Bowett – op.cit – P 157:

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D. W. Bowett – op.cit – P 166 & :

The United

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Nations and Somalia: 1992-1996 – op. cit.

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The Security Council at the Down of the Twenty- : 818
The United Nations Today – : 819
First Century – op.cit – P 37 & next.
op.cit – P 81 & 82.

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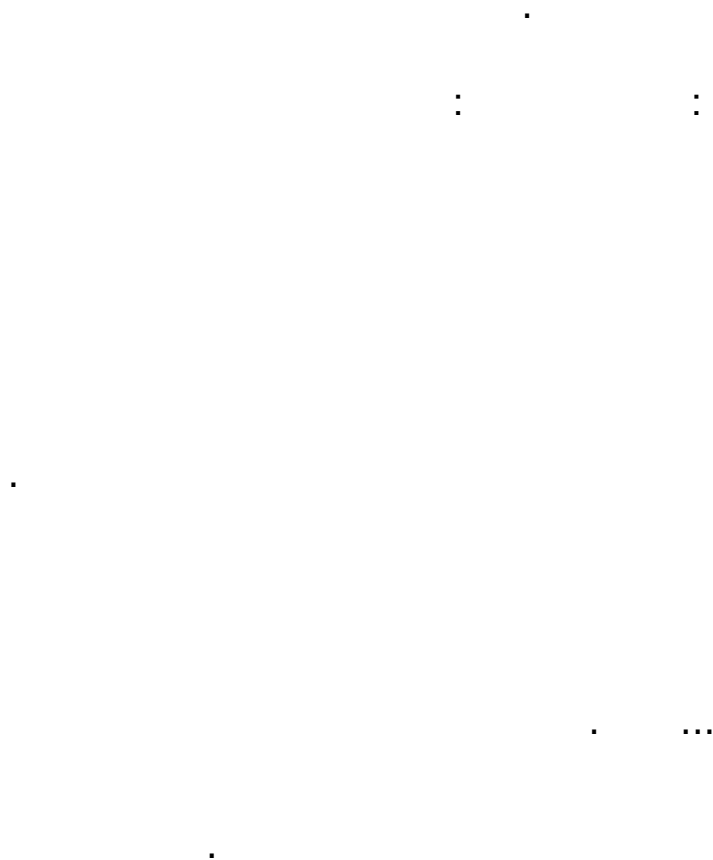
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Christine Gray – op.cit – P 2 & next. :....

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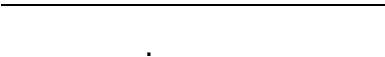
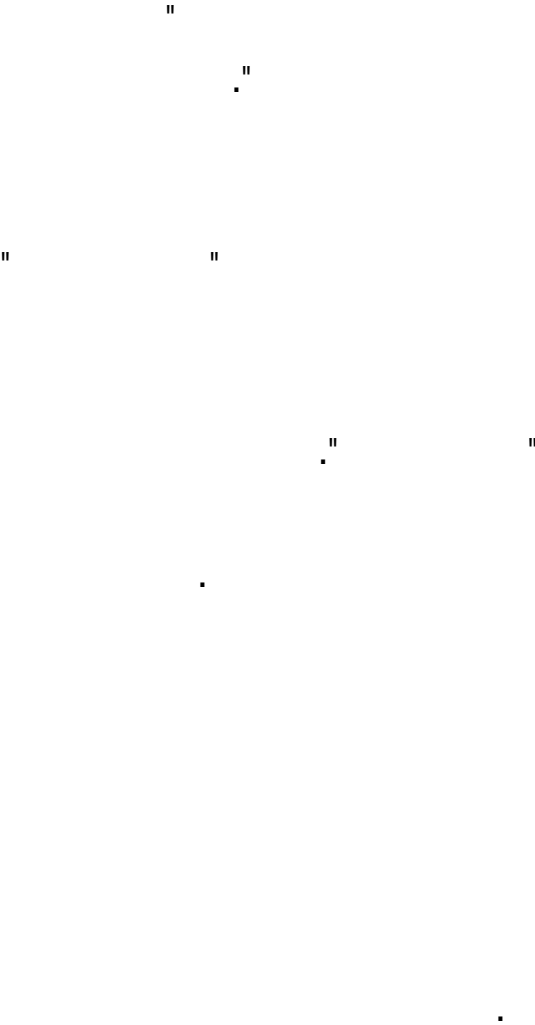
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Martin Dixon & Robert McCorquodale – op.cit – P :

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Kriangsak Kittichaisaree – op. cit – P.17.: ⁸⁶⁹

Kriangsak Kittichaisaree – op. cit – P.17 & 18 .: ⁸⁷⁰

P. chandra – op. cit - p 126 & next.:

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Kriangsak Kittichaisaree – op. cit – P. 18 .: 872

. : . : 873

¡Martin Dixon & Robert McCorquodale – op.cit – P 269 : 874

Adam Robert and Benedict Kingsburry – op.cit – P 52 & next.:

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Human Rights: 1945-1995 – op.cit – P 119 & : .

Adam Robert and Benedict Kingsbury – op.cit – P 52 & next.: next.

The Security Council at the Down of the Twenty-First Century – :

The United Nations Today – op.cit – P 37 & : op.cit – P 77 & next.

Janusy Symonides – Human Rights: concept and Standards : 290 & 291.

– UNESCO Publishing – Dartmouth Publishing Company Limited –
England – 2000 – P. 21& next

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Kriangsak Kittichaisaree – op. cit – P. 26 & 27.:⁸⁷⁶

Kriangsak Kittichaisaree – op. cit – P. 25.:⁸⁷⁷

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Kriangsak Kittichaisaree – op. cit – P. 27 & :

The United Nations Today – op.cit – P 393. : .next.

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Kriangsak Kittichaisaree – op. :

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cit – P. 67 & next.

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jKriangsak Kittichaisaree – op. cit – P. 210 & next.:)

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Kriangsak Kittichaisaree – op. cit – P. :

27 & next, & P. 234 & next.

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Christine Gray – op.cit – P 62 & next.:⁸⁹⁴
The United Nations and the Iraq-
Kuwait Conflict: 1990-1996- op.cit.

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P. :

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chandra – op. cit - p 67.

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Martin Dixon & Robert McCorquodale – op.cit – P 758. : 898
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P. chandra – : Christine Gray – op.cit – P No. 108 & next: .⁹⁰²
op. cit - p 68 & next.

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Christine Gray – op.cit – P 63 & next.: .⁹⁰³
Gorges Abi-saab – op.cit.

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Martin Dixon & Robert McCorquodale – op.cit – P 546. : .904
Christine Gray – op.cit – P 25 & next.: .905

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The United Nations :(

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Today – op.cit – P 82 & next.

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Martin : . : 917

Dixon & Robert McCorquodale – op.cit – P 213 & 214 .

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D. Malcolm : Rhona K. M. Smith – op.cit – P 269. : .⁹²⁴
. : N. Shaw – op.cit – P 215

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 : Martin Dixon & Robert McCorquodale – op.cit – P 215.

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"Badinter Committee" 954

Martin : ...

Dixon & Robert McCorquodale – op.cit – P 220.

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¡Martin Dixon & Robert McCorquodale – op.cit – P 220 & 221. : .⁹⁵⁷

The United Nations and East Timor: Self Determination Through Popular Consultation - op.cit.

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Leland M. Goodrich – op.cit : Malcolm N. Shaw – op.cit – P 218

Janusy Symonides – – P 243 & next.

op.cit – P 277 & next

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D. Malcolm :
 Leland M. Goodrich – op.cit – P 243 & :
 Janusy Symonides

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 N. Shaw – op.cit – P 218
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 – op.cit – P 286 & next.
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Rhona K. M. : " " . 965
Smith – op.cit – P 16 & next & Page No. 327 & next Pages No.16 & next &
Page No. 324 & next.

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Rhona K. M. Smith –

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 op.cit – P 11 & 12.
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P. chandra – op. cit - p 68.:

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P. chandra – : .⁹⁹³

. : op. cit - p 65.

P. chandra – op. cit - p 65 & next.:

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Martin Dixon & Robert :

McCorquodale – op.cit – P 527 & next & 531 & next.

Christine Gray – op.cit – P 54 & next.:

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Rhona K. M. Smith – op.cit – P 7 & next. :

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Leland M. :

. : Goodrich – op.cit – P 242 & next.

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P. chandra – : .

Gorges Abi-saab – op. cit.

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op. cit - p 67.

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"P. Chandra"

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Christine Gray – op.cit – P 26 & next & 54 & :

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Janusy Symonides – op.cit – P 20 & next:
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Adam Robert and Benedict Kingsburry – op.cit – P 87 :
Janusy Symonides – op.cit – P 23. : & 88.

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Leland M. Goodrich – :

op.cit – P 242 & next.

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Rhona K. M. Smith – op.cit – P 59 & next. : .¹⁰²²
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Security Council at the Down of the Twenty-First Century – op.cit – P 32
733.

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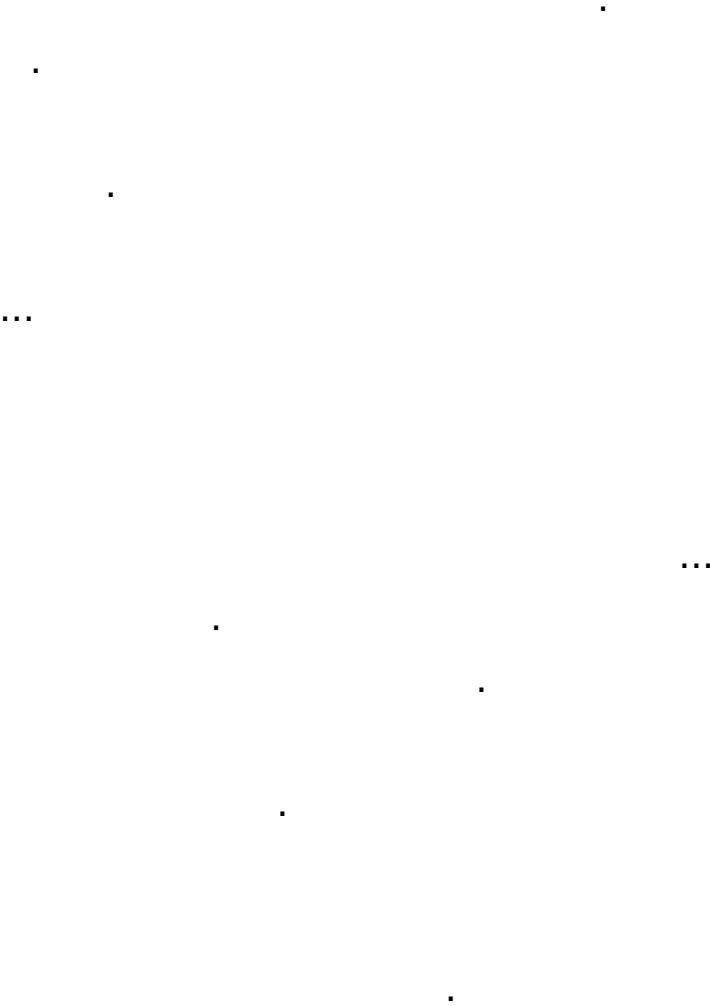
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Rhona K. M. Smith – op.cit – P 92 & next. :

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Christine Gray – op.cit – P 35 & next. : 1034
Martin Dixon & Robert McCorquodale – op.cit – P 521 & next. 1035

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Martin Dixon & Robert McCorquodale – op.cit – P 547 & :

next.

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Martin Dixon & Robert McCorquodale – op.cit – P 272. : .¹⁰³⁸

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Martin Dixon & Robert McCorquodale – op.cit – : P 547 & next.

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Christine Gray – op.cit – P 35 & next. : 1043
Martin Dixon & Robert McCorquodale – op.cit – : 1044
P 547 & next.

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Christine Gray – op.cit – P 24 & next & 31 & : 1046
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.Christine Gray – op.cit – P 153 & next.:¹⁰⁸⁰
The United Nations and the Iraq-Kuwait Conflict: 1990-1996- op.cit.
Christine Gray – op.cit – P 1. :¹⁰⁸¹

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A.Foneca Pimented – Democratic Government and the United Nations – Rio De Janeiro – Second edition – 1980 – Page No. 23 & next.

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INIS. L. Claude – op.cit – P 205. : "pax Roman"

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A.Foneca Pimented – op.cit – P 108. : 1106

INIS. L. Claude – op.cit – P 208 & next: 1108

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INIS. L. :

Leland M. Goodrich – op.cit – P 63. : ¹¹²⁰

Claude – op.cit – P 271.

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"rationalist approach"

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INIS. L. Claude – op.cit – P 279. .¹¹²³

Pimented – op.cit – P 93 & next.

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1. A.Foneca Pimented – Democratic Government and the United Nations – Rio De Janeiro – Second edition – 1980.
2. Adam Robert and Benedict Kingsburry – United Nations, Divided World – The UN's Roles in International Relations – Oxford university press – New York – Second edition – 2003 -2004 – P. 8 & next.
3. Christine Gray – International Law and the Use of Force – Oxford university press – New York – First published. 2000
4. D. W. Bowett – The Law of International Institutions – Published by Stevens & sons – London – (non) edition – 1963.
5. Georg Schwarzenberger – International Law – volume 2 - Published by Stevens & sons limited – London – (non) edition – 1968.
6. Human Rights: 1945-1995 – Department of Public Information – United Nations – New York – 1995.
7. Image & Reality – United Nations – Published by the United Nations Department of Public Information – New York – 1996
8. INIS. L. Claude – Power and International Relations – Random House, Inc. – New York – second printing – 1964.
9. Janusy Symonides – Human Rights: concept and Standards – UNESCO Publishing – Dartmouth Publishing Company Limited – England – 2000.
10. Kriangsak Kittichaisaree – International Criminal Law – OXFORD university press – New york – Second edition – 2001 Reprinted 2005
11. Leland M. Goodrich – The United Nations – Published by Stevens & sons – London – (non) edition – 1960.

12. Malcolm N. Shaw – International Law – The press syndicate of the university of Cambridge – United Kingdom – Fourth edition – 1997.
13. Martin Dixon & Robert McCorquodale – Cases & Materials on International Law – Oxford University Press – New York – Fourth edition – 2003.
14. Martin Dixon & Robert McCorquodale – Cases & Materials on International Law – Oxford University Press – New York – Fourth edition – 2003
15. McCorquodale – Cases & Materials on International Law – Oxford University Press – New York – Fourth edition – 2003.
16. N. A. Maryan Green – International Law "Law of Peace" – Published by Macdonald & Evans Ltd – London and France – Second edition – 1982.
17. N. A. Maryan Green – International Law "Law of Peace" – Published by Macdonald & Evans Ltd – London and France – Second edition – 1982 .
18. P. chandra – International Law – Vikas publishing – New Delhi – First edition – 1992.
19. Prakash Chandra – International Law – Vikas publishing house PVT LTD – New Delhi – 1994.
20. Rhona K. M. Smith –International Human Rights – Oxford University Press – New York – 2nd edition – 2005 .
21. The Security Council at the Dawn of the Twenty-First Century – United Nations Publication – Geneva – 2003.
22. The United Nations and East Timor: Self Determination Through Popular Consultation - NewYork –United Nations 2000.
23. The United Nations and Somalia: 1992-1996 – NewYork – The United Nations Department of Public Information – 1996
24. The United Nations and the Iraq-Kuwait Conflict: 1990-1996/United Nations – NewYork – United Nations – 1996 (The United Nations blue books Series).
25. The United Nations Operation in Congo – 1960-1964 – Georges Abi-saab – Oxford: Oxford university - 1978.

26. The United Nations Today – Department of Public Information – New York – 2008.
27. Wolfgang Friedmann – The Changing Structure of International Law – Stevens & Sons – London – 1964.



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