
Mokal Law Book

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Financial Collateral

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Text, Cases, and Materials

Judicial Restraint in Investment Treaty Arbitration

A Study of the Indian Evidence Act, 1872

The Morality of Law

Textbook on the Transfer of Property Act

The Laws of War in International Thought

Judicially Interpreted with Legal Maxims and Foreign Legal Words and Phrases in

Ordinary Usage

Confrontations with Injustice in the Global Economy

Examining Change in International Law

International Law Theories

A Novel

Sovereign Choices and Sovereign Constraints

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HARRELL BRENDEN

Law Terms & Phrases

Oxford University Press
With partial reference to India.

The Right to a Fair Trial in International Law Oxford University Press

In this riveting, unputdownable legal thriller, a partner at a prominent law firm is forced to choose between his enviable lifestyle and doing the right thing. Former college football star Scott Fenney has worked his way to the top of the heap at the Dallas firm of Ford Stevens. But when Clark McCall, wayward son of a Texas politician, gets himself murdered after a night of booze, drugs, and rough sex, Scott is assigned to defend the prime suspect, a heroine-addicted hooker named Shawanda Jones. The powers that be want her convicted—and Scott's future at the firm may depend on it. But unfortunately for Scott, Shwanada claims she's innocent, and he believes her.

Social Cognition and Knowledge Production in International Legal Processes Oxford University Press

The second edition of *Land Law: Text, Cases, and Materials* offers a

stimulating and thought-provoking guide to land law. With insightful commentary and carefully selected primary and secondary material this book provides the resources necessary for a thorough study of land law.

Financial Collateral

Anchor

Two fish are swimming in a pond. 'Do you know what?' the fish asks his friend. 'No, tell me.' 'I was talking to a frog the other day. And he told me that we are surrounded by water!' His friend looks at him with great scepticism: 'Water? Whats that? Show me some water!'

International lawyers often find themselves focused on the practice of the law rather than the underlying theories. This book is an attempt to stir up 'the water' that international lawyers swim in. It analyses a range of theoretical approaches to international law and invites readers to engage with different ways of legal thinking in order to familiarize themselves with the water all around us, of which we hardly have any perception. The main aim of this book is to provide interested scholars, practitioners, and students of

international law and other disciplines with an introduction to various international legal theories, their genealogies, and possible critiques. By providing an analytical approach to international legal theory, the book encourages readers to enhance their sensitivity to these different approaches and to consider how the presuppositions behind each theory affect analysis, research, and practice in international law. *International Law Theories* is intended to assist students, scholars, and practitioners in reflecting more generally about how knowledge is formed in the field.

Dr. Avtar Singh's Introduction to the Law of Torts (and Consumer Protection) Oxford University Press

Two broad competing normative conceptions of war can be distinguished in the history of legal and political thought. The first and nowadays more familiar belongs to the tradition of "just war." It sees war as an instrument of justice, indeed the most extreme form of supra-national lawenforcement, justified only in the most serious cases of violation of right. The second conception

has been labelled "lawful", "legitimate", or "regular war", where war is not enforcement of justice, but a legally regulated procedure governing the pursuit of conflicting legitimate claims among equal and autonomous political entities. This book sheds light on the relationship between law and morals in armed conflict, and can be read as a historical argument against the disappearance of the regular war concept. Kalmanovitz highlights three important contemporary challenges: the juridification of aggression and the "turn to ethics" in international law; the progressive individualization of war; and the predominance of asymmetrical warfare and armed nonstate actors. This study of the regular war tradition brings historical and theoretical perspective to these recent conceptual transformations, which undermine the fundamental and long-standing distinction between war and police action. It contributes to clarify the stakes in the erosion of international pluralism and the normative depoliticization of war. In revisiting the regular war

tradition, a clearer sense of these ongoing transformations is realised, inspiring fresh perspectives on the justifiability of war. *8 Easy Steps To Get You From College To A Career In STEM* Universal Law Publishing
The Civil Partnership Act 2004 and the Marriage (Same Sex Couples) Act 2013 are important legal, social and historical landmarks, rich in symbolic, material and cultural meanings. While fiercely opposed by many, within mainstream narratives they are often represented as a victory in a legal reform process that commenced with the decriminalisation of homosexuality. Yet, at the same time, for others they represent a problematic and ambivalent political engagement with the institution of marriage. Consequently, understood or labelled as 'revolutionary', 'progressive' and 'conservative', these legal reforms provide a space for thinking about issues that arguably affect everyone, regardless of sexual orientation or relationship status. This edited collection brings together scholars and commentators from a range of backgrounds,

generations and disciplines to reflect on the first ten years of civil partnerships and the introduction of same-sex marriage. Rather than rehearsing the arguments 'for' and 'against' relationship recognition, the essays ask original questions, draw on a variety of methods and collectively provide a detailed and reflective 'snap shot' of a critical moment, a 'history of the present' as well as providing a foundation for innovative ways of thinking about and engaging with the possibilities and experiences arising from the new reality of relationship recognition for gays and lesbians.
Proven Practices for Extraordinary Results
Oxford University Press, USA
International law is much debated and discussed, but poorly understood. Does international law matter, or do states regularly violate it with impunity? If international law is of no importance, then why do states devote so much energy to negotiating treaties and providing legal defenses for their actions? In turn, if international law does matter, why does it reflect the interests of powerful

states, why does it change so often, and why are violations of international law usually not punished? In this book, Jack Goldsmith and Eric Posner argue that international law matters but that it is less powerful and less significant than public officials, legal experts, and the media believe. International law, they contend, is simply a product of states pursuing their interests on the international stage. It does not pull states towards compliance contrary to their interests, and the possibilities for what it can achieve are limited. It follows that many global problems are simply unsolvable. The book has important implications for debates about the role of international law in the foreign policy of the United States and other nations. The authors see international law as an instrument for advancing national policy, but one that is precarious and delicate, constantly changing in unpredictable ways based on non-legal changes in international politics. They believe that efforts to replace international politics with international law rest on unjustified optimism about international law's

past accomplishments and present capacities. How Social-Symbolic Work Shapes Selves, Organizations, and Institutions Oxford University Press
With the acceptance of international criminal procedure as a self-sustaining discipline and as the tribunals established to try the most serious crimes in the former Yugoslavia, Sierra Leone, and Rwanda have completed or are beginning to wind up their activities, the time is ripe for a critical evaluation of these international criminal tribunals and their legacy. By examining the due process standards embraced by the five contemporary international criminal tribunals, the author draws conclusions about how the right to a fair trial should be interpreted in international criminal law. This volume addresses key conceptual questions on fairness, including: should international criminal tribunals set the highest standards of fairness, or is it sufficient for their practice to be 'just fair enough'? To whom does the right to a fair trial attach, and can actors such as the prosecution and victims

be accurately said to benefit from that right? Does fairness require the full realization of a number of guarantees owed to the accused under the statutory frameworks of international criminal tribunals, or should we instead be concerned with the fairness of the trial 'as a whole'? What is the interplay between domestic and international courts on questions of procedural fairness? What are the elements of fairness in international criminal proceedings? And what remedies are available for breaches of fair trial rights? Through an in-depth exploration of the right to a fair trial, the author concludes that international criminal tribunals should have a role in setting the highest standards of due process protection in their procedures, and that in so doing, they can have a positive impact on domestic justice systems. *Family Law II* Bloomsbury Publishing
This is the first book to analyse and draw together all of the property law and regulatory and contractual issues relevant to financial collateral transactions.

Collateralized finance transactions played a major role in the bankruptcy of Lehman Brothers and the near-failure of AIG during the early months of the global financial crisis, and are being increasingly recognised as being integral to the stability of the global financial system. The book provides a detailed legal analysis of the types of transactions which make up collateralised financing transactions and examines them in their commercial context. Recognising that financial collateral transactions are often global in nature the book covers the legal position in the UK, US, and the EU with specific relevance to practice in the Netherlands, Germany and Belgium. There is a chapter on the relevant private international law issues including conflicts of laws and forum. The book opens with an explanation of how financial collateral transactions are construed, including the relevant standard contract forms. The following chapters discuss the major legal issues and practical considerations, as well as a number of specialist concepts such as safe harbours,

'minimum floors' and securities custody. This new work brings together consideration of the European Securities Financing Regulation, the Collateral Directive, and relevant parts of the Bank Recovery and Resolution Directive.

The Authority of International Law Oxford University Press
The role of investment arbitration is a controversial issue, as it is increasingly seen as a system in which private arbitrators adjudicate on the public law decisions of states. This book provides an empirical study of the function of investment arbitration, how it is impacting on international law, and the ways in which it is in need of reform.

The Development of World Trade Organization Law Oxford University Press

The World Trade Organization is a central player in the regulation of international trade. As the rights and duties that form WTO law are not created in a vacuum, there exists a complex network of domestic, regional and international influences on the development of WTO law that go beyond the disciplines found in the

covered agreements or the interpretations given by panels and the Appellate Body. As such, understanding the development of WTO law in a wider institutional context is critical to comprehending WTO law in a new age of legal globalization. *The Development of World Trade Organization Law: Examining Change in International Law* examines the development of the law of the WTO through an analysis of competing global actors, norms, and institutions that have influence over it. Taking a different approach to social-scientific or traditional legal models, this book argues that such globalized actors are the driving force behind the development of WTO law. Identifying causal language as key to understanding this development, the volume examines three different causal influences: instrumental, systemic, and constitutive. It applies this causal methodology to three key areas of WTO law- safeguard measures, sanitary and phytosanitary measures, and subsidies. The volume provides detailed explanations of why the law has developed as it

has and offers insights into the future functioning of the WTO system.

The Misery of International Law

Oxford University Press, USA

The Right to a Fair Trial in International Law brings together the diverse sources of international law that define the right to a fair trial in the context of criminal (as opposed to civil, administrative or other) proceedings. The book provides a comprehensive explanation of what the right to a fair trial means in practice under international law and focuses on factual scenarios that practitioners and judges may face in court. Each of the book's fourteen chapters examines a component of the right to a fair trial as defined in Article 14 of the International Covenant on Civil and Political Rights and reviews the case law of regional human rights courts, international criminal courts as well as UN human rights bodies. Highlighting both consensus and divisions in the international jurisprudence in this area, this book provides an invaluable resource to practitioners and scholars dealing with breaches of

one of the most fundamental human rights.

A Reader Oxford University Press

Dear job-hunter, does this sound like you? You just finished college with a bachelor's or master's degree in STEM. Since you graduated, everyone's been bugging you nonstop with, Have you got a job yet? You're so overwhelmed by the job application process, you've no idea where to start. You're in need of some expert guidance to help you land your first STEM job. If you nodded at any of these, then you're in luck! You're the exact person The Career Lab Formula is for. In this book, career mentor Siddhi Shah lays out eight actionable steps that 100s of graduates she's coached have used to land their first STEM job -- and now it's time for you to follow in their footsteps. So what are you waiting for? It's time to crack open this book and kickstart your STEM career!

A Modular Approach

Oxford University Press, USA

About the Book In its second edition released during COVID times, it specifically includes all that is significant for a

practitioner to know about Insolvency Law during this time including exclusion of period of limitation w.e.f. 15.03.2020 till 14.03.2021 in computation, while filing suits, appeals etc. under law. Key Highlights - Comprehensive Commentary on IBC - Updated IBC Rules, Regulations, NCLT and NCLAT Rules 2016 - Includes Understanding on Core Issues like limitation under IBC, Guarantors, Pre-Pack Insolvency etc - Includes Landmark judgments of SC, HCs, NCLAT and NCLT - Incorporates draft provisions of Cross-Border Insolvency ("Draft Part Z"); and - Incorporates Report of Insolvency Sub-Committee of the Insolvency Law Committee on Pre-packaged Insolvency Resolution Process. Constructing Organizational Life Universal Law Publishing All high performance organizations have one thing in common: execution. The men and women who work there sustain performance at seemingly otherworldly levels of precision, accuracy, and consistency. In the fifth and final book of Mark Miller's High Performance

series, he uses his trademark business fable format to show how any organization can cultivate the kind of everyday habits that yield extraordinary results. Miller tells the story of Blake Brown, a CEO who learns how to help his team to consistently excel at execution from a perhaps unlikely source: his son's high school football coach. The story is fictional, but the principles and practices are very real, derived from years of research led by a team from Stanford University. Miller and his team interviewed leaders and employees from numerous world-class organizations, including the Navy SEALs, Starbucks, Apple, Southwest Airlines, the Seattle Seahawks, Mayo Clinic, Cirque du Soleil, and more. The lessons learned were then field-tested with over seventy businesses employing over 7,000 people. Miller gives you proven tools to release the untapped potential in your people, create a strong competitive advantage, and win not just on game day but every day.

Fairness in International Criminal Trials Berrett-Koehler Publishers

Poverty, inequality, and dispossession accompany economic globalization. Bringing together three international law scholars, this book addresses how international law and its regimes of trade, investment, finance, as well as human rights, are implicated in the construction of misery, and how international law is producing, reproducing, and embedding injustice and narrowing the alternatives that might really serve humanity. Adopting a pluralist approach, the authors confront the unconscionable dimensions of the global economic order, the false premises upon which they are built, and the role of international law in constituting and sustaining them. Combining insights from radical critiques, political philosophy, history, and critical development studies, the book explores the pathologies at work in international economic law today. International law must abide by the requirements of justice if it is to make a call for compliance with it, but this work claims it drastically fails to do so. In a legal order structured around neoliberal ideologies rather than

principles of justice, every state can and does grab what it can in the economic sphere on the basis of power and interest, legally so and under colour of law. This book examines how international law on trade and foreign investment and the law and norms on global finance has been shaped to benefit the rich and powerful at the expense of others. It studies how a set of principles, in the form of a New International Economic Order (NIEO), that could have laid the groundwork for a more inclusive international law without even disrupting its market-orientation, were nonetheless undermined. As for international human rights law, it is under the terms of global capitalism that human rights operate. Before we can understand how human rights can create more just societies, we must first expose the ways in which they reflect capitalist society and how they assist in reproducing the underlying terms of immiseration that will continue to create the need for human rights protection. This book challenges conventional justifications of economic globalization and eschews

false choices. It is not about whether one is "for" or "against" international trade, foreign investment, or global finance. The issue is to resolve how, if we are to engage in trade, investment, and finance, we do so in a manner that is accountable to persons whose lives are affected by international law. The deployment of human rights for their part must be considered against the ubiquity of neoliberal globalization under law, and not merely as a discrete, benevolent response to it.

Oxford University Press on Demand

Combining facts and analysis, the volume examines the laws and cases relating to matrimonial rights and obligations, marriage and divorce, constitutional claims and family courts. It is a comprehensive exploration of the state of gender justice in contemporary India from the legal perspective.

Law & Medicine OUP India

This volume analyses corporate insolvency law as a coherent whole, stemming from common fundamental principles and amenable to being justified or criticised on that basis. The author explains why consistency

of principle must be sought and how it might be found in the relevant statutory and case law. He then constructs an egalitarian theory for the analysis of corporate insolvency law, based on the premise that all the parties affected by this law are to be treated as equals. He argues that this theory can reconcile the dictates of fairness with the demands of economic efficiency. The theory is employed to analyse some of the most important aspects of insolvency law. Why should the individualistic method of enforcing claims against solvent companies give way to a collective method during insolvency? Why are there different formal mechanisms for dealing with troubled companies? What role does the *pari passu* principle play in the distribution of an insolvent company's assets? The controversial issues of whether and when secured creditors should be accorded priority over others receive detailed consideration. The functional role of the floating charge and its relationship with receivership are also analysed in this context. The many questions

relating to the operation of the new administration procedure introduced by the Enterprise Act 2002 are considered in the light of principle. The book also analyses the role of the wrongful trading provisions. It examines, finally, why insolvency law objects to certain transactions at an undervalue and those having a preferential effect. This volume aims to enhance understanding of this important branch of the law, and to suggest principled solutions to problems which have not yet received judicial attention.

Marriage, Divorce, and Matrimonial Litigation

Independently Published
This book reconsiders the treatment of distressed Micro, Small and Medium Enterprises (MSMEs).

Recognising that insolvency systems traditionally suit larger enterprises, and that they do not always apply neatly to smaller entities, the book proposes a 'modular' approach designed to facilitate the treatment of smaller enterprises in distress.

Theory and Application

Oxford University Press
Law & Medicine
Universal Law Publishing
Collective Bargaining in Labour Law Regimes
A Global

PerspectiveSpringer

Nature