

GX 1818

Ollscoil na hÉireann, Gallimh
National University of Ireland, Galway

Semester II Examinations, 2002/2003

Exam Code(s)	2BL1, 2BL2, 3BL1, 3BL2, 3CW1,4BL2.
Exams(s)	2 nd 3 rd & 4 th LL.B 3 rd Bachelor of Civil Law Erasmus & Occassional Students
Module Codes(s)	LW323
Module(s)	Public International Law (LW323)
Paper No.	1
Repeat Paper __ Special Paper __	
External Examiner(s)	Professor David. Harris
Internal Examiner(s)	Mr. Dennis Driscoll
Instructions	Please answer FOUR questions. Erasmus student should answer THREE questions and may use a language dictionary.
Duration	THREE Hours
No. of AnswerBooks	
Requirements:	
Handout	
MCQ	
Statistical Tables	
Graph Paper	
Log Graph Paper	
Other Material	
No. of Pages	2
Department(s)	Law

1. Write a commentary on the Terrorist Bombings Convention. To what extent have the provisions of the Convention benefitted from previous conventions dealing with terrorism?

2. *"The same States that claim a right under Article 51 to protect their nationals abroad also claim or defend the right to use force even before their territory or units of their armed forces are attacked; the majority of States reject anticipatory self-defense in both cases ... (T)he actual invocation of the right to anticipatory self-defense in practice is rare. States clearly prefer to rely on self-defense in response to an armed attack if they possibly can ... This reluctance expressly to invoke anticipatory self-defense is in itself a clear indication of the doubtful status of this justification for the use of force."*

Discuss.

3. Outline the legal regime for the continental shelf established in the 1982 Law of the Sea Convention. What contentious difficulties remain?

4. What difficulties are encountered in using custom as a source of international law?

5. The Legal Adviser to the Foreign Ministry of the People's Republic of China has asked your law firm to write a study on the issue of the acquisition of territory in the case of sparsely populated areas. Colleagues at the firm are aware of your knowledge of international law, and they ask you about the significance of whatever judicial decisions may be relevant to the issue.

Advise them.

6. How is the right of the self-determination of peoples relevant to the criteria of Statehood in international law?

7. Briefly describe the legal regime with regard to **TWO** of the following concepts:

- a) the diplomatic bag;
- b) the inviolability of the diplomatic mission;
- c) the inviolability of the diplomat.

8. *"State responsibility covers many fields. It includes unlawful acts or omissions directly committed by the State and directly affecting other States ... The State may also incur responsibility with regard to the activities of one of its officials injuring the national of another State, and this activity need not be one authorised by the authorities of the State."*

Discuss.

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