

Rethinking South China Sea Disputes The Untold Di

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[Conflict-Related Violence Against Women](#) Aisling Swaine 2018-01-31 This book expands the current 'weapon of war' discourse on sexual violence, highlighting a wider spectrum of conflict-related violence against women.

The Life, Adventures & Piracies of the Famous Captain Singleton Daniel Defoe 1906

[The South China Sea Arbitration](#) Yoshifumi Tanaka 2019-11-28 Beyond the scope of the dispute settlement between the Philippines and China, the South China Sea arbitral award can be thought to significantly influence the development of international law and the law of the sea. Accordingly, this book seeks to examine the South China Sea arbitration from the perspective of the development of public international law and its limitations. Specifically it addresses the issues of jurisdiction of the Annex VII Arbitral Tribunal, the historic rights, the legal status of maritime features, the lawfulness of various activities of China, and the role of the South China Sea arbitration in the international dispute settlement. In considering these issues, this book examines the South China Sea arbitration in three respects: (i) the clarification of relevant rules and obligations under the UN Convention on the Law of the Sea as well as international law, (ii) the protection of community interests at sea, and (iii) considerations of time elements in international law.

Handbook of China's Governance and Domestic Politics Chris Ogden 2013-01-03 This Handbook provides an in-depth overview of how China is governed, how its domestic political system functions and the critical issues that it currently faces. Governed by the world's largest political party in the world's longest-ruling Communist regime, China is undergoing a transitional period of rapid economic and social development. How this period is managed will have significant implications for the Chinese state and its population concerning China's governance structures and economy, as well as the country's justice, public health, education and internal/external security concerns. This transition to a modern state is not without its challenges – particularly in terms of how the Chinese state deals with diverse issues such as social inequality, corruption, separatism, increasing individualism and political reform. China's governance and domestic politics also have

possible major global consequences, especially in the context of China's continued rise within the international system. This Handbook will improve understandings of the core national dynamics of this rise and, as levels of international interdependence with China increase, can offer vital insights concerning China's domestic attributes. Gaining a better knowledge of China's internal workings can also help better appreciate the multiple and varied problems that China's leaders will face in the coming decades. Critically, many of the core internal issues facing China also have potential external repercussions, principally in terms of rising social unrest, nationalism, environmental degradation, resource shortages and attitudes towards globalization. This book aims to cover these issues and will help readers to fully comprehend China's ongoing contemporary global significance.

Afterlives of Chinese Communism Christian Sorace 2019-06-25 *Afterlives of Chinese Communism* comprises essays from over fifty world-renowned scholars in the China field, from various disciplines and continents. It provides an indispensable guide for understanding how the Mao era continues to shape Chinese politics today. Each chapter discusses a concept or practice from the Mao period, what it attempted to do, and what has become of it since. The authors respond to the legacy of Maoism from numerous perspectives to consider what lessons Chinese communism can offer today, and whether there is a future for the egalitarian politics that it once promised.

Air Power And The Ground War In Vietnam, Ideas And Actions Dr Donald J. Mrozek 2015-11-06 Ultimately, this study is about a smaller Vietnam War than that which is commonly recalled. It focuses on expectations concerning the impact of air power on the ground war and on some of its actual effects, but it avoids major treatment of some of the most dramatic air actions of the war, such as the bombing of Hanoi. To many who fought the war and believe it ought to have been conducted on a still larger scale or with fewer restraints, this study may seem almost perverse, emphasizing as it does the utility of air power in conducting the conflict as a ground war and without total exploitation of our most awe-inspiring technology. Although the chapters in this study are intended to form a coherent and unified argument, each also offers discrete messages. The chapters are not meant to be definitive. They do not exhaust available documentary material, and they often rely heavily on published accounts. Nor do they provide a complete chronological picture of the uses of air power, even with respect to the ground war. Nor is coverage of areas in which air power was employed—South Vietnam, Laos, Cambodia, and North Vietnam—evenly distributed nor necessarily proportionate to the effort expended in each place during the war. Lastly, some may find one or another form of air power either slightly or insufficiently treated. Such criticisms are beside the point, for the objectives of this study are to explore a comparatively neglected theme—the impact of air power on the ground—and to encourage further utilization of lessons drawn from the Vietnam experience.

Rethinking South China Sea Disputes Katherine Hui-Yi Tseng 2016-12-08 The proposed book draws on the ongoing South China Sea dispute, and the multifaceted challenges wrought by the South China Sea issue that requires an inter-disciplinary perspective. It employs legal-analytical methods, to emphasize the nuances of the role and interpretation of international law and treaties by China in different periods, while taking into account policy and strategic concerns, which generally cast great sways in decision-making. The re-introduction of

interdisciplinary concerns straddling law and history illustrates that the historical dimension, which has long been neglected, is an emerging concern that poses looming dangers that may unexpectedly radicalize the friction. Contributing to debunking the mystique wrought by confrontations between a historical and a law-dominated perspective, these perspectives are supported by a more nuanced analytical framework, featuring theoretical concerns with a tinge of practicality. The South China Sea Dispute aims to unveil a nuanced evolution of the issue with a confluence of inter-temporal law, policy and maritime practices in the South China Sea.

Cyber War and Peace Scott J. Shackelford 2020-01-31 The frontiers are the future of humanity. Peacefully and sustainably managing them is critical to both security and prosperity in the twenty-first century.

China's Foreign Investment Legal Regime Yuwen Li 2022-03-11 China has developed a piecemeal pattern of regulating foreign investment since the end of 1970s. The latest law is the Foreign Investment Law (FIL), which became effective on 1 January 2020. The groundbreaking new FIL is well acknowledged for its promises and affirmations pledged to investors, signalling China's eagerness to improve its investment environment and regain momentum for investment growth. This book provides an updated and holistic understanding of the key features of the regulatory regime on foreign investment in China with critical analysis of laws and their implementation. It also examines sensitive and complex legal issues relevant to foreign investment beyond the 2020 FIL and new developments on foreign-related dispute settlement. The book uses cases of success and failure to illustrate the nuances and differences between law and practice regarding foreign investment. Considering China's magnitude in the global economy and the weighty role of the regulatory system on foreign investment in China, this book is of great interest to a wide range of audience including academics in the field of investment law, legal practitioners, policymakers, and master's students in law and in management.

Major Law and Policy Issues in the South China Sea Yann-huei Song 2016-05-13 Major law and policy issues in the South China Sea are discussed mainly from the perspectives of leading American and European scholars in the study of the complex South China Sea disputes. The issues include regional maritime cooperation and regime building, Southeast Asian countries' responses to the Chinese assertiveness, China's historic claims, maritime boundary delimitation and excessive maritime claims, military activities and the law of the sea, freedom of navigation and its impact on the problem, the dispute between Vietnam and China, confidence-building measures and U.S.-Taiwan-China relations in the South China Sea, and Taiwan's role in the resolution to the South China Sea issues. Over the past three years, there have been several incidents in the South China Sea between the claimants, and also between the claimants and non-claimants over fisheries, collection of seismic data, exploration for oil and gas resources, and exercise of freedom of navigation. Third party concerns and involvement in the South China Sea disputes have been increasing as manifested in actions taken by the United States, India, and Japan. It is therefore important to examine South China Sea disputes from the legal and political perspective and from the view point of American and European experts who have been studying South China Sea issues for many years.

Viewing Nuclear Weapons Through a Humanitarian Lens United Nations 2013 There is renewed and deep international concern about the catastrophic humanitarian consequences that would result from the detonation of nuclear weapons in populated areas. Yet 25 years after the end of the Cold War, nuclear weapons and nuclear deterrence remain central to the security doctrines of a significant number of states. Drawing on a range of perspectives, this volume explores what viewing nuclear weapons through a humanitarian lens entails, and why it is of value. Recent developments in this respect are also examined, and what these could mean for nuclear arms control in the near future.

Thucydides's Trap? Steve Chan 2020-01-06 The Peloponnesian War (431–404 BCE) ostensibly arose because of the fear that a rising Athens would threaten Sparta's power in the Mediterranean. The idea of Thucydides' Trap warns that all rising powers threaten established powers. As China increases its power relative to the United States, the theory argues, the two nations are inevitably set on a collision course toward war. How enlightening is an analogy based on the ancient Greek world of 2,500 years ago for understanding contemporary international relations? How accurate is the depiction of the history of other large armed conflicts, such as the two world wars, as a challenge mounted by a rising power to displace an incumbent hegemon? Thucydides's Trap?: Historical Interpretation, Logic of Inquiry, and the Future of Sino-American Relations offers a critique of the claims of Thucydides's Trap and power-transition theory. It examines past instances of peaceful accommodation to uncover lessons that can ease the frictions in ongoing Sino-American relations.

The Financial Crisis Inquiry Report Financial Crisis Inquiry Commission 2011-05-01 The Financial Crisis Inquiry Report, published by the U.S. Government and the Financial Crisis Inquiry Commission in early 2011, is the official government report on the United States financial collapse and the review of major financial institutions that bankrupted and failed, or would have without help from the government. The commission and the report were implemented after Congress passed an act in 2009 to review and prevent fraudulent activity. The report details, among other things, the periods before, during, and after the crisis, what led up to it, and analyses of subprime mortgage lending, credit expansion and banking policies, the collapse of companies like Fannie Mae and Freddie Mac, and the federal bailouts of Lehman and AIG. It also discusses the aftermath of the fallout and our current state. This report should be of interest to anyone concerned about the financial situation in the U.S. and around the world. THE FINANCIAL CRISIS INQUIRY COMMISSION is an independent, bi-partisan, government-appointed panel of 10 people that was created to "examine the causes, domestic and global, of the current financial and economic crisis in the United States." It was established as part of the Fraud Enforcement and Recovery Act of 2009. The commission consisted of private citizens with expertise in economics and finance, banking, housing, market regulation, and consumer protection. They examined and reported on "the collapse of major financial institutions that failed or would have failed if not for exceptional assistance from the government." News Dissector DANNY SCHECHTER is a journalist, blogger and filmmaker. He has been reporting on economic crises since the 1980's when he was with ABC News. His film In Debt We Trust warned of the economic meltdown in 2006. He has since written three books on the subject including Plunder: Investigating Our Economic Calamity (Cosimo Books, 2008), and The Crime Of Our Time: Why Wall Street Is Not Too Big to Jail (Disinfo Books, 2011), a companion to his latest film Plunder The Crime

Of Our Time. He can be reached online at www.newsdissector.com.

The Chinese Navy

Maritime Claims and Underwater Archaeology Mariano J. Aznar 2021-10-07 To what extent can underwater archaeology and underwater cultural heritage support a State's maritime claim? Many States have plausibly extended their maritime legislative and executive jurisdiction to the outer limit of the contiguous zone to better protect underwater cultural heritage. However, some States—such as Canada in the Arctic, China in the South China Sea, or Russia in Crimea—are going further, claiming sovereignty over disputed maritime areas or even the high seas. *Maritime Claims and Underwater Archaeology*, aimed at internationalists and archaeologists, critically assesses these recent practices, reviewing this search for buried sovereignty from a legal, historical, and ethical perspective.

Artificial Intelligence, China, Russia, and the Global Order Shazeda Ahmed 2019 "Artificial intelligence (AI) and big data promise to help reshape the global order. For decades, most political observers believed that liberal democracy offered the only plausible future pathways for big, industrially sophisticated countries to make their citizens rich. Now, by allowing governments to monitor, understand, and control their citizens far more effectively than ever before, AI offers a plausible way for big, economically advanced countries to make their citizens rich while maintaining control over them--the first since the end of the Cold War. That may help fuel and shape renewed international competition between types of political regimes that are all becoming more "digital." Just as competition between liberal democratic, fascist, and communist social systems defined much of the twentieth century, how may the struggle between digital liberal democracy and digital authoritarianism define and shape the twenty-first? This work highlights several key areas where AI-related technologies have clear implications for globally integrated strategic planning and requirements development"--

Arming Asia Richard Bitzinger 2016-12-19 Bitzinger examines the phenomenon of attempted self-reliance in arms production within Asia, and assesses the extent of success in balancing this independence with the growing requirements of next-generation weapons systems. He analyzes China, India, Japan, South Korea, and Southeast Asia. The overarching question in the book is whether self-reliance is a strategically viable solution for development and manufacturing of arms. Given the ever-changing dynamics and increasing demand for sophisticated next-generation weaponry, will these countries be able to individually sustain their domestic defense industries and constantly update their technologies? This is the first book to analyze arms production from a regional perspective.

Chinese Legal Culture and Constitutional Order Shiping Hua 2019-03-27 This book examines China's striving for a constitutional order in the 20th century from comparative, historical, and theoretical perspectives. Through a comprehensive study of six major constitutional reforms experienced by China in the last century, Shiping Hua explores pragmatism, instrumentalism, statism, and favoritism as the key features of the Chinese legal culture. Demonstrating that these characteristics have roots in China's ancient past and coincide with modern communist legal theory, it argues that Chinese legal culture has greatly impacted upon the country's

move to modernize its legal system. By analyzing key constitutional periods in China's history, this book also evaluates patterns that can be used to better comprehend not only China's present legal reform but its future legal developments too. As the first book to examine how the Chinese legal culture has affected constitutional reform in the 20th century, *Chinese Legal Culture and Constitutional Order* will be useful to students and scholars of Asian and constitutional law, as well as Chinese Studies more generally.

World Report 2021 Human Rights Watch 2021-02-02 The best country-by-country assessment of human rights. The human rights records of more than ninety countries and territories are put into perspective in Human Rights Watch's signature yearly report. Reflecting extensive investigative work undertaken by Human Rights Watch staff, in close partnership with domestic human rights activists, the annual World Report is an invaluable resource for journalists, diplomats, and citizens, and is a must-read for anyone interested in the fight to protect human rights in every corner of the globe.

Security and International Politics in the South China Sea Sam Bateman 2008-12 The South China Sea has long been regarded as a major source of tension and instability in East Asia. Managing the risk of possible conflict over disputed claims in the South China Sea has been a significant challenge for regional relations. This book explores international politics and security in the South China Sea. It outlines the history of the South China Sea disputes, and the efforts that have been made to resolve these, assessing the broader strategic significance of the region for major geopolitical powers. In addition, new challenges have emerged of resource management, environmental protection, and most recently, of the security and safety of shipping against the threats of piracy and maritime terrorism. The book discusses the convergence of traditional and non-traditional security issues now appearing to provide a basis for co-operation in the South China Sea. It shows how the challenge of establishing co-operative relations is now being met, largely through agreement between the Association of Southeast Asian Nations (ASEAN) and China in 2002 on the Declaration on the Conduct of Parties in the South China Sea, and a range of recent measures for functional co-operation.

The U.S.-China Military Scorecard Eric Heginbotham 2015-09-14 A RAND study analyzed Chinese and U.S. military capabilities in two scenarios (Taiwan and the Spratly Islands) from 1996 to 2017, finding that trends in most, but not all, areas run strongly against the United States. While U.S. aggregate power remains greater than China's, distance and geography affect outcomes. China is capable of challenging U.S. military dominance on its immediate periphery—and its reach is likely to grow in the years ahead.

Non-Traditional Security Issues and the South China Sea Shicun Wu 2016-05-23 While there is abundant literature discussing non-traditional security issues, there is little mention of such issues existing in the South China Sea. This area is vulnerable to natural hazards and marine environmental degradation. The marine ecosystem is threatened by various adverse sources including land-based pollution, busy shipping lanes, and over-exploitation activities which threaten the security of the surrounding population. This area is also threatened by piracy and maritime crimes but law enforcement becomes difficult due to unclear maritime boundaries. This volume is designed to explore the security cooperation and regional approaches to these non-traditional security issues in the hope to build a peaceful environment and maintain international and regional

security and order in the South China Sea region.

The Authoritarian Century Chris Ogden 2022-09-13 The rise of authoritarian movements presents an increasing illiberal trend in international affairs. A rapidly modernizing China is at the vanguard of this phenomenon. Does this signal the demise of Western democracy and the dawn of an authoritarian era in world politics? In this book, Chris Ogden argues that the world is on the verge of a capitulation to China's preferred authoritarian order. As other world powers adopt such values, they are facilitating the normalization of this authoritarianism into a dominant global phenomenon. This shift, he says, will transform global institutions, human rights and political systems, and herald an authoritarian century.

The Politics of South China Sea Disputes Nehginpao Kipgen 2020-02-24 This book is a comprehensive political study of the South China Sea (SCS) disputes. With over US \$5 trillion worth of trade passing through it every year and a history of military flashpoints, the SCS is invariably a hotbed of great power rivalry. This book: Traces the history of the disputes from the 19th century until recent developments; Examines recent arbitrations including the ruling on the case filed by the Philippines at the Permanent Court of Arbitration (PCA) at the Hague, the Netherlands; Studies these disputes in a theoretical framework, utilising international relations theories, particularly realism, liberalism and constructivism; Explores how the ASEAN states approach the SCS disputes, and analyses dispute settlement under international law. Drawing on extensive fieldwork and interviews with experts and those directly involved with the disputes, this book is indispensable for students and researchers of maritime studies, security studies, politics and international relations, geopolitics and Asian studies.

Civil Unrest and Governance in Hong Kong Michael H.K. Ng 2017-07-14 This book examines important social movements in Hong Kong from the perspectives of historical and cultural studies. Conventionally regarded as one of the most politically stable cities in Asia, Hong Kong has yet witnessed many demonstrations and struggles against the colonial and post-colonial governments during the past one hundred years. Many of these movements were brought about in the name of justice and unfolded against the context of global unrest. Focusing on the local developments yet mindful of the international backdrop, this volume explores the imaginaries of law and order that these movements engendered, revealing a complex interplay among evolving notions of justice, governance, law and order and cultural creations throughout the under-explored history of instability in Hong Kong. Underscoring the apparently contrasting discourses on the relationship among the rule of law, law and order and social movements in Hong Kong, the contributors emphasise the need to re-examine the conventional juxtaposition of the law and civil unrest. Readers who have an interest in Asian studies, socio-political studies, legal studies, cultural studies and history would welcome this volume of unique interdisciplinarity.

Blinders, Blunders, and Wars David C. Gompert 2014-11-26 The history of wars caused by misjudgments, from Napoleon's invasion of Russia to America's invasion of Iraq, reveals that leaders relied on cognitive models that were seriously at odds with objective reality. *Blinders, Blunders, and Wars* analyzes eight historical examples of strategic blunders regarding war and peace and four examples of decisions that turned out well, and then

applies those lessons to the current Sino-American case.

Rethinking Columbus Bill Bigelow 1998 Guide presents a collection of essays which offer a new view of Columbus and the impact of his arrival in the Americas. A list of resources is included. Elementary through high school.

South China Sea Event Timeline: 1900–1969 Jonathan Spangler 2018-08-31 The South China Sea Event Timeline aims to become the world's most accurate and comprehensive chronological reference about the history of the South China Sea maritime territorial disputes. From major incidents at sea to meetings and statements of world leaders, events of all types are included in the event timeline, the complete volumes of which span over a century of history in the region. Today, the event timeline is one of the few indispensable sources of information to date for policymakers, researchers, students, the media, and others interested in the disputes.

The Fall of the Philippines Louis Morton 2016-03-26 The soldier reading these pages would do well to reflect on the wisdom of the statement exhibited in a Japanese shrine: "Woe unto him who has not tasted defeat." Victory too often leads to overconfidence and erases the memory of mistakes. Defeat brings into sharp focus the causes that led to failure and provides a fruitful field of study for those soldiers and laymen who seek in the past lessons for the future. The statesman and the informed citizen reading these pages will realize that our military means as well as our estimates and plans must always be in balance with our long-range national policy. This lesson signposted by the Battle of Manila Bay; the Treaty of Paris, signed in December 1898 when we decided to keep the Philippines; the Washington Conference of 1921-22; and the Manchurian Crisis of 1931 we ignored before Pearl Harbor. The result was defeat on the field of battle and the loss of the Philippine Islands. Work on this volume was begun in early 1947. The reader may gain some idea of the size of the task of writing this history by an appraisal of *The Sources*.

Researching China in Southeast Asia Ngeow Chow-Bing 2019-03-26 This book maps out the state of China Studies in seven Southeast Asian countries from different perspectives. It looks at the history, current status, and characteristics of the study of China in Indonesia, the Philippines, Thailand, Vietnam, Malaysia, Singapore, and Myanmar, and what factors shaped the development and prospects of Sinology and Chinese Studies in these countries. For the first time, China experts from within and outside of this region, using a wide range of biographical, historical, bibliographical and comparative methodologies, tell the stories of how intellectuals and scholars in selected Southeast Asian countries understand, study, and research China. Their studies are providing different perspectives and discourses on China. Chapters discover and explore common factors such as the presence of sizeable ethnic Chinese communities, historical and current interactions between China and Southeast Asia, and the diverse intellectual influences in the region. A novel insight into the study of China in Southeast Asia, this book will be of interest to academics in the fields of China–Southeast Asia relations, the intellectual history of Southeast Asia, the intellectual history of Chinese Studies in the world and the politics of Knowledge production.

China's Strategic Interests in the South China Sea Sigfrido Burgos Cáceres 2013-10-15 This title will explore China's strategic interests in the South China Sea, with a specific emphasis on power projection and resource security. China's regional actions and reactions are reshaping the power dynamics in East and South-East Asia, while economic and geopolitical futures depend on the variegated outcomes of these complex relationships with neighbours and the West. An introductory section will be complemented by four case studies (Japan, Vietnam, the USA and the Philippines) and the concluding chapter will discuss the importance of the South China Sea to China as its new leadership deals with growing economic and military might.

Rethinking Innovation for a Sustainable Ocean Economy OECD 2019-02-14 This new OECD report on the ocean economy emphasises the growing importance of science and technologies in improving the sustainable economic development of our seas and ocean. Marine ecosystems sit at the heart of many of the world's global challenges: food, medicines, new sources of clean ...

A New Era? Sue Ingram 2015-09-17 Timor-Leste has made impressive progress since its historic achievement of independence in 2002. From the instability that blighted its early years, the fledgling democratic country has achieved strong economic growth and a gradual reinstatement of essential social services. A decade on in 2012, Presidential and Parliamentary elections produced smooth political transitions and the extended UN peacekeeping presence in the country came to an end. But significant challenges remain. This book, a product of the inaugural Timor-Leste Update held at The Australian National University in 2013 to mark the end of Timor-Leste's first decade as a new nation, brings together a vibrant collection of papers from leading and emerging scholars and policy analysts. Collectively, the chapters provide a set of critical reflections on recent political, economic and social developments in Timor-Leste. The volume also looks to the future, highlighting a range of transitions, prospects and undoubted challenges facing the nation over the next 5–10 years. Key themes that inform the collection include nation-building in the shadow of history, trends in economic development, stability and social cohesion, and citizenship, democracy and social inclusion. The book is an indispensable guide to contemporary Timor-Leste.

The Spratly Islands and International Law Xuechan Ma 2021-11-29 The Spratly Islands and International Law examines legal solutions to problems arising from the absence of maritime boundaries in the Spratly Islands. The book draws on extensive sources of international law and formulates novel, concrete proposals for the way forward.

Writing Chinese Laws Ernest Caldwell 2018-05-23 The legal institutions of the short-lived Qin dynasty (221–207 BCE) have been vilified by history as harsh and draconian. Yet ironically, many Qin institutional features, such as written statutory law, were readily adopted by subsequent dynasties as the primary means for maintaining administrative and social control. This book utilizes both traditional texts and archeologically excavated materials to explore how these influential Qin legal institutions developed. First, it investigates the socio-political conditions which led to the production of law in written form. It then goes on to consider how the intended function of written law influenced the linguistic composition of legal statutes, as well as their physical construction. Using a function and form approach, it specifically analyses the Shuihudi legal corpus.

However, unlike many previous studies of Chinese legal manuscripts, which have focused on codicological issues of transcription and translation, this book considers the linguistic aspects of these manuscripts and thus their importance for understanding the development of early Chinese legal thought. *Writing Chinese Laws* will be useful to students and scholars of Chinese Studies, as well as Asian law and history more generally.

Regional Disorder Sarah Raine 2017-10-03 Chinas rise casts a vast and uncertain shadow over the regional balance of power in the Asia Pacific, and nowhere is this clearer than in the South China Sea. The significance of the fraught territorial disputes in this potentially resource-rich sea extends far beyond the small groupings of islands that are at their heart, and into the world of great-power politics. As the struggle for hegemony between the US and China intersects with the overlapping aspirations of emerging, smaller nations, the risk of escalation to regional conflict is real. Christian Le Mi and Sarah Raine cut through the complexities of these disputes with a clear-sighted, and much-needed, analysis of the assorted strategies deployed in support of the multiple and competing claims in the SCS. They make a compelling case that the course of these disputes will determine whether the regional order in Southeast Asia is one of cooperation, or one of competition and even conflict.

Rethinking South China Sea Disputes Katherine Hui-Yi Tseng 2016-12-08 The proposed book draws on the ongoing South China Sea dispute, and the multifaceted challenges wrought by the South China Sea issue that requires an inter-disciplinary perspective. It employs legal-analytical methods, to emphasize the nuances of the role and interpretation of international law and treaties by China in different periods, while taking into account policy and strategic concerns, which generally cast great sways in decision-making. The re-introduction of interdisciplinary concerns straddling law and history illustrates that the historical dimension, which has long been neglected, is an emerging concern that poses looming dangers that may unexpectedly radicalize the friction. Contributing to debunking the mystique wrought by confrontations between a historical and a law-dominated perspective, these perspectives are supported by a more nuanced analytical framework, featuring theoretical concerns with a tinge of practicality. The South China Sea Dispute aims to unveil a nuanced evolution of the issue with a confluence of inter-temporal law, policy and maritime practices in the South China Sea.

China's Foreign Investment Legal Regime YUWEN. LI 2022-03-11 This book provides an updated and holistic understanding of the key features of the regulatory regime on foreign investment in China with critical analysis of laws and their implementation.

Constitutional Remedies in Asia Po Jen Yap 2019-03-07 Many jurisdictions in Asia have vested their courts with the power of constitutional review. Traditionally, these courts would invalidate an impugned law to the extent of its inconsistency with the constitution. In common law systems, such an invalidation operates immediately and retrospectively; and courts in both common law and civil law systems would leave it to the legislature to introduce corrective legislation. In practice, however, both common law and civil law courts in Asia have devised novel constitutional remedies, often in the absence of explicit constitutional or statutory authorisation. Examining cases from Hong Kong, Bangladesh, Indonesia, India, and the Philippines, this

collection of essays examines four novel constitutional remedies which have been judicially adopted - Prospective Invalidation, Suspension Order, Remedial Interpretation, and Judicial Directive - that blurs the distinction between adjudication and legislation.

Land Law and Disputes in Asia Yuka Kaneko 2021-09-17 Through an in-depth legal analysis by leading scholars, this book searches for the exact legal causes of land-related disputes in Asia within the histories, legal systems and social realities of the respective countries. It consists of four main parts: examining the relationship between law and development; land-taking in developmental stages; common ownership; and proposals for new approaches to land law and dispute resolution. With a combination of orthodox legal interpretations and the empirical approach of legal sociology, the contributors undertake an extensive comparative legal analysis across common and civil law traditions. Most importantly, they propose pathways forward for legal transformations in the pursuit of sustainable development in Asia. This book is vital contribution to the study of comparative law, and especially property law, in East and Southeast Asia.