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The UN Security Council, NATO, the European Union, the ICC and Libya

10 November 2011 5.30 – 6.30pm

Professor Władysław Czapliński Institute of Legal Studies, Polish Academy of Sciences

Sparke Helmore Theatre ANU College of Law (Bldg 5), Fellows Road, ANU



The purpose of this presentation is to discuss the international law aspects of the situation in Libya. The analysis starts with an introduction, covering the issues of democratic forms of government under international law, and of state responsibility, including the right of third subjects (states and international organizations) to bring international claims. This will be followed by a discussion of UNSC resolutions 1970 and 1973, dealing with the intervention in Libya. It will also look at the role of NATO and the European Union in the Libyan conflict, in particular from the point of view of the role of regional organizations in maintaining and restoring international peace and security beyond the Member States. It will then cover how the international recognition of the Transitional Council will be dealt with (including problems connected with the nature of that body). Finally, the analysis will cover aspects of international criminal

law (prosecution of Gaddafi and members of his staff), including the complicated and unclear relations between the UNSC and ICC.

Professor Władysław Czapliński graduated from the Faculty of Law and Administration of Gdansk University in 1977. Since 2004 he has been a Director of the Institute of Legal Studies (Polish Academy of Sciences) and is Head of the Academic Group for European Union Law. He is a member of German Society for International Law, French Society of International Law and of the Board of Legal Advisers by the President of the Council of Ministers. Professor Czapliński's fields of research include State Succession, State Responsibility, EU Law (Jurisprudence of the ECJ, 2nd and 3rd Pillar of the EU), international and European law, international responsibility, use of force, succession of states, international recognition, police and judicial cooperation within the EU. His publications include 3 monographs, a textbook of public international law, handbook of jurisprudence of the ECJ with commentaries, numerous articles in Polish and international law journals.

The views expressed in this seminar are those of the presenter and do not necessarily represent the views of The Australian National University.

Presented by

Centre for International & Public Law &
ANU Centre for European Studies

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Law and Arts & Social Sciences

Registration required

E rsvp@law.anu.edu.au T 02 6125 1096

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