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PRESIDENCY UNIVERSITY BENGALURU

**SET-A**

SCHOOL OF LAW

**END TERM EXAMINATION – MAY/JUNE 2024**

**Semester :** Semester VIII - 2020

**Course Code :** LAW319

**Course Name :** - UN and Other International Institutions

**Program :** BA LLB Honors

**Date :** June 18, 2024

**Time :** 1:00 PM - 4:00 PM

**Max Marks :** 100

**Weightage :** 50%

**Instructions:**

1. *Read all questions carefully and answer accordingly.*
2. *Question paper consists of 3 parts.*
3. *Scientific and non-programmable calculator are permitted.*
4. *Do not write any information on the question paper other than Roll Number.*

**PART A**

**ANSWER ANY FOUR QUESTIONS 4Q X 5M = 20 MARKS**

* 1. Define a 'dispute' as held in *Mavromatis Palestine Concession Case* (1924). Distinguish between a 'dispute' and a 'situation'.
  2. Explain the cycle of the working procedure of United Nations General Assembly.

(CO3) [Knowledge]

(CO1) [Knowledge]

* 1. Explain the importance of Resolution No. 1373 of 28 September 2001 passed by the UN Security Council.

(CO1) [Knowledge]

* 1. What are the steps involved in forming an operation by UN Peacekeeping Troops? Provide examples of three peacekeeping operations?

(CO4) [Knowledge]

* 1. What is the relevance of the Iran-United States Claims Tribunal to Permanent Court of Arbitration?

(CO1) [Knowledge]

* 1. Explain erga omnes partes standing.

(CO2) [Knowledge]

**PART B**

**ANSWER ANY FOUR QUESTIONS 4Q X 10M = 40 MARKS**

* 1. In the case of Targaryen v. Lannister, warships of the Kingdom of Targaryen were navigating through a narrow strait known as the Dragon Channel, which lies between the territories of the Republic of Lannister. During their passage, the ships encountered underwater mines, resulting in severe damage and loss of life. Targaryen accused Lannister of laying the mines or failing to warn of their existence, despite having knowledge of the mines. Lannister denied responsibility, arguing that it had no obligation to inform Targaryen and that it was not proven that Lannister had laid the mines. Targaryen brought the case before the International Court of Justice (ICJ) for adjudication. Decide.

(CO3) [Application]

* 1. In the case of Nation of Asgard v. Nation of Midgard, Mr. Thor, a political activist and national of Asgard, was arrested by authorities in Midgard while in transit to a third country. While being transported on a ship, Mr. Thor managed to escape to a vessel flying the flag of Asgard. Midgard's authorities requested that Asgard hand over Mr. Thor, claiming he was a fugitive. Asgard refused, leading to a diplomatic dispute. Asgard argued that Mr. Thor was unlawfully detained and had a right to seek asylum, while Midgard contended that Asgard was obliged to return Mr. Thor based on international obligations and norms. The case was brought before the Permanent Court of Arbitration (PCA) for resolution. Decide on the arbitral award.

(CO3) [Application]

* 1. Assess Israel's argument that its policies in the occupied territories are driven by legitimate security concerns in the case of *South Africa v. Israel* (2024).

(CO3) [Application]

* 1. In the case of Euphoria v. Titania, Euphoria has accused Titania of violating international law through its actions in the disputed territory of Harmony. Euphoria claims that Titania's military intervention, annexation of parts of Harmony, and support for separatist groups in the region constitute acts of aggression, violations of sovereignty, and breaches of international human rights law. Titania, on the other hand, argues that its actions were necessary to protect the ethnic Titanian population in Harmony and maintain regional stability. The case has been brought before the International Court of Justice (ICJ) for resolution. Decide.

(CO4) [Application]

* 1. Apply the *Admission Case* (1948) to determine the nature of a question limiting the jurisdiction of the ICJ.

(CO4) [Application]

* 1. Considering the appeal filed by the convicts of the Nirbhaya rape case before the International Court of Justice (ICJ), analyze the jurisdictional boundaries of the ICJ in adjudicating cases involving violations of human rights and the administration of criminal justice.

(CO4) [Application]

**PART C**

**ANSWER ANY TWO QUESTIONS 2Q X 20M = 40 MARKS**

* 1. Critically analyze Article 47 of the Convention for the Pacific Settlement of International Disputes, 1907.
  2. "Permanent Court of Arbitration is not a true court". Analyze.

(CO4) [Analysis]

(CO4) [Analysis]

* 1. Analyze the ICJ's interpretation of Article 6 of the UN Convention against Torture in the case of

*Bosnia v. Serbia.*

(CO3) [Analysis]