

**NLUJAA**  
**NATIONAL LAW UNIVERSITY AND JUDICIAL ACADEMY, ASSAM**  
**B.A.,LL.B.(Hons.): III-Year, VI-Semester (Academic Year: 2016-17)**  
**Semester End Repeat Examination (August, 2017)**  
**Subject Code: 6.3 International Law**

Time: **2:30 Hrs.**

Total Marks: **70**

**INSTRUCTIONS:**

1. Read the questions carefully and answer.
  2. No clarification shall be sought on the question paper.
  3. Do not write anything on the question paper. It will be treated as malpractice.
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**Answer any five questions from the following. All questions carry equal marks.**

1. The General Treaty for Renunciation of War (Kellogg-Briand Pact) was the first instrument to outlaw jus ad bellum whereby parties to it agreed to seek a peaceful solution to all disputes arising. However, World War II broke out in complete disregard of the Treaty thereby popularizing the phrase that “treaties never stop wars”. Discuss the subsequent international regime governing jus ad bellum and elucidate upon the exceptions to the same.  

**6+8=14**
  
2. While presenting the Millennium Report to the United Nations General, the then Secretary General Kofi Annan addressed the issue of humanitarian intervention. While addressing the concerns of critics, he put a poignant question “If humanitarian intervention is an unacceptable assault on sovereignty, how should we respond to a Rwanda, to a Srebrenica - to gross and systematic violations of human rights that offend every precept of our common humanity? Which should prevail - sovereignty or humanity?” In the light of the above statement, discuss the legality of humanitarian intervention and the subsequent concept of responsibility to protect. Further, analyse the need for the shift from the concept of humanitarian intervention to that of responsibility to protect.  

**9+5=14**
  
3. Madripoor, Gotham, Smallville and Riverdale have entered into the MGSR treaty to share power generated from a hydro-electric project to be constructed on the river Silverlode that flows through all the four states. Gotham had promised that the dam would come up in its part of the river. Subject to this promise, all the other states gave their consent to the MGSR treaty. Subsequently, Gotham failed to construct the dam as the river changed its course and the engineers opined that the part of the river flowing through Gotham was not suitable for the construction of a dam anymore. Decide on the validity of the treaty in the light of the provisions of the relevant international instrument.

Further, discuss the methods of expressing consent to be bound by the treaty.

**8+6=14**

4. There are very few areas in international law that are as contested as the concept of jurisdiction. Discuss in details the different principles governing criminal jurisdiction under international law. **14**

5. A married couple, Peter Florrick and Alisha Florrick are US citizens. Alisha is a consular officer at the US Embassy in New Delhi, India. They live together in New Delhi. Peter, alongwith his friend Robert, was involved in a case of a rash and negligent driving which resulted in the death of four people. Discuss the criminal liability of Peter and Robert in the light of the relevant international instruments.

Further, discuss the difference between criminal liability of a diplomatic officer and a consular officer as per the provisions laid down in the Vienna Convention on Diplomatic Relations and Vienna Convention on Consular Relations.

**8+6=14**

6. Write short notes on:

**7+7=14**

(a) Sanctions under the Charter of the United Nations

(b) Diplomatic methods of Settlement of Disputes under International Law

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