



ISSN 0938-5428 (PRINT)
ISSN 1464-3596 (ONLINE)

VOLUME 24 | NUMBER 2 | MAY 2013

European Journal of International Law

www.ejil.oxfordjournals.org
www.ejil.org
www.ejiltalk.org

OXFORD
UNIVERSITY PRESS

European Journal of International Law

Vol. 24 (2013) No. 2

Contents

Editorial: Human Rights: Member State, EU and ECHR Levels of Protection; P.S. Catalonia; Why Does it Take So Long for my Article to Be Published?; In this Issue 471

Christopher McCrudden and Brendan O'Leary, Courts and Consociations, or How Human Rights Courts May De-stabilize Power-sharing Settlements 477

Boris Rigod, The Purpose of the WTO Agreement on the Application of Sanitary and Phytosanitary Measures (SPS) 503

Anne Peters, Realizing Utopia as a Scholarly Endeavour 533

New Voices: A Selection from the Inaugural Annual Junior Faculty Forum for International Law

Dino Kritsotis, Anne Orford and JHH Weiler, On the Annual Junior Faculty Forum for International Law 553

Christopher N. Warren, John Milton and the Epochs of International Law 557

Evan J. Criddle, Humanitarian Financial Intervention 583

Martins Paparinskis, Investment Treaty Arbitration and the (New) Law of State Responsibility 617

Critical Review of International Jurisprudence

Aldo Zammit Borda, A Formal Approach to Article 38(1)(d) of the ICJ Statute from the Perspective of the International Criminal Courts and Tribunals 649

Roaming Charges: The Backview: New York and Singapore 663

EJIL: Debate!

Emmanuelle Tourme-Jouannet, The International Law of Recognition 667

Jean d'Aspremont, The International Law of Recognition: A Reply to Emmanuelle Tourme-Jouannet 691

Emmanuelle Tourme-Jouannet, The International Law of Recognition: A Rejoinder to Jean D'Aspremont 701

Book Reviews

Nathaniel Berman , <i>Passion and Ambivalence. Colonialism, Nationalism and International Law</i> (Vasuki Nesiah)	707
Emmanuelle Jouannet , <i>The Liberal-Welfarist Law of Nations: A History of International Law</i> (Andrew Lang)	712
Yasuaki Onuma , <i>A Transcivilizational Perspective on International Law</i> (Dawood I. Ahmed)	715
Philip Liste , <i>Völkerrecht-Sprechen: Die Konstruktion demokratischer Völkerrechtspolitik in den USA und der Bundesrepublik Deutschland [Speaking International Law: The Construction of Democratic Politics of International Law in the US and the Federal Republic of Germany]</i>	
Ingo Venzke . <i>How Interpretation Makes International Law. On Semantic Change and Normative Twists</i> (Jan Klabbers)	718
Claire Finkelstein, Jens David Ohlin, and Andrew Altman (eds) , <i>Targeted Killings: Law and Morality in an Asymmetrical World</i> ; Roland Otto , <i>Targeted Killings and International Law</i> ; William H. Boothby , <i>The Law of Targeting</i> (Robin Geiß)	722
Kofi Annan with Nader Mousavizadeh , <i>Interventions: A Life in War and Peace</i> (Stephen Bouwhuis)	730
Michael Waibel , <i>Sovereign Defaults before International Courts and Tribunals</i> (Carlos Espósito)	732
Bas Schoteland , <i>On the Right of Exclusion: Law, Ethics and Immigration Policy</i> (James Nafziger)	735
Sandra Liebenberg , <i>Socio-Economic Rights. Adjudication under a Transformative Constitution</i> (Brian Ray)	739
The Last Page	
Susan McLean , <i>Ballade of Schadenfreude</i>	746