

University of Washington, School of Law
Seattle, WA 98195

Law A574

International Law

Fall Quarter 2021
Tuesdays & Thursdays, 10:30 am – 12:20 pm

Professor Dongsheng Zang

ACADEMIC CALENDAR

Autumn Quarter 2021	
September 20 - 24	New Student Orientation
September 27 (Monday)	Instruction Starts
November 11 (Thursday)	Veterans Day Holiday
November 25 - 26	Thanksgiving Holiday
December 8 (Wednesday)	Instruction Ends
December 13 - 17	Examination period

COURSE SCHEDULE

PART I. INTRODUCTION

Tuesday 09/28	Introduction		
	§1. Wilsonian Notion of Global Order and Its Crisis	<ul style="list-style-type: none"> o Tony Smith, <i>Why Wilson Matters: The Origin of American Liberal Internationalism and Its Crisis Today</i> (2017), Introduction. 	
Thursday 09/30	§2. The Realist School	<ul style="list-style-type: none"> o Hans J. Morgenthau, "The Mainsprings of American Foreign Policy: The National Interest vs. Moral Abstractions," 44 <i>The American Political Science Review</i> 833 (Dec. 1950, No.4). 	
	§3. The Third World Approach	<ul style="list-style-type: none"> o Antony Anghie, "Finding the Peripheries: Sovereignty and Colonialism in Nineteenth-Century International Law," 40 <i>Harvard International Law Journal</i> 1 (Winter 1999, No.1) (excerpts). 	

PART II. INTERNATIONAL GOVERNANCE

Tuesday 10/05	§1. Treaties as Source of International Law	<ul style="list-style-type: none"> ○ The Peace of Westphalia (1648); ○ The Treaty of Paris (1783); ○ <i>Ware v. Hylton</i>, 3 U.S. (3 Dall.) 199 (1796) (excerpts). 	Experts of the Day
Thursday 10/07	§2. From the League of Nations to the United Nations	<ul style="list-style-type: none"> ○ Charter of the United Nations (1945); ○ Richard Edis, “A Job Well Done: The Founding of the United Nations Revisited,” 6 <i>Cambridge Review of International Affairs</i> 29 (1992). 	
Tuesday 10/12	§3. Trade and Financial Institutions	<ul style="list-style-type: none"> ○ Benn Steil, <i>The Battle of Bretton Woods: John Maynard Keynes, Harry Dexter White, and the Making of a New World Order</i> (Princeton: 2013). The author’s talk based on the book, video clip on YouTube, link; ○ WTO Panel Report, <i>European Communities—Measures affecting Trade in Commercial Vessels</i> (WT/DS301/R), adopted in June 2005 (excerpts). 	
Thursday 10/14	§4. International Justice: War Crimes	<ul style="list-style-type: none"> ○ The Nuremberg Trial Judgment 1946 (excerpts); ○ Oona A. Hathaway, Paul K. Strauch, Beatrice A. Walton, Zoe A. Y. Weinberg, “What Is a War Crime,” 44 <i>Yale Journal of International Law</i> 53-114 (Winter 2019, No.1). 	
Tuesday 10/19	§5. The Global Social Organizations: Soft Law	<ul style="list-style-type: none"> ○ Paris Agreement, 2015; ○ Daniel Bodansky, “The Paris Climate Change Agreement: A New Hope,” 110 <i>American Journal of International Law</i> 288 (Apr. 2016, No.2). 	

PART III. STATES AND STATEHOOD

Thursday 10/21	§1. Sovereignty	<ul style="list-style-type: none"> ○ <i>The Case of the S.S. Lotus</i>, PCIJ 1927; ○ <i>Schooner Exchange v. McFaddon</i>, 11 U.S. 116 (1812). 	Post-colonial Studies Group
Tuesday 10/26	§2. Statehood: Catalonia, Quebec, and Ireland	<ul style="list-style-type: none"> ○ <i>Prime Minister v. Parliament of Catalonia</i>, Spanish Constitutional Court, Oct. 17, 2017; ○ <i>Reference re Secession of Quebec</i>, [1998] 2 S.C.R. 217 (Supreme Court of Canada). 	
Thursday 10/28	§3. Border Disputes	<ul style="list-style-type: none"> ○ ICJ Advisory Opinion, <i>Construction of a Wall in the Occupied Palestinian Territory</i>, July 9, 2004. 	Realist School Group
Tuesday 11/02	§4. Law of the Sea	<ul style="list-style-type: none"> ○ <i>In the Matter of the South China Sea Arbitration</i>, PCA Case No.2013-19, July 12, 2016 (excerpts) (by Professor Craig Allen). 	
Thursday 11/04	§5. Regulatory Border in Cyberspace	<ul style="list-style-type: none"> ○ <i>Data Protection Commissioner v. Facebook</i>, Case C-311/18, July 16, 2020 (Schrems II); 	

		<ul style="list-style-type: none"> ○ <i>Force v. Facebook</i>, 934 F.3d 53 (2nd Cir. 2019). 	
Tuesday 11/09	§6. Reclaiming Sovereignty from ICJ	<ul style="list-style-type: none"> ○ ICJ, <i>Mexico v. United States</i> (Mar. 31, 2004) (excerpts). ○ <i>Medellin v. Texas</i>, 552 U.S. 491 (2008) (excerpts). 	Wilsonian Inter- nationalism Group

PART IV. GLOBAL CRISES IN SOCIAL JUSTICE: MIGRATION

Thursday 11/11	Veterans Day Holiday. No class.		
Tuesday 11/16	Guest lecture		
Thursday 11/18	§1. Crises of the Social	<ul style="list-style-type: none"> ○ United Nations Convention Relating to the Status of Refugees, July 28, 1951, Geneva (focus on the definition of “refugees”); ○ Protocol Relating to the Status of Refugees, 1967; ○ Christian Parenti, <i>Tropic of Chaos: Climate Change and the New Geography of Violence</i> (2011), Chapters 14 & 15. ○ <u>Optional</u>: World Bank, <i>Groundswell: Preparing for Internal Climate Migration</i> (2018). 	
Tuesday 11/23	§2. Refugees on US Borders	<ul style="list-style-type: none"> ○ <u>Case</u>: United States Supreme Court, <i>Jennings v. Rodriguez</i>, 138 S.Ct. 830 (2018); ○ <u>Case</u>: Human Rights First and International Scholars, <i>Amici Curiae</i> Brief to the Supreme Court, <i>Jennings v. Rodriguez</i>, No. 15-1204. 	
Thursday 11/25	(No class. Thanksgiving holiday)		
Tuesday 11/30	§3. Refugees at European Borders	<ul style="list-style-type: none"> ○ <u>Optional</u>: Marjoleine Zieck, “Refugees and the Right to Freedom of Movement: From Flight to Return,” 39 <i>Michigan Journal of International Law</i> 1 (Winter 2018, No.1) (excerpts); ○ <u>Case</u>: European Court of Human Rights, <i>Khlaifia v. Italy</i>, Dec. 15, 2016. 	
Thursday 12/02	§4. Refugees in Asia	<ul style="list-style-type: none"> ○ <u>Case</u>: International Criminal Court, <i>Situation in the People’s Republic of Bangladesh/Republic of the Union of Myanmar</i> (ICC-01/19), July 4, 2019. 	
Tuesday 12/07 (last day)	§5. Conclusion and Review	<ul style="list-style-type: none"> ○ Armando Ibarra, Alfredo Carlos & Rodolfo D. Torres, <i>The Latino Question: Politics, Laboring Classes and the Next Left</i> (2018), Chapter 1. 	