

Name:

Enrolment No:



UNIVERSITY OF PETROLEUM AND ENERGY STUDIES

End Semester Examination, December 2019

Course: Public International Law

Semester: IX

Program: B.TECH.(CSE), LL.B. (Hons.) Cyber Laws & B. TECH.(ET), LL.B. (Hons.) IPR

Time: 03 hrs.

Course Code: LLBL 434

Max. Marks: 100

Instructions:

SECTION-A

S. No.		Marks	CO
Q.1.	Define Pacta Sunt Servanda	02	CO2
Q.2.	Name the jurist who categorized International Law as Positive Morality.	02	CO1
Q.3.	What are effects of recognition of insurgents?	02	CO4
Q.4.	Who is the current Secretary General of the United Nations?	02	CO2
Q.5.	An important question before the General Assembly is decided by: i. Simple majority present and voting ii. Two-third majority present and voting iii. Simple majority iv. Two-third majority	02	CO2

SECTION B

Q.6.	Write Short notes on any four:	05*04	
a)	Extradition		CO3
b)	Declaratory Theory		CO1
c)	De Jure Recognition		CO1
d)	Right of Hot Pursuit		CO4
e)	Three generations Human Rights		CO3

SECTION-C

Q.7.	“International Law is a body of rules for human conduct within a community which by common consent of this community shall be enforced by external power.”- Oppenheim. Discuss the legal nature of International law. Is it a weak law? Explain.	10	CO1
Q.8.	United Nations is to be a center for harmonizing the actions of nations in the attainment of these common ends-Article-1 of U.N. Charter. In the light of the above statement discuss the purposes of UN. Also, Elaborate on the organs of UN.	10	CO2

SECTION-D			
Q.9.	<p>Winterfell and Westeros shared a continental shelf and hence were involved in a series of disputes regarding delimitation of the same. While Westeros contended that a fair and equitable proportion be fixed, Winterfell contended equidistant principle which was also included in an International Convention, which was ratified by Winterfell and was a customary practice, Westeros, on the other hand, had not ratified the treaty. Based on the above facts decide the dispute with the help of decided cases. Answer the following questions:</p> <ol style="list-style-type: none"> What do you mean by Continental Shelf? Also explain the different zones of maritime boundaries. (05 Marks) Can the existence of a customary rule be derived from a treaty, and if yes, under what circumstances? (10 Marks) Decide the dispute between the two states with the help of judicial precedents. (10 Marks) 	25	CO3
Q.10	<p>X, a vessel belonging to state A collided with Y, another vessel belonging to state B resulting in Y's sinking and multiple loss of lives. The collision happened at the high seas. The officer in-charge of vessel X was charged of manslaughter by state B.</p> <p>Whether State B violated International Law by exercising jurisdiction over a national of State A over an incident which happened outside its territory? Decide the jurisdiction of the states based on relevant principles and precedents. Discuss the different principles for State Jurisdiction.</p>	15	CO4
Q.11	Define recognition and state the legal effects of recognition. Differentiate between <i>de-jure</i> and <i>de-facto</i> recognition with the help of decided cases.	10	CO1