

Roll No.

SAP ID



UNIVERSITY OF PETROLEUM AND ENERGY STUDIES

End Semester Examination, July 2020

Open Book – Through Blackboard Learning Management System

Course: Public International Law CLCC3009

Semester: VI

Program: BA LL.B (H) Energy Law 2017-Batch I

Time: 03 hrs.

Max. Marks: 100

Instructions:

As this examination is in open-book format, the students are expected to demonstrate a very high degree of Academic Integrity and not copy contents from resources referred. Instructors would look for understanding of the concept by the students and any similarity found from resources online/ offline shall be penalized in terms of deduction of marks and even cancellation of paper in requisite cases. The online examination committee of the School would also look for similarity of two answer scripts and if answer scripts of two or more students are found similar, both the answer scripts shall be treated as copied and lead to cancellation of the paper. In view of the aforesaid points, the students are warned that they should desist from using any unfair means.

**All Questions are Compulsory
Answer each question in not more than 500 words**

S. No.		Marks	CO
1	<i>“International Law is not law since there is no international legislature to make it, no international executive to enforce it and no effective international judiciary to develop it or resolve disputes about it.” Do you agree? Evaluate critically.</i>	20	CO1
Ans.			
2	<i>“Although there can be a continental shelf where there is a no exclusive economic zone there cannot be an exclusive economic zone, without a corresponding continental shelf.” Critically examine this statement.</i>	20	CO3
Ans.			
3	A dispute between Japan and Indonesia is settled by ICJ and Japan receives an award in its favour. Indonesia does not comply with the decision of ICJ. What is the remedy available with Japan for making Indonesia enforce the decision of ICJ? Discuss with applicable laws.	20	CO5
Ans.			

4	<p>a) The divorced daughter of the Hungarian diplomat agent in India, comes to India as a tourist. She causes a car accident and thereby a person is killed. A case is filed against her in India. She claims immunity in her defence. Decide</p> <p>b) An International conference is being held in State C for settlement of a dispute which had led to armed conflict. During the conference the diplomatic enjoy AX od State D shoots and kills the foreign minister BY od State C. Will AX be entitled to any diplomatic immunity from prosecution in State C for murder of BY?</p>	20	CO4
Ans.			
5	<p>a) <i>“The recognition of a new State or Government has a retroactive operation and relates back to the date of inception of the particular State or Government concerned.”</i> Discuss the above statement.</p> <p>b) X’s property has been confiscated by ‘A’. Later the government of ‘A’ was overthrown resulting in the emergence of State ‘B’. Meanwhile the confiscated property was shipped to State ‘M’ by virtue of a contract between ‘A’ and ‘M’. ‘X’ requested to return his property. On pursuance of this request, ‘B’ asked ‘M’ to return the X’s property that is shipped to ‘M’. ‘M’ refused on the ground that it is entitled to the property by virtue of its contract with ‘A’ to which ‘B’ succeeded. ‘M’ recognized ‘B’ as dejure State. Decide.</p>	20	CO6
Ans.			

I,, understand that submitting work that isn’t my own may result in failure in this paper and I may also be subject to Disciplinary Proceedings as per the Academic Integrity policy of the University.