

GLOBALIZATION, LAW & JUSTICE SERIES

PRESENTS

DR. HANNAH WOOLAVER

University of Cape Town

From Joining to Leaving: Domestic Law's Role in the International Legal Validity of Treaty Withdrawal

With the UK's exit from the European Union, South Africa's possible departure from the International Criminal Court and the threatened renunciation of various treaty regimes by the United States, the manner of a state's withdrawal from a treaty has become a topic of widespread importance in both domestic and international law. Linking the two legal realms, Dr. Woolaver considers whether a state's withdrawal must comply with its domestic constitutional rules in order to have effect in international law. The international law of treaties is silent on this question, while the domestic case-law addresses only the constitutional perspective and not whether an unconstitutional withdrawal may nonetheless be effective in international law. She proposes that international law should bring the rule for exiting a treaty into parallel with the rule for joining a treaty.

Tuesday,
December 5, 2017

12:30pm to 1:45pm

Flavelle House
Room 223
(Betty Ho Classroom)



UNIVERSITY OF TORONTO
FACULTY OF LAW