

RUTGERS, THE STATE UNIVERSITY OF NEW JERSEY
CRIMINAL JUSTICE

Professor L. Hinds

01:202:311

POLITICAL TERRORISM AND INTERNATIONAL LAW

TTH8

Fall 2010

This course is designed to introduce the student to a comprehensive analysis of International Law and the perspectives and issues that comprise the subject matter of political terrorism and the criminal justice system. Students will also analyze from a regional perspective diverse organization using various forms of violence including state terrorism for political objectives.

Political Terrorism and International Law

by Professor Lennox S. Hinds

Selected Readings. Printed and packaged by Copy Services

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Military Intervention in Afghanistan. The War on Terrorism:
Violations of International Law, Spring 2002

Available at the Livingston Bookstore

I. DEFINITIONS AND DIMENSIONS OF TERRORISM

REQUIRED READINGS:

- (1) Chapter II
"International Terrorism and the United Nations" Finger,
Seymour, Maxwell
- (2) The Politics of Terrorism -
Stohl, Michael ed
N.Y. Marcel Dekker, Inc. 1983.
 - (a) Introduction: "Myths and Realities of Political Terrorism." Pp. 1-17.
 - (b) International Terrorism, pp.221-253
- (3) Terrorism and Freedom in International Law
Touret, Denis G

Houston Journal of International Law, pp. 363-373,
Spring '80.

- (4) Internal Colonialism and Humanitarian Intervention
M. Sorvarajah
Georgia Journal of International and Comparative Law.
Vol. 11, pp. 45-77, Winter, 1981
- (5) Skyjacking and the Bonn Declaration of 1978,
California Western International Law Journal, Vol. 10:
pp. 123-152, Winter, 1980.
- (6) Comparing the 1993 U.S. Airstrike on Iraq to the 1986
Bombing of Libya; the New Interpretation of Article 51
Stuart G. Baker
The Georgia Journal of International and Comparative Law,
Spring 1994

SUGGESTED READINGS:

- (A) Control of Terrorism: International Documents,
Alexander, Yonah, Brown, Marjorie and Allan, S., N.Y.: Crane
Russak & Co., Inc. 1979.
- (B) Legal and other Aspects of Terrorism,
Lowe, Nobles, E. & Shargel, Harry D. Practicing Law
Institute, 1979.
- (C) Documents of International and Local Control,
Friedlander, Robert A., Dobbs Ferry, N.Y. Oceana Publi.,
1979, 3 volumes.

II. SELF-DETERMINATION AND INTERNATIONAL LAW

REQUIRED READINGS:

- (7) "Wars of National Liberation: Jus Ad Bellum",
Case Western Reserve Journal of International Law, pp. 71-93,
Winter, 1979.
- (8) "The Right of Self-Determination in Very Small Places",
Franck, Thomas M. & Hoffman, Paul. International Law and
Politics, pp. 331-83, 1976.
- (9) "Hope and Loopholes in the 1974 Definition of Aggression",
Stone, J., American Journal of International Law, pp. 224-46,
April, 1977.

- (10) "New Hope for the Laws of War",
Aldrich, George H., American Journal of International Law,
Vol. 75.

III. THE STRUGGLES FOR SELF-DETERMIATION REGIONAL PERSPECTIVES

A. STRUGGLES OF THE PEOPLES OF SOUTHERN AFRICA

REQUIRED READINGS:

- (11) "Self-Determination, International Law and the South
African Bantustan Policy",
Richardson, Henry J., Columbia Journal of Transnational
Law, Vol. 17, pp. 185-219, 1978.
- (12) "Self-Determination Pretoria Style: The Case of the
Transkei" ,
Swan, George Steven, Whittier Law Review, pp. 475-498.
Vol. 3, Fall, 1981.
- (13) The Politics of Terrorism, "Terrorism in Sub-Saharan
Africa", Stohl, Michael E., pp. 445-495.
- (14) "Sanctions & South Africa",
Johnson, David Lawther. Harvard International Law
Journal, Vol. 19, No.3, Fall 1978, pp. 887-930.
- (15) "Final Report on the Establishment of an International
Criminal Court for the Implementation of the Apartheid
Convention & Other Relevant International Instruments,"
Bassiouni, Cherif J., and Derby Daniel H. Hofstra, Law
Law Review, Vol. 9, pp. 523-547.

B. STRUGGLES IN LATIN AMERICA

REQUIRED READINGS:

- (16) Text - International Terrorism,
Yonah, Alexander, Terrorism in Latin America," pp. 46-61.
- (17) Political Terrorism in Latin America:
The Politics of Terrorism, pp. 377-396.

C. THE UNITED STATES DYNAMIC

Chapter 14, Politics of Terrorism, Political Terrorism
in the U.S.: Historical Antecedents & Contemporary
Trends. Ted Robert Gurr, pp. 549-578.

REQUIRED READINGS:

- (18) "Sovereignty and Self-Determination: The Rights of Native Americans Under International Law".
Clinebell, John Howard and Thompson, Jim. Buffalo Law Review, Vol. 27, pp. 669-714.
- (19) "Foreign Intelligence Surveillance Act: Unconstitutional Warrant Criteria Permit Wiretapping if a Possibility of International Terrorism is Found."
Purdy, Chip. San Diego Law Review, July, 1980.
pp. 963-977.
- (20) Blown Away? The Bill Of Rights After Oklahoma City
The Harvard Law Review, June 1996.
- (21) After Alvarez-Machain: Abduction, Standing, Denials of Justice, and Unaddressed Human Rights Claims
Jordan J. Paust
St. John's Law Review Summer 1993

D. CONFLICTS IN THE MIDDLES EAST AND THE WESTERN SAHARA

REQUIRED READINGS:

- (22) Text - Chap. 9 - "The Birth of Israel"
- (23) "Self- Determination in International L3W: The Palestinians".
Case Western Reserve Journal of International Law. Vol. 12,
pp. 121-167.
- (24) "The Legal Effect of United Nations Action in Support of the Palestine Liberation Organization and the National Liberation Movements of Africa."
Travers, Patrick J., No.3, Summer, 1976, Harvard
International Law Journal, pp. 561-580.
- (25) "International Court of Justice: Advisory Opinion on the Western Sahara"
Janvs, Mark W., Harvard International Law Journal, Vol. 17,
1976, pp. 609-62

E. CONFLICT IN NORTHERN IRELAND

REQUIRED READINGS:

- (26) Lowry, David **R.** "Terrorism and Human Rights: Counter-Insurgency and Necessity at Common Law", Notre Dame Lawyer, 1977, pp. 49-89.
- (27) "Draconian Powers: The New British Approach to Pretrial Detention of Suspected Terrorists," Lowry, David **R.**, Columbia Human Rights Law Review, Vol. 8-9, pp. 185-222.
- (28) "The Right of the People of the Whole of Ireland to Self-Determination, Unity, Sovereignty and Independence", Harvey, Richard **J.**, New York Law School Journal of International and Comparative Law, Vol. 11, Numbers 1 & 2, 1990, pp. 167-206.