

SCHOOL OF LAW

HAMDARD INSTITUTE OF LEGAL STUDIES & RESEARCH (HILSR)

JAMIA HAMDARD, NEW DELHI

End Semester Theory Examination, May/June 2024

B.A.LL.B. VI Semester

Subject: International Law-II (BA.LL.B- 602)

Time: 3 Hours

Maximum Marks: 75

Instructions

- I. Write your Roll Number on the top immediately on receipt of this question paper.
- II. Attempt five questions selecting one from each Unit. All questions carry equal marks.

Unit-I

(15 marks)

1. What do you understand by the term 'Subject' of international law. Also explain the position of the following actors under international law:
 - a) States
 - b) International Organizations
 - c) Individuals
 - d) Non-government organizations

OR

2. Write a detailed notes on 'State Jurisdiction' under international law. Also, explain if a ship flying the flag of the State of Panama, having crew members from India, commits punishable offence in the territorial water of Australia, which state shall have jurisdiction over such crimes? Give reasons
 - a) State of Panama
 - b) India
 - c) Australia

Unit-II

(15 marks)

3. Define the term 'treaty' given under Vienna Convention on Law of Treaties 1969 and 1986. State whether the following are treaty or not in the light of aforementioned Conventions?
 - (a) Geneva Conventions 1949
 - (b) General Assembly Resolutions: For e.g. Universal Declaration of Human Rights 1948
 - (c) Memorandum of understanding (MoUs) signed between States.

(d) Protocol Relating to the Status of Refugees 1966

OR

4. Write a note on 'immunity' of international organizations. Do international organizations enjoy the same level immunity as States under international law? Support your answer with reasons given under ICJ case on Reparations of injuries suffered in the services of United Nations 1949.

Unit III

(15 Marks)

5. Define 'nationality' and explain the grounds for attaining nationality under international law. A couple having UK nationality visited India and gave birth to a child in hospital at Delhi. Whether the Child is entitled to claim Indian Citizenship? Support your answer with substantive facts and arguments.

OR

6. Discuss briefly the concept of statelessness and refugees under international law. Are all fundamental rights given in Indian constitution available to refugees in India? Explain by citing relevant provisions of the Constitution.

Unit IV

(15 Mark)

7. Write a detailed note on the Law of the Sea Convention 1982. Also discuss the different maritime zones given in the Law of the Sea Convention 1982.

OR

8. Does a landlock State enjoy any right under Law of the Sea Convention 1982? Give arguments in support of your claim. Also define 'high sea' and explain in details the rights available to all States in the high sea area.

Unit V

(15 Marks)

9. Explain the rule regarding recognition and enforcement of foreign judgments under private international law.

OR

10. Define 'Private International Law'? How issues of jurisdiction relating to marriage is decided in case of the conflict of laws?
