

G 4237

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Reg. No.....

Name.....

**FIVE YEAR B.A., LL.B. (HONOURS)/B.Com., LL.B. (HONS)/B.B.A., LL.B.
(HONS.) DEGREE EXAMINATION, AUGUST 2023**

Ninth Semester

F.L.29—PUBLIC INTERNATIONAL LAW

(2018 Admissions—Regular)

Time : Three Hours

Maximum : 75 Marks

Part A

Write short notes on any five of the following.

Each question carries 3 marks.

1. Basis of International Law.
2. *Opinio juris sive necessitatis*.
3. Diplomatic Asylum.
4. Law relating to aircraft hijacking.
5. Right of innocent passage.
6. Maritime piracy.

(5 × 3 = 15 marks)

Part B

Answer any three of the following problems.

Each question carries 10 marks.

7. A foreigner 'F' was seriously injured in a mob violence while he was in India. Discuss, if and to what extent, India would be responsible for the injury suffered by the foreign national by the unlawful acts of rioters.
8. Mrs. 'A', who was Foreign Ambassador in India, had appointed Mrs. 'B' as a maid in her home. However, Mrs. 'A' did not provide minimum wages to Mrs. 'B' and also ill-treated her. Mrs. 'B' approached Delhi police with a complaint. Explain with the help of relevant international law provisions, whether the Delhi police can proceed with the complaint filed by Mrs. 'B'.

Turn over

9. 'K' is a terrorist. He caused two explosions in a cafe in France. After committing the offence, 'K' fled to USA. France demands extradition of 'K'. 'K' contends that the nature of his crime is political and therefore, he cannot be extradited. Discuss the validity of the claim of 'K', referring to the principle of non-extradition for political crimes and the exceptions thereto.
10. Two nationals of State 'L' meet in State 'A' and decide to plant an explosive device on a commercial aircraft belonging to an airline registered in State 'B'. The device is planted in State 'C', explodes over State 'D', killing all those on board, the majority of whom are nationals of State 'B'. Which States have claims to jurisdiction and according to what principles under International Law ?

(3 × 10 = 30 marks)

Part C

Answer any two of the following questions.

Each question carries 15 marks.

11. What do you understand by 'State succession' ? What is the principle of 'Continuity of State' in the context of succession of Government ? Distinguish between Universal and Partial succession. Refer in particular to succession to contractual obligations and public debt of the extinct State. What, according to you, are the major areas to be addressed to improve upon the existing position relating to State succession rules and practice ?
12. What is a 'Treaty' ? What are the different kinds of Treaties ? What are the various steps involved for concluding an International Treaty and bringing it into force ? Examine the extent and limits to which a Treaty can confer rights and impose obligations on a third State which is not party to the Treaty.
13. Define 'International Dispute'. What are the peaceful and compulsive means of settlement of International Disputes ? Is it a legal duty of States to settle their disputes by peaceful means ? What is the role of International Court of Justice in the establishment of world peace ? What are the powers of the Security Council for the maintenance of world peace and security ?

(2 × 15 = 30 marks)