THE ROLE OF INTERNATIONAL LAW IN REBUILDING SOCIETIES AFTER CONFLICT

Great Expectations

Edited by
BRETT BOWDEN
HILARY CHARLESWORTH
and
JEREMY FARRALL

CAMBRIDGE UNIVERSITY PRESS
CONTENTS

Contributors page vii
Preface xiii
Abbreviations xv

Introduction 1
BRETT BOWDEN, HILARY CHARLESWORTH AND JEREMY FARRALL

1 The 'state-building enterprise': Legal doctrine, progress narratives and managerial governance 15
OUTI KORHONEN

2 Democratisation, state-building and politics as technology 38
NEHAL BHUTA

3 International law, human rights and the transformative occupation of Iraq 64
PETER G. DANCHIN

4 Defining democracy in international institutions 90
BRETT BOWDEN AND HILARY CHARLESWORTH

5 Democracy and legitimation: Challenges in the reconstitution of political processes in Afghanistan 111
WILLIAM MALEY

6 Impossible expectations? The UN Security Council’s promotion of the rule of law after conflict 134
JEREMY FARRALL
7  Legal pluralism and the challenge of building the rule of law in post-conflict states: A case study of Timor-Leste 157
Laura Grenfell

8  From paper to practice: The role of treaty ratification post-conflict 177
Helen Durham

9  Selective universality? Human-rights accountability of the UN in post-conflict operations 198
Annemarie Devereux

10  ‘Security starts with the law’: The role of international law in the protection of women’s security post-conflict 218
Amy Maguire

11  Grappling in the Great Lakes: The challenges of international justice in Rwanda, the Democratic Republic of Congo and Uganda 244
Phil Clark

Conclusion: Hope and humility for weavers with international law 270
John Braithwaite

Select Bibliography 289
Index 315