

Leiden Journal of International Law

Information

SUBMISSIONS

Articles in good English to be considered for publication should be submitted online at <http://mc.manuscriptcentral.com/ljil>. More information can be found at the editors' website www.grotiuscentre.org (under LJIL)

Leiden Journal of International Law is indexed and abstracted in the following Thomson Reuters products services: Current Contents®/Social and Behavioural Sciences; Social Sciences Citation Index®/Social Scisearch®; Journal Citation Reports/Social Sciences Edition.

Leiden Journal of International Law can be found on Cambridge Core at <http://cambridge.org/ljil>. For further information on other Press journals access <http://cambridge.org/journals>.

SUBSCRIPTIONS

Leiden Journal of International Law (ISSN 0922-1565) is published quarterly in March, June, September and December. Four parts form a volume. The subscription price which includes delivery by air where appropriate (but excluding VAT) of volume 36 (2023), which includes print and electronic access, is £392.00 (US\$634.00 in USA, Canada and Mexico) for institutions; £45.00 (US\$67.00 in USA, Canada and Mexico) for individuals, which includes print only. Students ordering direct from the publishers and certifying that the journal is for their personal use can subscribe to the print version at £34.00 (US\$50.00 in USA, Canada and Mexico). The electronic-only price available to institutions is £296.00 (US\$475.00). Single parts are £117.00 (US\$187.00 in USA, Canada and Mexico) plus postage. EU subscribers may be required to pay import VAT at their country's rate on receipt of physical deliveries. EU subscribers for electronic deliveries who are not VAT registered should add VAT at their country's rate. VAT registered subscribers should provide their VAT number. Japanese prices for institutions (including ASP delivery) are available from Kinokuniya Company Ltd, PO Box 55, Chitose, Tokyo 156, Japan.

Orders, which must be accompanied by payment, may be sent to a bookseller, subscription agent or direct to the publisher: Cambridge University Press, Journals Fulfillment Department, University Printing House, Shaftesbury Road, Cambridge CB2 8BS; or in the USA, Canada and Mexico: Cambridge University Press, Journals Fulfillment Department, One Liberty Plaza, Floor 20, New York, NY 10006, USA. Periodicals postage paid at New York, NY and at additional mailing offices.

COPYING

This journal is registered with the Copyright Clearance Center, 222 Rosewood Drive, Danvers, MA 01923, USA (www.copyright.com). Organizations in the USA which are also registered with the CCC may, therefore, copy material (beyond the limits permitted by, sections 107 and 108 of US Copyright law) subject to payment to the CCC. This consent does not extend to multiple copying for promotional or commercial purposes. Code 0922-1565/08. ISI Tear Sheet Service, 3501 Market Street, Philadelphia, PA 19104, USA, is authorized to supply single copies of separate articles for private use only. Organizations authorized by the Copyright Licensing Agency may also copy material, subject to the usual conditions. For all other use, permission should be sought from Cambridge or from the US branch of Cambridge University Press.

This journal issue has been printed on FSC™-certified paper and cover board. FSC is an independent, non-governmental, not-for-profit organization established to promote the responsible management of the world's forests. Please see www.fsc.org for information.

© Foundation of the Leiden Journal of International Law 2023
ISSN 0922-1565

Printed and bound by CPI Group (UK) Ltd,
Croydon, CR0 4YY

Leiden journal of international law

Contents

EDITORIAL

- 223–232 The choice before us: International law or a 'rules-based international order'?
John Dugard SC

INTERNATIONAL LEGAL THEORY

- 233–249 International law: A discipline of ambition
Leslie-Anne Duvic-Paoli
- 251–271 Coming to terms with the SDGs: A perspective from legal scholarship
Jaye Ellis and Dylan Edmonds

INTERNATIONAL LAW AND PRACTICE

- 273–294 You were bombed and now you have to pay for it: Questioning the positive obligations in the Treaty on the Prohibition of Nuclear Weapons
Anna Hood
- 295–312 The ECtHR's suitability test in national security cases: Two models for balancing human rights and national security
Chao Jing
- 313–334 From migration crisis to migrants' rights crisis: The centrality of sovereignty in the EU approach to the protection of migrants' rights
Alan Desmond

INTERNATIONAL LAW AND PRACTICE: SYMPOSIUM ON BUSINESS AND HUMAN RIGHTS: FROM SOFT TO HARD LAW

- 335–361 From soft law to hard law in business and human rights and the challenge of corporate power
Sarah Joseph and Joanna Kyriakakis
- 363–388 Developments in Canada on business and human rights: One step forward two steps back
Penelope Simons
- 389–414 Mandatory human rights due diligence laws in Europe: A mirage for rightsholders?
Surya Deva
- 415–438 A game of cat and mouse: Human rights protection and the problem of corporate law and power
Charlotte Villiers

INTERNATIONAL COURT OF JUSTICE: TRIBUTES TO JUDGE ANTÔNIO AUGUSTO CANÇADO TRINDADE

- 439–444 Judge Antônio Augusto Cançado Trindade: An unwavering quest for international justice and for the universalization and humanization of international law
Judge Abdulkawi Ahmed Yusuf
- 445–450 The legacy of Antônio Augusto Cançado Trindade to contemporary international law
Judge Patrick Robinson and Danilo B. Garrido Alves
- 451–454 Remembering Judge Cançado Trindade's voice, faith, and integrity
Fernando Lusa Bordin

BIBLIOGRAPHY

- 455–456 Books and Articles in the Field of the Prevention and Peaceful Settlement of Disputes
Raymond Ridderhof

REVIEW ESSAY

- 457–472 International legal scholarship and the making of a 'scientific self'
Lianne J.M. Boer

BOOK REVIEWS

- 473–478 Sinja Graf, *The Humanity of Universal Crime. Inclusion, Inequality, and Intervention in International Political Thought*
Luigi D.A. Corrias
- 479–485 Kai Ambos (ed.), *Rome Statute of the International Criminal Court: Article-by-Article Commentary*
Michael G. Karnavas

Cambridge Core

For further information about this journal
please go to the journal website at:
[cambridge.org/ljil](https://www.cambridge.org/ljil)



CAMBRIDGE
UNIVERSITY PRESS