

Roll No.

SAP ID



UNIVERSITY OF PETROLEUM AND ENERGY STUDIES  
End Semester Examination, July 2020  
Open Book – Through Blackboard Learning Management System

Course: CLC3009 Public International Law.

Semester: VI

Programme: B.Com.LL.B. (Taxation)/ B.BA.LL.B. (Corporate)/ B.BA.LL.B. (BIFL+ITIL)

Time: 03 hrs.

Max. Marks: 100

**Instructions:**

As this examination is in open-book format, the students are expected to demonstrate a very high degree of Academic Integrity and not copy contents from resources referred. Instructors would look for understanding of the concept by the students and any similarity found from resources online/ offline shall be penalized in terms of deduction of marks and even cancellation of paper in requisite cases. The online examination committee of the School would also look for similarity of two answer scripts and if answer scripts of two or more students are found similar, both the answer scripts shall be treated as copied and lead to cancellation of the paper. In view of the aforesaid points, the students are warned that they should desist from using any unfair means.

**All Questions are Compulsory**  
**Answer each question in not more than 500 words**

S. No.		Marks	CO
1	State 'Adumbra' and State 'Biduzala' have signed a bilateral treaty with each other. However, in that treaty <i>inter alia</i> they have created some special rights for the State 'ABC' and they have imposed some obligations on the State 'XYZ'. What is the status of these third party rights and obligations in that international treaty? Explain in the light of international agreements related to treaty making.	20	CO2
Ans.			
2	Explain the role of United Nations General Assembly in the development of international law. If there is a conflict situation, which can disturb international peace and security, and U.N. Security council is unable to take any action due to use/misuse of veto power. In this scenario what U.N. General Assembly can do, cite decided case laws, if any.	20	CO6
Ans.			
3	What is customary international law? Discuss various stages of development of custom with the help of decided international case laws. How an international treaty becomes custom? Whether a treaty after becoming custom can bind even those States which are not party to that treaty?	20	CO1
Ans.			
4	State 'A' claims sovereignty over the 'island of peace' on the ground that it has discovered the same, but State 'A' has no effective sovereignty over the island. State 'B' also claims sovereignty on the 'island of peace' on the ground that it has effective	20	CO4

	control and sovereignty over the island for the last three hundred years. Which State has the sovereignty over the island? Decide the above problem citing judicial precedents and also point out various modes of acquiring territory.		
Ans.			
5	A group of UN officials was on tour of State of Jinnistan to make people aware of the Polio and need to give Polio drops to the Kids. A radical non state group in Jinnistan believes that Polio drops are an international conspiracy to make kids of Jinnistan impotent. This group attacked and killed some of UN officials. UN demanded reparations from the State of Jinnistan. State of Jinnistan refused to pay any reparations alleging UN is not a State; hence the State of Jinnistan is not obliged to pay reparation to any non-State entity under the customary international law. UN has invoked the jurisdiction of ICJ in this matter. Kindly decide the case and discuss structure, Functions and jurisdiction of International Court of Justice.	20	CO3
Ans.			

**I, ....., understand that submitting work that isn't my own may result in failure in this paper and I may also be subject to Disciplinary Proceedings as per the Academic Integrity policy of the University.**

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