



UNIVERSITY OF PETROLEUM AND ENERGY STUDIES

End Semester Examination, December 2017

Program: BTech CS+LLB Cyber Law & BTech ET+LLB IPR
Subject (Course): Public International Law
Course Code : LLBL434
No. of page/s: 2

Semester – IX
Max. Marks : 100
Duration : 3 Hrs

Section A [2x5=10]

Do not write more than 2 lines for each answer.

1. What is the width of territorial sea?
2. Which treaty deals with outer space?
3. What is the constitution of ICJ?
4. What are the six main organs of United Nations?
5. Who was the predecessor of United Nations?

Section B [2x10=20]

6. What is the difference between *de facto* and *de jure* recognition? [Make a table and give 5 points]
7. What are the five modes of acquisitions? Explain each mode in 2 lines]

Section C [2x10=20]

8. Explain various principles utilized by the State to exercise its jurisdiction? Explain every principle in 2-4 lines and give an example with each principle.
9. Critically examine the difference between objective and subjective responsibility of state with the help of case laws. [Word limit: 2 sides of a page]

Section D

There is a strip of land called Bir Tawil. It is situated between South of Egypt's border and the North of Sudan's border. The area is an unclaimed area i.e. it belongs to no country. Now, the problem arises because Egypt follows the 1899 border set by the British administration at the time of its colonization however, Sudan follows the 1902 border as its official border. Henceforth, both the countries think that this strip of land belongs to the other country and so, it is an unclaimed piece of land. An Indian man named Dixit travels to this piece of land and declares himself as the King of the “Kingdom of Dixit. He claimed the land to be his own, by following an old school of thought, “Following the early civilization ethics and rule, if you want to claim a land then you need to grow crops on it. I have added a seed and poured some water on it today. It is mine.”

10. Can Dixit claim the territory as his own and rule it, justify? [5] [Word limit: 150 words]
11. What are the basic qualifications that a state needs to possess to be recognized as an international person? [10] [Word limit: 200 words]
12. How can “Kingdom of Dixit” claim recognition? [5] [Word limit: 150 words]
13. In case “Kingdom of Dixit” establishes *de jure* recognition, what are the legal effects of recognition?[10] [Word limit: 200 words]
14. What are the requirements to join the United Nations? [5] [Word limit: 150 words]
15. What are the principal organs of the United Nations and their functions? [10] [Word limit: 250 words]
16. In case “Kingdom of Dixit” splits into two, which part succeeds it? What are the legal implications of succession? [5] [Word limit: 200 words]

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Section A [2x5=10]

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1. Define internal waters.
2. Define continental shelf.
3. What does article 36(1) of ICJ Statute provide?
4. What is the purpose of International humanitarian law?
5. What is the purpose of Security Council?

Section B [2x10=20]

6. What is the difference between recognition of state and government? [Make a table and give 5 points]
7. What are the four ways of consenting in a treaty? Explain each mode in 2 lines]

Section C [2x10=20]

8. Explain the concept of State responsibility through environment protection. [Word limit: 2 sides of a page]
9. Critically examine the difference between absolute immunity approach and restrictive approach to State immunity with the help of case laws. [Word limit: 2 sides of a page]

Section D

There is a country 'Xavier' that splits into 'Yama' and 'Zelen' after a civil war that went on for 10 years. During this war, Xavier carried on trading with numerous countries. After the split, Yama and Zelen elected their government.

10. How can Yama and Zelen gain recognition? What are the different types of recognitions? [5+5]
[Word limit: 100 + 100 words]
11. Who will succeed Xavier? What are the conditions for a state to justify state succession? [5]
[Word limit: 100 words]
12. Yama and Zelen want to become members of United Nations. What are the requirements to become a member of the United Nations? [5] [Word limit: 100 words]
13. Is the trading ability of Xavier affected by the fact that there was a civil war going on in the country? What are the elements of statehood? [5+5] [Word limit: 100 + 100 words]
14. Xavier follows a custom of right of passage with its neighboring country Sandra. Does this obligation transfer to Yama and Zelen? Justify. [10] [Word limit: 250 words]
15. What are customs? How do you provide recognition to a customary law? [10] [Word limit: 250 words]