

## SEZNAM POUŽITÉ LITERATURY A ZDROJŮ

### Literatura:

- ALEKSEENKO, A. P. *Разведка и добыча космических ресурсов: опыт законоотворчества США*. Юридические исследования № 5, 2016.
- BEEBE, B. *Law's Empire and the Final Frontier: Legalizing the Future in the Early Corpus Juris Spatialis*. 108 The Yale Law Journal, 1999.
- BENSON, J. *Space resources: first come first served*. Proceedings of the Forty-First Colloquium on the Law of Outer Space, 1999.
- BILDER, R. B. *A Legal Regime for the Mining of Helium-3 on the Moon: U.S. Policy Options*. 33 Fordham International Law Journal, 2010.
- BLOUNT, P. J. a ROBISON, C. J. *One small step: The impact of the U.S. Commercial Space Launch Competitiveness Act of 2015 on the exploitation of resources in outer space*. North Carolina Journal of Law & Technology, 2016.
- BONIN, J. R. a TRONCHETTI, F. *Constructing a regulatory regime for the exploitation of resources on the Moon and other celestial bodies: a balancing act*. The Indian Journal of International Economic Law Vol. 3; 2010.
- BRISIBE, T. C. *An introduction to United Nations COPUOS recommendations on national legislation relevant to the peaceful exploration and use of outer space*. German Journal of Air and Space Law, 2013.
- BROOKS, E. *National control of natural planet bodies – preliminary considerations*. Journal of Air Law and Commerce Vol. 32; 1966.
- BROOKS, E. *Control and use of planetary resources*. Proceedings of the Colloquium on the Law of Outer Space Vol. 11; 1968.
- BUDYLIN, S. *Кому принадлежат астероиды? К вопросу о первоначальных способах приобретения собственности*. Zakon.ru, 4. února 2016.
- CHERIAN, J. G. a ABRAHAM J. *Concept of Private Property in Space – An Analysis*. Journal of International Commercial Law and Technology Vol. 2, 2007.
- DAVID, M. a LEE, R. J. *Twenty years later: The Moon agreement and its legal controversies*. Australian International Law Journal, 1999.
- DEMPSEY, P. S. *National laws governing commercial space activities: Legislation, regulation, & enforcement*. Northwestern Journal of International Law & Business, 2016.
- DINKIN, S. *Don't wait for property rights*; Space Review, 2004; *Property Rights and Space Commercialization*. Space Review, 2006.
- FILHO, J. M., a FABRICIO DOS SANTOS, A. *Is there a future for space law beyond soft law?* 53rd Colloquium on the Law of Outer Space, 2010.
- FOSTER, C. *Excuse me, you're mining my asteroid: Space property rights and the U.S. Space Resource Exploration and Utilization Act of 2015*. University of Illinois Journal of Law, Technology & Policy, 2016.



- GOROVE, S. *Freedom Of Exploration And Use In The Outer Space Treaty*. Denver Journal of International Law and Policy Vol. 1, 1971.
- GOROVE, S. *Limitations on the Principle of Freedom of Exploration and Use of Outer Space: Benefits and Interests*. Proceedings of the 13th Colloquium on the Law of Outer Space, 1973.
- HOBE, S. *ILA model law for national space legislation*. Journal of Air and Space Law, 2013.
- HOFMANN, M., MASSON-ZWAAN, T. et al. *Building Blocks for the Development of an International Framework for the Governance of Space Resource Activities*. Eleven International Publishing, 2020.
- HOFMANN, M. *Harmful Interference in Regulatory Perspective: Legal rules for interference-free radio communication*. Luxembourg Legal Studies. Routledge, 2016.
- HOFMANN, M. a MASSON-ZWAAN, T. *Introduction to Space Law*. Čtvrté vydání. Kluwer Law International, 2019.
- HOFMANN, M. et al. *Space Legislation of Luxembourg: A Commentary*. Kluwer Law International, 2022.
- HOWALD, M. *Private space activities and national legislation*. Proceedings of the 32nd Colloquium on the Law of Outer Space, 1989.
- HUSBY, E. *Sovereignty and Property Rights in Outer Space*. Journal of Intellectual Property Law and Practice Vol. 3, 1994.
- JAKHU, R. *Legal Issues Relating to the Global Public Interest in Outer Space*. 32 Journal of Space Law, 2006.
- JAKHU, R., PELTON, J. N. a NYAMPONG, Y. O. M. *Space Mining and Its Regulation*. Springer Praxis Books, 2017.
- JENSEN, M. *Asteroidae Naturae: What It Takes to Capture an Asteroid*. 45 Southwestern Law Review, 2016.
- JUZBAŠJAN, M. R. *Международно-правовые основы решения экономических проблем использования космоса*. Abstrakt disertační práce, 2009.
- KAISER, S. A. *New start treaty as a confidence building measure for the peaceful uses of outer space*. Proceedings of the International Institute of Space Law, 2011.
- KOŇUCHOVA, A. *Новые тенденции в международном космическом праве*. Право и управление. XXI век № 2, 2010.
- LEE, R. J. *Law and Regulation of Commercial Mining of Minerals in Outer Space*. Springer, 2012.
- LEWIS, J. a LEWIS, C. *A Proposed International Legal Regime for the Era of Private Commercial Utilization of Space*. The George Washington International Law Review Vol. 37, 2005.
- LISTNER, M. *It's Time to Rethink International Space Law*. Space Review, 2005.
- LOCKE, J. *Second Treatise of Government*. Hackett Publishing Company, 1980.
- LYALL, F. a LARSEN, P. B. *Space law: A treatise*. Ashgate, 2009.
- MARBOE, I. *Soft law in outer space: The function of non-binding norms in international space law*. Böhlau, 2012.
- MASSON-ZWAAN, T. a MARCHISIO, S. *National space legislation: Crafting legal engines for the growth of space activities*. Proceedings of the International Institute of Space Law, 2010.



- MASSON-ZWAAN, T. *Article VI of the Outer Space Treaty and private human access to space*. The 51st Colloquium on the Law of Outer Space, Glasgow, 2008.
- MASSON-ZWAAN, T. a RICHARDS, B. *International Perspectives on Space Resource Rights*. SpaceNews, 8. prosince 2015.
- MEYER, Z. *Private Commercialization of Space in an International Regime: A Proposal for a Space District*. Northwestern Journal of International Law & Business, Vol. 30, 2010.
- ODUNTAN, G. *Who owns space? US asteroid-mining act is dangerous and potentially illegal*. The Conversation, 2015.
- POP, V. *Appropriation in Outer Space: the Relationship Between Land Ownership and Sovereignty on the Celestial Bodies*. Space Policy Vol., 2000.
- POP, V. *Who Owns the Moon? Extraterrestrial Aspects of Land and Mineral Resources Ownership*. Springer, 2009.
- REYNOLDS, G. H. *International Space Law: into the Twenty-First Century*. Vanderbilt Journal of Transnational Law Vol. 25, 1992.
- SCHMIDT-TEDD, B. *The Geographical Return Principle and its Future within the European Space Policy* ve sbírce *Contracting for Space*, redakce L. Jane Smith and Ingo Baumann, Ashgate, 2011.
- SCHMIDT-TEDD, B. *A Coherent European Procurement Law and Policy for the Space Sector*, redakce Stephan Hobe, Mahulena Hofmannová a Jan Wouters, LIT Verlag, 2011.
- STANFORD, M. J. *The availability of a new form of financing for commercial space activities: The extension of the Cape Town Convention to space assets*. Cape Town Convention Journal, 2012.
- TRONCHETTI, F. *The Exploitation of Natural Resources of the Moon and Other Celestial Bodies*. Martinus Nijhoff, 2010.
- TRONCHETTI, F. *Fundamentals of Space Law and Policy*. Springer, 2013.
- TRONCHETTI, F. *Title IV – Space Resource Exploration and Utilization of the US Commercial Space Launch Competitiveness Act: A Legal and Political Assessment*. Air and Space Law Vol. 41, 2016.
- TRONCHETTI, F. *The Space Resource Exploration and Utilization Act: A move forward or a step back?* Space Policy Vol. 34, 2015.
- ZULLO, K. M. *The Need To Clarify The Status Of Property Rights In International Space Law*. Georgetown Law Journal Vol. 90, 2002.

### Rezoluce OSN:

- Rezoluce OSN č. 1348 (XIII), 18. prosince 1958.
- Rezoluce OSN č. 1721, 20. prosince 1961.
- Rezoluce OSN č. 1962 (XVIII), 13. prosince 1963.
- Rezoluce OSN č. 2574 z roku 1970.
- Rezoluce OSN č. 37/92, 10. prosince 1982.
- Rezoluce OSN č. 41/65, 3. prosince 1986.
- Rezoluce OSN č. 47/68, 14. prosince 1992.
- Rezoluce OSN č. 51/122, 13. prosince 1996.



- Rezoluce OSN č. 59/115, 10. prosince 2004.  
Rezoluce OSN č. 62/101, 17. prosince 2007.  
Rezoluce OSN č. 62/217, 21. prosince 2007.  
Rezoluce OSN č. 68/74, 11. prosince 2013.

### Judikatura:

- Judikát *S.S. „Lotus“* (Francie vs. Turecko), 1927, P.C.I.J. (Ser A), dostupný pod odkazem: [https://www.icj-cij.org/public/files/permanent-court-of-international-justice/serie\\_A/A\\_10/30\\_Lotus\\_Arret.pdf](https://www.icj-cij.org/public/files/permanent-court-of-international-justice/serie_A/A_10/30_Lotus_Arret.pdf).
- Judikát *Island of Palmas* (Spojené státy vs. Nizozemsko), 1928, II RIAA, dostupný pod odkazem: [https://legal.un.org/riaa/cases/vol\\_II/829-871.pdf](https://legal.un.org/riaa/cases/vol_II/829-871.pdf).
- Judikáty MSD ve věcech *North Sea Continental Shelf* (Spolková republika Německo vs. Dánsko; Spolková republika Německo vs. Nizozemsko) ze dne 20. února 1969.
- Judikát *Certain Phosphate Lands in Nauru* (Nauru vs. Austrálie) ze dne 26. června 1992, ICJ Rep. 240.
- Judikát *Whaling in the Antarctic* (Austrálie vs. Japonsko; za intervence Nového Zélandu), ICJ Rep 2014, čl. 91–92.
- Judikát *Chagos Marine Protected Area Arbitration* (Mauricius vs. Spojené království), odstavec 519. Dostupný pod odkazem: <https://pca-cpa.org/en/cases/11/>.