CONTENTS

	Acknowledgements x Table of Treaties xiii Table of Cases and Arbitral Awards xvii			
	Introduction 1			
	0.1 The Subject of This Study and the Rationale for Undertaking It 1			
	0.2 A Focus on State Practice 9			
	0.3 The Nicaragua Case 15			
	0.4 A Brief Note on Terminology 18			
	0.5 The Structure of This Book 18			
1	Delineating Collective Self-Defence 23			
	1.1 Introduction 23			
	1.2 The Many Faces of Collective Self-Defence 25			
	1.3 Collective Self-Defence as an Inherent Right 47			
	1.4 The Modality of Collective Self-Defence: Acts Minoris Generis 55			
	1.5 Conclusion 65			
2	The History and Development of Collective			
	Self-Defence 66			
	2.1 Introduction 66			
	2.2 The Concept of 'Collective Self-Defence' before the First World War 69			
	2.3 'Collective Self-Defence' during the Interwar Period and the Second World War 76			
	2.4 The Drafting of the UN Charter and the Conjoining of Individual and Collective Self-Defence 84			
	2.5 Conclusion 96			
3	The Requirements Shared by Individual and			
	Collective Self-Defence 98			
	3.1 Introduction 98			
	3.2 Armed Attack 100			

	3.3	Necessity and Proportionality 121
	3.4	The Reporting Requirement 130
	3.5	The 'Until Clause' 135
	3.6	Conclusion 138
4	Th	e Purported Declaration and Request
		quirements for Collective Self-Defence 140
	4.1	Introduction 140
	4.2	The Declaration and Request Criteria in the Jurisprudence of the ICJ 142
	4.3	Critique of the ICJ's Identification of Declaration and Request and Locating Them as a Matter of Law 147
	4.4	The Requirements in State Practice/Opinio Juris: Request but Not Declaration 153
	4.5	Conclusion 167
5	The	e Issuer of a Collective Self-Defence Request 16
	5.1	Introduction 169
	5.2	The Requirement of Statehood 170
	5.3	A Requirement of UN Membership? 178
	5.4	The De Jure Government as the Relevant Authority 183
	5.5	Identifying the De Jure Government 185
	5.6	Conclusion 203
6	The	e Manner and Form of a Collective
	Self	f-Defence Request 204
	6.1	Introduction 204
	6.2	The Addressee of the Request 204
	6.3	Formalities and Inferred Requests 211
	6.4	The Publicity of Requests 215
	6.5	The Timing of the Request 222
	6.6	Conclusion 231
7	Col	lective Self-Defence Treaty Arrangements 232
	7.1	Introduction 232
	7.2	The Variety of Collective Self-Defence Treaty Arrangements 234
	7.3	The Nature and Strength of the Obligations within Collective Self-Defence Treaty Arrangements 238
	7.4	Partially Overlapping Obligations and Disputes within Memberships 254

CONTENTS

7.5	Geographical Limitations and the Relationship between Collective Self-Defence Treaty Arrangements and
	'Regional Arrangements' 259
7.6	The Value of Collective Self-Defence Treaty Arrangements 268
7.7	Conclusion 274
The	Relationship between Collective Self-Defence
and	Military Assistance on Request 276
8.1	Introduction 276
8.2	Collective Self-Defence and Military Assistance on Request at the Conceptual Level 280
8.3	Blurred State Argumentation 283
8.4	The Requiest Requirement 286
8.5	Armed Attack and the Possibility of an Equivalent for Counter-Intervention 291
8.6	Necessity and Proportionality 295
8.7	Reporting 297
8.8	Location and Simultaneousness 299
8.9	Conclusion 311
Con	iclusion 312
	iography 321 ex 349