

# INTERNATIONAL LAW AS A PROFESSION

Edited by

JEAN D'ASPREMONT

*University of Manchester*

TARCISIO GAZZINI

*University of Lausanne*

ANDRÉ NOLLKAEMPER

*University of Amsterdam*

WOUTER WERNER

*VU University Amsterdam*



**CAMBRIDGE**  
UNIVERSITY PRESS

# CONTENTS

<i>List of Contributors</i>	page viii
<i>Preface</i>	xi
<i>Table of Treaties and Other International Legal Instruments</i>	xii
<i>Table of Cases</i>	xiv
<i>List of Abbreviations</i>	xvi

## Introduction 1

JEAN D'ASPREMONT, TARCISIO GAZZINI, ANDRÉ  
NOLLKAEMPER AND WOUTER WERNER

## PART I **Thinking of International Law as a Professional Practice** 17

### 1 The Professionalisation of International Law 19

JEAN D'ASPREMONT

### 2 Between Commitment and Cynicism 38

*Outline for a Theory of International Law as Practice*

MARTTI KOSKENNIEMI

### 3 International Law as Professional Practice 67

*Crafting the Autonomy of International Law*

RICHARD COLLINS AND ALEXANDRA BOHM

### 4 Scientific Reason and the Discipline of International Law 93

ANNE ORFORD

## PART II **The Practice of International Law and Its Theories** 115

### 5 International Legal Scholarship Under Challenge 117

ANNE PETERS

- 6 The Responsibility of the International Legal Academic 160  
*Situating the Grammarian Within the 'Invisible College'*  
GLEIDER HERNÁNDEZ
- 7 What Is Critique? 189  
*Towards a Sociology of Disciplinary Heterodoxy in Contemporary International Law*  
AKBAR RASULOV
- 8 The Relationship Between Theory and Practice in International Law 222  
*Affirmation Versus Reflexive Distance*  
JOCHEN VON BERNSTORFF
- 9 The Choice of the Subject in Writing Histories of International Law 244  
JOHN D. HASKELL
- 10 International Legal Theory *qua* Practice of International Law 268  
SAMANTHA BESSON
- PART III The Practice of International Law and Its Professional Capacities 285**
- 11 Moving Beyond Interdisciplinary Turf Wars 287  
*Towards an Understanding of International Law as Practice*  
TANJA AALBERTS AND INGO VENZKE
- 12 Professionals of International Justice 311  
*From the Shadow of State Diplomacy to the Pull of the Market for Commercial Arbitration*  
SARA DEZALAY WITH THE CONTRIBUTION OF YVES DEZALAY
- 13 The International Law Bar 338  
*Essence Before Existence?*  
JAMES CRAWFORD
- 14 Consigliere or Conscience? 355  
*The Role of the Government Legal Adviser*  
MATTHEW WINDSOR

- 15 International Law as Expert Knowledge 389  
*Exploring the Changing Role of International Lawyers in National  
Contexts*  
RENÉ URUEÑA
- 16 Teachers of International Law 412  
PIERRE D'ARGENT
- Concluding Remarks 428  
*The Praxis of International Law*  
WOUTER WERNER
- Index* 434