

CURRICULUM VITAE

Eyal Benvenisti

Academic Background:

- 1988-90: J.S.D., Yale Law School.
Dissertation title: "Conflict of Laws and Belligerent Occupation - A Study in International and Comparative Law." (Awarded the Yale Law School's Ambrose Gherini Prize for an outstanding work in private or public international law).
- 1987-88: LL.M., Yale Law School.
- 1980-84: LL.B., The Hebrew University of Jerusalem, Faculty of Law (*summa cum laude*).

Academic Appointments (permanent):

- 2016 – : Whewell Professor of International Law, University of Cambridge, Director of the Lauterpacht Centre of International Law, C. C. Ng Fellow in Law, Jesus College.
- 2002 – 2019: Anny and Paul Yanowicz Professor of Human Rights, Tel Aviv University, Faculty of Law.
- 1990 – 2002: Hersch Lauterpacht Professor of Law, the Hebrew University of Jerusalem, Faculty of Law.

Academic Appointments and Lectureships (visiting):

- Global Professor of Law, New York University School of Law (since 2003).
- Professor, General Course, The Hague Academy of International Law (2023, *invited*).
- Professor, Special Course, Xiamen Academy of International Law (2017).
- Visiting Professor of Law and Peter and Patricia Gruber Fellow in Global Justice, Yale Law School (2015).
- Professor, Special Course, The Hague Academy of International Law (2013).
- Distinguished Visiting Professor of Law, University of Toronto (2011).
- Visiting Professor of Law, University of Pennsylvania Law School (2006).
- Visiting Professor of Law, Harvard Law School (1998-99, 2004).
- Visiting Professor of Law, Columbia Law School (1999-2002).
- Visiting Professor of Law, University of Michigan School of Law (2002).
- Inaugural Professor, the "Max Planck Master Class Series in International Law," The Max Planck Institute for Comparative Public Law and International Law, Heidelberg (2012).
- Inaugural Visiting Professor of Law, Graduate School on The Economics of the Internationalization of the Law, Institute of Law & Economics, Hamburg University (2011).
- Professor, the UN/UNITAR Fellowship Programme in International Law, The Hague (1998-2006).
- Humboldt Fellow at the Humboldt University, Berlin (2006) and the University of Munich (2007).
- Visiting Fellow, Max Planck Institute for Comparative Public Law and International Law, Heidelberg (1996).

Membership:

Membré, Institut de droit international (since 2017, *associé* since 2011).

Member, the Israel Academy of Sciences and Humanities (since 2017).

Editorial Boards:

2016 – : Co-Editor-in-Chief, BRITISH YEARBOOK OF INTERNATIONAL LAW.

2009 – 2018: Editorial Board, AMERICAN JOURNAL OF INTERNATIONAL LAW.

2004 – : Founding Editorial Board, INTERNATIONAL LAW IN DOMESTIC COURTS (Oxford University Press).

1997 – 2006: Founding Editorial Board (Editor-In-Chief 2003-06), THEORETICAL INQUIRIES IN LAW (Tel-Aviv University Faculty of Law).

1982 – 1983: Editorial Board, MISHPATIM (Hebrew U. Law Rev.).

Other Academic Activities and Appointments:

2009 – 2018: Scientific Advisory Board, Max Planck Institute for Comparative Public Law and International Law, Heidelberg.

2012 – 2015: Founding Academic Director, The International LL.M. Program at Tel Aviv University Faculty of Law.

2002 – 2005: Academic Director, Cegla Center for Interdisciplinary Research of the Law, Tel Aviv University, Faculty of Law.

2000 – 2002: Academic Director, Minerva Center for Human Rights at the Hebrew University of Jerusalem.

1995 – 2002: Rapporteur on Israeli Administrative Law, EUROPEAN PUBLIC LAW.

1994 – 1998: Member, the International Law Association, Committee on International Law in National Courts.

Related Activities:

2013 – 2017: Member of Tel Aviv University's Executive Council.

2008 – 2012: Substitute Member (Israel), the European Commission for Democracy through Law (The Venice Commission).

1998 – 1999: Chairperson, the Commission on Administrative Tribunals (A statutory body supervising the activities of judicial organs of the executive branch in Israel).

1995 – 1996: Chairperson, the Association for Civil Rights in Israel.

1983 – 1984: Judicial Clerk, the Supreme Court of Israel (with Justice Ben-Porat).

Prizes and Awards:

2016: The Kadar Family Award for Outstanding Research at Tel Aviv University, (prize inaugurated in 2015).

2011: The Cheshin Prize, awarded (since 2008) for Academic Excellence in Legal Scholarship by the Hebrew University of Jerusalem.

2006: The Humboldt Research Award, awarded by the Alexander von Humboldt Foundation.

2004: The Developing Countries Prize of the Justus-Liebig University Giessen (to honor achievements in the acquisition and application of scientific knowledge that are beneficial for developing countries).

The Zeltner Prize for a senior legal scholar in Israel, awarded by Tel Aviv University.

- 2003: The Landau Prize (The Israel National Lottery) (for scholarly contributions in the areas of constitutional law and human rights).
- 1998: The 1998/99 Fulbright-Yitzhak Rabin Award, awarded by the United States – Israel Educational Foundation.
- 1997: The Francis Deak Prize for an outstanding article by a younger author published in the American Journal of International Law.
- 1994: The 1994 Zeltner Prize for a junior legal scholar in Israel (awarded for the second time) by Tel Aviv University.
Prizes for research from the Ben-Shemesh Foundation and the Douchan Foundation.
- 1992: The Yig'al Alon Fellowship, the Israeli Council for Higher Education (for promising entry level faculty).
- 1990: The Yale Law School's Ambrose Gherini Prize for the doctoral dissertation.

Grants:

- 2013: The European Research Council Advanced Grant for the “GlobalTrust – Sovereigns as Trustees of Humanity” research project (1.4 Million Euro for 5 years).
- 2013: The Israel Science Foundation, for research on “Armed Agents: International Humanitarian law as a Mechanism of Governance” (with Amichai Cohen and Doreen Lustig).
- 2010: The Israel Science Foundation, for research on “Other-Regarding Sovereigns.”
- 2008: The Israel Science Foundation, for research on “Coordination among National Courts.”
- 2003: The Israel Science Foundation, for research on “How National Courts Cope with International Terrorism.”
- 2000: The United States Institute of Peace, grant for developing courses in human rights (in Arabic and Hebrew) for Israeli and Palestinian teachers.
- 1995: The Israel Science Foundation, for research on "International Law in National Courts."
- 1992: Three grants – The United States Institute of Peace, The Israeli Science Foundation and the Bruno Goldberg Foundation – for research on "Sharing Water Resources in the Middle East."

Research Projects, Study Groups and International Conferences Organized:

- 2013-18: Director of ERC Advanced Grant research project “Sovereigns as Trustees of Humanity: The Obligations of Nations in an Era of Global interdependence” ([GlobalTrust](#)), yearly hosting 10-12 Israeli and foreign researchers (doctoral students, post docs, and visiting scholars).
Editor of the [GlobalTrust Working Paper Series](#).
- 2016: International Conference: The External Dimensions of Constitutions, at the Lauterpacht Centre for International Law (with Mila Versteeg).
- 2015: International Conference: Sovereignty and Property, at Columbia Law School, (with Hanoch Dagan and Katharina Pistor).
Study group: “Community Obligations in Contemporary International Law” (with Georg Nolte).
- 2014: International Conference: Sovereignty as Trusteeship for Humanity – Historical Antecedents and their Impact on International Law, at Tel Aviv University (with

Doreen Lustig).

- 2012-13: Academic Director, study group on “Contemporary Challenges to the Laws of Armed Conflict,” The Institute for National Security Studies (INSS).
- 2011: Institute of Advanced Studies at the Hebrew University of Jerusalem, study group on “Sovereignty, Global Justice and the Ethics of War” (co-convenor with Itzhak Benbajy).
- 2008: German-Israeli Minerva School “Global Public Policy and the Law of International Administration,” at Tel Aviv University (with Armin von Bogdandy).
- 2003: International Conference: The Role and Limits of Legal Regulation of Conflicts of Interests, University of Pennsylvania (with Ariel Porat and Edward Rock).
- 2002-03: Interdisciplinary Israeli-Palestinian study group: The Resolution of the Palestinian Refugees Problem, Tel Aviv/ Heidelberg (with Chaim Gans and Sari Hanafi).
- 2002: International Conference: Liberty, Equality, Security, Tel Aviv University.
- 2000-01: International interdisciplinary study group: The Welfare State in the Age of Globalization, Jerusalem/Göttingen (with Georg Nolte).
- 2001: International Conference: The Impact of Norms and Institutions on Cooperation in International Environment and Trade: Theoretical Perspectives, Jerusalem, June, 2001 (with Moshe Hirsch).
- 1994-98: Israeli-Palestinian interdisciplinary study group on joint management of shared water resources, Jerusalem (participated as expert on international water law).
- 1994: International Conference: The Arab-Israeli Accords: Legal Perspectives, School of Oriental and African Studies, London (with Chibli Mallat).

List of Publications

Books:

1. LEGAL DUALISM: THE ABSORPTION OF THE OCCUPIED TERRITORIES INTO ISRAEL (Westview Press, 1989).
2. [THE INTERNATIONAL LAW OF OCCUPATION](#) (Princeton University Press, 1993) (paperback edition with a new preface, 2004) (second edition, Oxford University Press, 2012).
3. THE LEGAL STATUS OF LANDS ACQUIRED BY ISRAELIS BEFORE 1948 IN THE WEST BANK, GAZA STRIP AND EAST JERUSALEM (The Jerusalem Institute for Israel Studies, 1993) (in Hebrew) (co-author: Eyal Zamir).
4. PRIVATE PROPERTY AND THE ISRAELI-PALESTINIAN SETTLEMENT (The Jerusalem Institute for Israel Studies, 1998, in Hebrew) (co-author: Eyal Zamir).
5. [SHARING TRANSBOUNDARY RESOURCES: INTERNATIONAL LAW AND OPTIMAL RESOURCE USE](#), (Cambridge University Press, 2002).
6. [THE LAW OF GLOBAL GOVERNANCE](#) (THE HAGUE ACADEMY OF INTERNATIONAL LAW “pocket book” series, 2014); also in the 368 COLLECTED COURSES OF THE HAGUE ACADEMY OF INTERNATIONAL LAW 47 (2013).
7. Between Fragmentation and Democracy: The Role of National and International Courts (Cambridge University Press, 2017, with George W. Downs).

Edited books and special journal issues:

6. [THE WELFARE STATE, GLOBALIZATION AND INTERNATIONAL LAW](#), (with Georg Nolte, Springer Academic Press, (2003).
7. [THE IMPACT OF INTERNATIONAL LAW ON INTERNATIONAL COOPERATION](#) (with Moshe Hirsch, Cambridge University Press, 2004).
8. [ISRAEL AND THE PALESTINIAN REFUGEES](#), (with Chaim Gans and Sari Hanafi, Springer Academic Press, 2006).
9. [Community Interests across International Law](#) (with Georg Nolte, Oxford University Press, 2018).
10. [“Sovereignty as Trusteeship for Humanity — Historical Antecedents and Their Impact on International Law,”](#) Theoretical Inquiries in Law, Vol 16, No 2 (2015) (with Doreen Lustig).
11. [“Sovereignty and Property,”](#) Theoretical Inquiries in Law, Vol 18 No 1 (2017) (with Hanoch Dagan and Katharina Pistor).

Articles and book chapters:

1. [The Applicability of Human Rights Conventions to Israel and to the Occupied Territories](#), 26 ISRAEL LAW REVIEW 24 (1992).
2. *Implications of Considerations of Security and Foreign Relations on the Application of Treaties in Israeli Law*, 21 MISHPATIM (Hebrew U. Law Rev., in Hebrew) 221 (1992).
3. [Judicial Misgivings regarding the Application of International Norms: An Analysis of Attitudes of National Courts](#), 4 EUROP. J. INT’L L. 159 (1993).
4. [The Israeli-Palestinian Declaration of Principles: A Framework for Future Settlement](#), 4 EUROP. J. INT’L L. 542 (1993).
5. *Deportations without Prior Hearing*, 1 MISHPAT UMIMSHAL (Haifa Univ. Law Rev., in Hebrew) 441 (1993); republished in 2 DEMOCRACY AND NATIONAL SECURITY IN ISRAEL 764 Benjamin Neuberger *et al.* Eds, The Open University of Israel, 2007).

6. *The Applicability of Administrative Law to Private Bodies*, 2 MISHPAT UMIMSHAL (Haifa U. L. Rev., in Hebrew) 11 (1993).
7. [*Harnessing International Law to Determine Israeli-Palestinian Water Rights*](#), 33 NATURAL RESOURCES JOURNAL 543 (1993) (co-author: Haim Gvirtzman).
8. *Political and Legal Aspects of the Water Crisis in Israel*, 10 MAIM (water, in Hebrew) 32 (1993) (co-author: Haim Gvirtzman).
9. [*Judges and Foreign Affairs: A Comment on The Resolution of the Institute of International Law on 'National Courts and the International Relations of their State'*](#), 5 EUROP. J. INT'L L. 423 (1994).
10. *Legal Aspects of International Institutions for the Management of Shared Water Resources* in JOINT MANAGEMENT OF SHARED AQUIFERS: THE FIRST WORKSHOP, 72 (M. Haddad & E. Feitelsohn eds., 1994).
11. *International Law and the Mountain Aquifer*, in WATER AND PEACE IN THE MIDDLE EAST (J. Isaac and H. Shuval eds., Studies in Environmental Studies 58, Elsevier Science B.V., 1994) at 229.
12. [*Private Claims for Property Rights in the Future Israeli-Palestinian Settlement*](#), 89 AMERICAN J. INT'L L. 295 (1995) (co-author: Eyal Zamir).
13. [*Responsibility for the Protection of Human Rights under the Interim Israeli-Palestinian Agreements*](#), 28 ISRAEL L. REV. 297 (1995).
14. [*The Influence of International Human Rights in Israel: Present and Future*](#), 28 ISRAEL L. REV. 136 (1995).
15. [*Collective Action in the Utilization of Shared Freshwater: The Challenges of International Water Resources Law*](#), 90 AMERICAN J. INT'L L. 384 (1996).
16. *The Present Status of the Palestinian Authority* in THE ARAB-ISRAELI ACCORDS: LEGAL PERSPECTIVES, (E. Cotran & C. Mallat eds., Kluwer Law International, 1996) at 47.
17. *Introduction to Israeli Administrative Law*, 2 EUROPEAN PUBLIC LAW 194 (1996).
18. *Judicial Review of Administrative Measures in the Occupied Territories*, in PUBLIC LAW IN ISRAEL, (I. Zamir & A. Zysblat eds., Oxford University Press, 1996) at 371.
19. [*The Role of National Courts in Preventing Torture of Suspected Terrorists*](#), 8 EUROP. J. INT'L L. 596 (1997).
20. *Equity in International Law: The Apportionment of Shared Water Resources*, in AEQUITAS AND EQUITY, (A. Rabello ed., The Sacher Institute for Legislative Research and Comparative Law, 1997) at 269.
21. *The Attitude of the Supreme Court of Israel Towards the Implementation of the International Law of Human rights*, in THE ROLE OF DOMESTIC COURTS IN THE ENFORCEMENT OF INTERNATIONAL HUMAN RIGHTS, (F. Francioni & B. Conforti eds., Kluwer Law International, 1997) at 207.
22. [*"Separate but Equal" in the Allocation of State Lands for Housing*](#), 21 IYUNEI MISHPAT (Tel-Aviv U. Law Rev., in Hebrew) 769 (1997).
23. [*Freedom of Speech in a Divided Society: Reflections after the Assassination of Prime-Minister Rabin*](#) 57 ZEITSCHRIFT FUER AUSLAENDISCHES OEFFENTLICHES RECHT UND VOELKERRECHT (Heidelberg J. of Int'l L.) 806 (1997).
24. [*National Courts and the International Law on Minority Rights*](#), 2 AUSTRIAN REVIEW OF INTERNATIONAL AND EUROPEAN LAW 1 (1997).
25. *Standards or Rules? The Definition of Water Rights* in JOINT MANAGEMENT OF SHARED

- AQUIFERS: THE FOURTH WORKSHOP, 61-75 (M. Haddad & E. Feitelsohn eds., 1997).
26. *Regulating Speech in a Divided Society*, 30 MISHPATIM (The Hebrew U. Law Rev., in Hebrew), 623 (1998).
 27. [Exit and Voice in the Age of Globalization](#) 98 MICHIGAN L. REV. 167 (1999).
 28. [Margin of Appreciation, Consensus and Universal Standards](#), 31 NYU J. INT'L L & POL. 843 (1999).
 29. Book Review: *Nadim Rouhana, Palestinian Citizens in an Ethnic Jewish State* (Yale U.P.) 12 HARVARD JOURNAL OF HUMAN RIGHTS, 389-91 (1999).
 30. *Domestic Politics and International Resources: What Role for International Law? in THE ROLE OF LAW IN INTERNATIONAL POLITICS* 109 (MICHAEL BYERS ED., Oxford University Press, 2000).
 31. *The Legal Framework of Joint Management Institutions for Transboundary Water Resources*, in Eran Feitelson and Marwan Haddad, *MANAGEMENT OF SHARED GROUNDWATER RESOURCES: THE ISRAELI-PALESTINIAN CASE WITH AN INTERNATIONAL PERSPECTIVE*, (Kluwer Academic, Boston/Dordrecht/London, 2001), pp. 407-428.
 32. *Judicially Sponsored Checks and Balances*, 32 MISHPATIM 797 (The Hebrew U. Law Rev., in Hebrew) (2001).
 33. *La risorse idriche di Israele: questioni regionali e nazionali* in *ACQUA – AGRICOLTURA – AMBIENTE* (Eva Rook Basile and Alberto Germano eds., 2002) pp. 131-49.
 34. [Party Primaries as Collective Action with Constitutional Ramifications: Israel as a Case Study](#) 4 THEORETICAL INQUIRIES IN LAW 175 (2002).
 35. *Party Primaries in Israel and their Impact on the Democratic System* 7 MISHPAT UMIMSHAL 207 (2004) (Haifa Univ. Law Rev., in Hebrew, with Michal Geinossar-Noy).
 36. *The Role of Third Parties in Promoting Collective Action among Riparians*, 6 PCA PEACE PALACE PAPERS 201 (2003).
 37. *Welfare and Democracy on a Global Level: The WTO as a Case Study*, in *THE WELFARE STATE, GLOBALIZATION AND INTERNATIONAL LAW*, 343 (Eyal Benvenisti & Georg Nolte eds., 2003).
 38. *Case Review: Ajuri et al. v. IDF Commander in the West Bank et. al.*, 9 EUROPEAN PUBLIC LAW 481 (2003).
 39. [National Courts and the Protection of National Minorities](#), in 3 ALEI MISHPAT (Academic College of Law Law Review) 463 (2003), (in Hebrew).
 40. [Water Conflicts during the Occupation of Iraq, in Agora Future Implications of the Iraq Conflict](#), 97 AMERICAN J. INT'L L. 860 (2003).
 41. [The Security Council and the Law on Occupation: Resolution 1483 on Iraq in Historical Perspective](#), 1 IDF LAW REVIEW 23 (2003).
 42. *Customary International Law as a Judicial Tool for Promoting Efficiency* in *THE IMPACT OF INTERNATIONAL LAW ON INTERNATIONAL COOPERATION* 85 (Eyal Benvenisti & Moshe Hirsch, eds., Cambridge University Press, 2004).
 43. *National Courts and the "War on Terrorism,"* in *INTERNATIONAL LAW AND TERRORISM* 307 (Andrea Bianchi Ed., Hart Publishing, 2004).
 44. *Public Participation in the Administrative Decision-making* (in Hebrew, with Guy Sagi) in *ITZHAK ZAMIR BOOK* (Yoav Dotan & Ariel Bendor eds., 2005).
 45. *The Concept of Human Dignity: A Comment*, in *EUROPEAN AND AMERICAN CONSTITUTIONALISM* 125 (Georg Nolte Ed., Cambridge University Press, 2005).

46. [Facially Neutral Discrimination and the Israeli Supreme Court](#), 36 NYU J. INT'L L. & POL. 677 (2005) (with Dahlia Shaham).
47. [The US and the Use of Force: Double-Edged Hegemony and the Management of Global Emergencies](#), 15 EUROP. J. INT'L L. 677 (2004).
48. *Asian Traditions and the Management of Shared Natural Resources: Ancient Practices Informing Future Regional Cooperation* (proceedings of The Role of Law in a Developing Asia, Asian Law Institute May 2004).
49. [Distributive Politics and International Institutions: The Case of Drugs](#) 36 CASE WESTERN RESERVE J. INT'L L. 21 (2004) (with George W. Downs).
50. [Implementing the Law by Impartial Agents: An Exercise in Tort Law and International Law](#) 6 THEORETICAL INQUIRIES IN LAW 1 (2005) (with Ariel Porat).
51. *The Legal Framework of Joint Management Institutions for Transboundary Water Resources: Ancient Practices Informing Contemporary Regional Cooperation*, in WATER AND SUSTAINABLE DEVELOPMENT 21 (P. MICHAEL SCHMITZ, ED., 2005) (13 Schriften zur Internationalen Entwicklungs- und Umweltforschung).
52. [The Interplay Between Actors as a Determinant of the Evolution of Administrative Law in International Institutions](#), 68 LAW & CONTEMP. PROBS. 319 (2005); republished in ADMINISTRATIVE LAW: ISSUES AND PERSPECTIVES 106 (A Usha Ed., The Icfai University Press India, 2007).
53. [Human Dignity in Combat: The Duty to Spare Enemy Civilians](#) 39 ISRAEL LAW REVIEW 81 (2006); republished in HUMAN RIGHTS: ARMED CONFLICTS (Chinna Reddy Pothula, ed., Amicus Books, India, 2009).
54. [Applicability of the Law of Occupation, panel on State Building: Issues of Choice, Creation, and Legal Justification](#), 99 AMERICAN SOC. INT'L L. PROC. (2006).
55. "Coalitions of the Willing" and the Evolution of Informal International Law, in "COALITIONS OF THE WILLING" - AVANTGARDE OR THREAT? 1 (C. Calliess, G. Nolte, T. Stoll, eds., 2008).
56. *Substituting International Law*, panel on *The Move from Institutions?* 100 AMERICAN SOC. INT'L L. PROC. 289 (2006).
57. *Water, Right to, International Protection*, THE ENCYCLOPEDIA OF PUBLIC INTERNATIONAL LAW (Rüdiger Wolfrum ed., 2008).
58. *United We Stand: National Courts Reviewing Counterterrorism Measures*, in Andrea Bianchi and Alexis Keller (Eds.), COUNTERTERRORISM: DEMOCRACY'S CHALLENGE 251 (Oxford: Hart Publishing, 2008).
59. [The Future of International Law Scholarship in Germany: Between Interpretation and Change](#), 67 ZEITSCHRIFT FUER AUSLAENDISCHES OEFFENTLICHES RECHT UND VOELKERRECHT (Heidelberg J. of Int'l L.), 585 (2007).
60. [The Empire's New Clothes: Political Economy and the Fragmentation of International Law](#), 60 STANFORD L. REV. 595 (2007) (with George W. Downs).
61. [The Conception of International Law as a Legal System](#), 50 GERMAN YB INT'L L. 393 (2008).
62. [Reclaiming Democracy: The Strategic Uses of Foreign and International Law by National Courts](#), 102 AMERICAN J. INT'L L. 241 (2008).

63. [*The Origins of the Concept of Belligerent Occupation*](#), 26 LAW AND HISTORY REVIEW 621 (2008); *reprinted in* DETENTION AND OCCUPATION IN INTERNATIONAL HUMANITARIAN LAW 197 (Michael N. Schmitt and Wolff Heintschel von Heinegg eds., 2012).
64. [*Asian Traditions and Contemporary International Law on the Management of Natural Resources*](#), 7 CHINESE J. INT'L L. 273 (2008).
65. *Freedom of the Press, Protection of Privacy, Curiosity and Voyeurism (Case Review)* Justice M. Ben-Porat Festschrift (Hebrew, 2008).
66. *Occupation, Belligerent*, THE ENCYCLOPEDIA OF PUBLIC INTERNATIONAL LAW (Rüdiger Wolfrum ed., 2009).
67. *Occupation, Pacific*, THE ENCYCLOPEDIA OF PUBLIC INTERNATIONAL LAW (Rüdiger Wolfrum ed., 2009).
68. *The Law on the Unilateral Termination of Occupation* in VERÖFFENTLICHUNGEN DES WALTHER-SCHÜCKING-INSTITUTS FÜR INTERNATIONALES RECHT AN DER UNIVERSITÄT KIEL, 371 (Andreas Zimmermann and Thomas Giegerich, eds. 2009).
69. [*Toward Global Checks and Balances*](#), 20 CONSTITUTIONAL POLITICAL ECONOMY 366 (2009) (with George W. Downs)
70. [*Court Cooperation, Executive Accountability and Global Governance*](#), 41 N.Y.U. J. INT'L L. & POL. 931 (2009), (with George W. Downs).
71. [*National Courts, Domestic Democracy, and the Evolution of International Law*](#), 20 EUROP. J. INT'L L. 59 (2009) (with George W. Downs).
72. [*Rethinking the Divide Between Jus ad Bellum and Jus in Bello in Warfare against Non-State Actors*](#) 34 YALE J. INT'L L. 541 (2009).
73. [*"What is International Labor Law For?"—A Comment on Brian Langille*](#), 3 Law & Ethics of Human Rights (2009).
74. [*National Courts, Domestic Democracy, and the Evolution of International Law: A Rejoinder to Nikolaos Lavranos, Jacob Katz Cogan and Tom Ginsburg*](#), 20 EUROP. J. INT'L L. 1027 (2012).
75. *The Law on Asymmetric Warfare*, in LOOKING TO THE FUTURE: ESSAYS ON INTERNATIONAL LAW IN HONOR OF W. MICHAEL REISMAN 931 (Mahnoush H. Arsanjani, Jacob Katz Cogan, Robert D. Sloane and Siegfried Wiessner eds., 2010).
76. [*Judicial Review and Democratic Failures: Minimizing Asymmetric Information through Adjudication*](#) 32 IYUNEI MISHPAT 277 (Tel-Aviv U. Law Rev., in Hebrew) (2010).
77. *The Law on International Watercourses*, in INTERNATIONAL LAW (Robbie Sabel, ed., 2010) (in Hebrew).
78. [*The Occupation of Iraq – A Reassessment*](#), in 86 INTERNATIONAL LAW STUDIES: THE WAR IN IRAQ: A LEGAL ANALYSIS ("Blue Book" Series of the U.S. Naval War College) (2010) (With Guy Keinan).
79. [*The Legal Battle to Define the Law on Transnational Asymmetric Warfare*](#) 20 DUKE JOURNAL OF COMPARATIVE AND INTERNATIONAL LAW 339 (2010).
80. [*Bottom-Up Constitutionalization of International Law: The targeted Sanctions Regime as a Case Study*](#), AMERICAN SOC. INT'L L. PROC. (2010).
81. *Going Global to Preserve Domestic Accountability: The New Role of National Courts* in HIGHEST COURTS AND GLOBALIZATION, pp. 163-186 (Sam Muller and Sidney Richards eds., 2010).

82. *Individual Remedies for Victims of Armed Conflicts in the context Mass Claims Settlements*, in COEXISTENCE, COOPERATION AND SOLIDARITY; LIBER AMICORUM RÜDIGER WOLFRUM, (H. Hestermeyer, D. König, V.Röben, N.Matz-Lück, A. Seibert-Fohr, P.-T. Stoll. S. Vöneky, eds., 2011).
83. *The "Surprise" and the Hidden Camera: On Journalism, Privacy, Curiosity and Voyeurism*, 14 Hamishpat (College of Management Law Review) 233 (2011, in Hebrew).
84. *The Treatment of Occupation Legislation by Courts in Liberated Territories*, in INTERNATIONAL LAW IN DOMESTIC COURTS: RULE OF LAW REFORM IN POST-CONFLICT STATES 269 (Edda Kristjansdottir, André Nollkaemper & Cedric Ryngaert, eds., 2012) (with Michal Saliternik).
85. [Prospects for the Increased Independence of International Tribunals](#) in LAWMAKING BY INTERNATIONAL TRIBUNALS, 99 (Armin von Bogdandy and Ingo Venzke eds., 2012) and 7 GERMAN LAW JOURNAL 1057 (2011) (with George W. Downs).
86. *National Courts and Transnational Private Regulation in Enforcement of TRANSNATIONAL REGULATION: ENSURING COMPLIANCE IN A GLOBAL WORLD*, 131 (Fabrizio Cafaggi ed., 2012) (with George W. Downs).
87. [Comments on the Systemic Vision of National Courts as Part of an International Rule of Law](#), 4 JRSLM. REV. LEGAL STUD. 42 (2012).
88. [The Democratizing Effects of Transjudicial Coordination](#) 8 UTRECHT LAW REVIEW 158 (2012) (part of a project titled 'The Changing Role of Highest Courts in an Internationalising World') (with George W. Downs).
89. [Interpreting Article 64 of the Fourth Geneva Convention: A Reply](#), 23 EUROP. J. INT'L LAW 199 (2012).
90. *Economic Analysis of International Law*, in ECONOMIC ANALYSIS OF LAW (Uriel Procacia, Ed., 2012) (in Hebrew, with Amichai Cohen).
91. *Toward A Typology of Informal International Lawmaking Mechanisms and their Distinct Accountability Gaps*, in INFORMAL INTERNATIONAL LAWMAKING: MAPPING THE ACTION AND TESTING CONCEPTS OF ACCOUNTABILITY AND EFFECTIVENESS (Joost Pauwelyn, R.A. Wessel and Jan Wouters, eds., Oxford University Press, 2012).
92. [Sovereigns as Trustees of Humanity: On the Accountability of States to Foreign Stakeholders](#), 107 AMERICAN JOURNAL OF INTERNATIONAL LAW 295 (2013).
93. *Legislating for Humanity: May States Compel Others to Promote Global Interests?*, in INTERNATIONAL LAW-MAKING: ESSAYS IN HONOUR OF JAN KLABBERS, P. 3 (Rain Liivoja & Jarna Petman eds., 2013).
94. [The Multinational Corporation as "the Good Despot:" The Democratic Costs of Privatization in Global Settings](#), 15 Theoretical Inquiries in Law 125 (2014) (with Doreen Lustig).
95. [War is Governance: Explaining the Logic of the Laws of War from a Principal-Agent Perspective](#), 112 MICHIGAN L. REV. 1363 (2014) (with Amichai Cohen).
96. [The Premises, Assumptions, and Implications of Van Gend en Loos: Viewed from the Perspectives of Democracy and Legitimacy of International Institutions](#), 25 EUROP. J. INT'L L. 85 (2014) (with George W. Downs).

97. [Democratizing Courts: How National and International Courts Promote Democracy in an Era of Global Governance](#), 46 NYU J. INT'L L & POL. 741 (2014) (with George W. Downs).
98. [The Convergence of the Interpretive Approaches of Domestic Courts to International Law: A Normative Critique in INTERPRETATION OF INTERNATIONAL LAW BY DOMESTIC COURTS: CONVERGING APPROACHES?](#) 317 (Helmut Philipp Aust & Georg Nolte eds., OUP, 2016) (with Olga Frishman).
99. [The Paradoxes of Sovereigns as Trustees of Humanity: Concluding Remarks](#), 16 THEORETICAL INQUIRIES IN LAW 535 (2015).
100. *The Future of Sovereignty: The Nation State in the Global Governance Space*, in Sabino Cassese (ed.), RESEARCH HANDBOOK ON GLOBAL ADMINISTRATIVE LAW, (Elgar Publishing House, 2015).
101. [The Obligation to Exercise Discretion in Warfare: Why Autonomous Weapon Systems are Unlawful](#), in AUTONOMOUS WEAPONS SYSTEMS: LAW, ETHICS, POLICY (Nehal Bhuta et al. eds., Cambridge University Press, 2016) (with Eliav Lieblich).
102. *Occupation and Territorial Administration*, in ROUTLEDGE HANDBOOK OF THE LAW OF ARMED CONFLICT (Rain Liivoja and Timothy MacCormack, Eds., 2016).
103. [Democracy Captured: The Mega-Regional Agreements and the Future of Global Public Law](#), 23 CONSTELLATIONS 58 (2016).
104. *The Political Economy of International Lawmaking by National Courts*, in THE POLITICAL ECONOMY OF INTERNATIONAL LAW (ALBERTA FABBRICOTTI ED., 2016).
105. *"The Earth Belongs to Mankind in General:" On the Accountability of States Toward Strangers*, Festschrift for Nili Cohen (O. Grosskopf and S. Lavi Eds., 2016, in Hebrew).
106. *Robot Warfare and the Problem of Bound Discretion*, TAU Law Review – Iyunei Mishpat 2016 (with Eliav Lieblich, in Hebrew).
107. [Sovereignty and the Politics of Property](#), 18 THEORETICAL INQUIRIES IN LAW 447 (2017).
108. [Embracing the Tension between National and International Human Rights Law: The Case for Discordant Parity](#), 15 I-CON 36 (2017) (with Alon Harel).
109. [The Missing Argument: The Article that Changed the Course of History?](#) 111 AJIL UNBOUND, 31 (2017).
110. [The Margin of Appreciation, Subsidiarity, and Global Challenges to Contemporary Democracies](#), 9 J. INT'L DISPUTE SETTLEMENT 240 (2018).
111. [Community Interests in International Adjudication](#) in COMMUNITY INTERESTS ACROSS INTERNATIONAL LAW (Eyal Benvenisti and Georg Nolte Eds., 2018, Oxford University Press).
112. [Introduction to Community Interests across International Law](#) in COMMUNITY INTERESTS ACROSS INTERNATIONAL LAW (Eyal Benvenisti and Georg Nolte Eds., 2018, Oxford University Press).
113. [The Law of Strangers: The Form and Substance of Other-Regarding International Adjudication](#), 69 UNIVERSITY OF TORONTO LAW JOURNAL 598 (2018) (with Sivan Shlomo Agon).
114. [EJIL Foreword: Upholding Democracy amid the Challenges of New Technology: What Role for the Law of Global Governance?](#), 29 EUROPEAN J. INT'L L. 9 (2018).
115. [The External Dimensions of Constitutions](#), 57 VIRGINIA JOURNAL OF INTERNATIONAL LAW 515 (2018) (with Mila Versteeg).

116. [Regulatory Capture and the Marginalized Majority: The Case for the Constitutional Protection of the Majority's Disposable Income](#) 22 U. PENN J. CON. L. 171 (2019)) (with Amon Morag).
117. [Ensuring Access to Information: International Law's Contribution to Global Justice](#) in THE INTERNATIONAL RULE OF LAW – RISE OR DECLINE? 344 (Nolte et al., Eds., OUP, 2019).
118. [Why International Organizations are Accountable to you](#), in RESOLVING CONFLICTS IN THE LAW: ESSAYS IN HONOUR OF LEA BRILMAYER 205 (Chiara Giorgetti and Natalie Klein Eds., Brill, 2019).
119. [Monopolizing War: Codifying the Laws of War to Reassert Governmental Authority, 1856–1874](#) 31 EUROPEAN J INT'L L. 127 (2020) (With Doreen Lustig)
120. The Applicability of the Law of Occupation to UN Administration of Foreign Territory (forthcoming in Kretzmer Festschrift, CUP forthcoming 2020).
121. Defending Variations in Standards of Review in International Adjudication (DRAFT 16.5.20 sent)
122. The “Constitutional Revolution,” the Global Economy and the Protection of Private Property, HAIFA UNIVERSITY LAW REVIEW (in Hebrew, forthcoming 2020, with Amnon Morag).
123. *The Gaza Strip between a Siege and a Blockade*, TEL AVIV LAW REVIEW (Hebrew, forthcoming 2020).
124. *Inclusion and Representation: The Settlement of Property Claims of the Dispossessed in the Aftermath of an Armed Conflict*, 21 THEORETICAL INQUIRIES IN LAW 397 (2020) (with Tamar Megiddo).
125. *The WHO —Destined To Fail?: Political Cooperation and the Covid-19 Pandemic*, AMERICAN J. INT'L L. (forthcoming 2020).

July 2020