

"The Duality of International Law"

In exploring the dynamics between domestic and international law, the emphasis is on a fundamental disparity in their essence. Unlike domestic law, which governs individuals with the support of a central authority and social consensus, international law operates in the realm between sovereign states. Acknowledging the absence of a superior authority and overwhelming social consensus on the international stage challenges traditional legal perspectives. The nucleus of matter lies in the unique nature of states as sovereign entities not subject to law. The author contends that the sovereignty of a state and the existence of an international legal system akin to domestic legal frameworks are inherently incompatible. This incongruity is reconciled through the theory of consent, asserting that the binding nature of international

Legal norms arises from the acceptance, whether explicit or implicit, by states. Consequently, being bound by ~~states~~ ~~from~~ international law is construed as a manifestation of exercising sovereignty. The author concludes that international law, expressing both state sovereignty & its limitations, seeks to harmonise sovereign states while preserving international order.

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