

International Law

Chapter Assignment for Chapter Six

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These two scenarios require much additional research outside the text. Check your assumptions. Use original documents. This assignment is primarily about how careful you are in obtaining your answer and how carefully you write your solution.

Cite appropriately. Reread the course style sheet to reduce the chance that you will lose points for grammar and spelling issues. You are only required to do one of the following, as I will designate in class.

Scenario A

According to US satellite analysis, North Korea (the People's Democratic Republic of Korea, 조선민주주의인민공화국) has anchored the F-631, a Najin-class frigate, 210 statute miles straight off the coast of Santa Barbara, CA. The United States says this is an effort to intimidate the United States and sway her from her current course of action with respect to the recent provocations by North Korea. North Korea asserts that the ship is there to protect Korean fishing vessels trying to eke out a living.

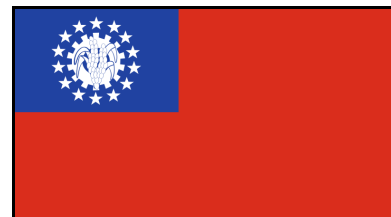


The United States decides to utilize the International Court of Justice (ICJ) to force North Korea to remove the ship. North Korea consents to Article 36(1), *compromis*, ICJ jurisdiction in this arbitration.

- What would be the best argument for the United States to use?
 - How should North Korea respond to this argument?
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Scenario B

The United States, in an effort to increase its national security, places twenty-five satellites in geo-stationary orbits, equally scattered about the sky. These satellites have X-Ray lasers that will be used to destroy ICBMs when they pass into space on their flight path. These lasers, as do all X-Ray lasers, require small, controlled nuclear detonations to produce the X-Rays needed for lasing.



The rulers of Myanmar (Pyi-daung-zu Myan-ma Naing-ngan-daw) see these military satellites as threats to their own security and to the security of their state and people as the beams could be turned on them.

The United States contends that these satellites are purely for defensive purposes and that the X-Rays will not be turned on any earth-bound targets.

Myanmar takes the United States to the ICJ to force the United States to remove the satellites. The United States consents to Article 36(1), *compromis*, ICJ jurisdiction in this case.

- What would be Myanmar's best argument?
- What would be the best counter-argument by the United States?