

Вопрос 1

Балл: 3

**Definition of «people»**

- set forth in the ICCPR
- set forth in Universal Declaration of Human Rights
- does not exist in international law
- set forth in the UN Charter

**Правильный ответ:**

does not exist in international law

Вопрос 2

Балл: 3

**Has the ICJ ever upheld standing based on a breach of an obligation *erga omnes*?**

- Yes, it was the Court's position in a number of cases
- Only in *South West Africa case*
- Never

**Правильный ответ:**

Never

Вопрос 3

Балл: 3

**Preferential trade agreements are usually concluded in order to create:**

- Political Union

Customs Union

Free Trade Area

Economic Cooperation Forum

Правильные ответы:

Free Trade Area,

Customs Union

Вопрос 4

Балл: 3

The basis for the ICJ jurisdiction over the dispute could be:

Resolution of the UN Security Council

compromissory clause

membership to the ICJ Statute

compromis

Working Procedures of the ICJ

Правильные ответы:

compromis,

compromissory clause

Вопрос 5

Балл: 3

According to the ICJ jurisprudence acts of self-defense must satisfy the following requirements:

they should be in response to armed attack or threat of use of force

necessity

should be reversible

they should be in response to armed attack

proportionality

Правильные ответы:

they should be in response to armed attack,

necessity,

proportionality

Вопрос 6

Балл: 3

**Fundamental change of circumstances as a ground for treaty termination was successfully pleaded before the ICJ:**

never

in Corfu Channel case (UK v. Albania), (1949)

in Fisheries Jurisdiction case (UK v. Iceland), (1973)

in Gabčíkovo-Nagymaros case (Hungary v. Slovakia), (1997)

Правильный ответ:

never

Вопрос 7

Балл: 3

**Preventive selfdefense is:**

there is no consensus on this question under international law

the ICJ has addressed this issue in *Military and Paramilitary Activities in and Against Nicaragua (Nicaragua v. United States)* (1986)

directly prohibited by the UN Charter

directly permitted by the UN Charter

the ICJ has expressly avoided addressing this issue

Правильные ответы:

there is no consensus on this question under international law,

the ICJ has expressly avoided addressing this issue

Вопрос 8

Балл: 3

The persistent objection rule was supported by the ICJ in:

Never

Gabčíkovo-Nagymaros case (Hungary v. Slovakia), (1997)

Nicaragua v. United States of America, ICJ (1986)

Corfu Channel case (UK v. Albania), (1949)

Fisheries Jurisdiction case (UK v. Norway), (1951)

Правильный ответ:

Fisheries Jurisdiction case (UK v. Norway), (1951)

Вопрос 9

Балл: 3

The following could be considered as a state territory:

Continental shelf

Internal waters

Exclusive economic zone

Area

Правильный ответ:

Internal waters

Вопрос 10

Балл: 3

What kind of source are the Articles on State Responsibility?

Treaty

A unilateral declaration

UN Security Council Resolution

Reflection of customary rules

Правильный ответ:  
Reflection of customary rules

Вопрос 11

Балл: 3

Articles on State Responsibility provide that State A may invoke the responsibility of State B if, *inter alia*:

- State A is not an injured State, but State B breached an *erga omnes* obligation
- State A is an injured State, and State B breached an obligation owed to State A individually
- State A is not an injured State, but State B breached an obligation that affects State's A interests
- State A is not an injured State, but State B breached obligation owed to the third state and such breach affected rights of the citizens of the State A – residents of that third state

Правильные ответы: State A is an injured State, and State B breached an obligation owed to State A individually,  
State A is not an injured State, but State B breached an *erga omnes* obligation

Вопрос 12

Балл: 3

UNCLOS defines «innocent passage» as

- the carrying out of research or survey activities
- any activity not having a direct bearing on passage
- none of the listed above
- any act aimed at collecting information to the prejudice of the defence or security of the coastal State

Правильный ответ:  
none of the listed above

Вопрос 13

Балл: 3

According to the ICJ's Rules of Court:

-

that is the Respondent's discretion to define the scope of a counter-claim

the Court doesn't have a power to entertain a counter-claim

the Court may entertain a counter-claim only if it is directly connected with the subject-matter of the claim of the other party

the Court may entertain a counter-claim only if it comes within the jurisdiction of the Court

the Court has power to widen the scope of a counter-claim at its own discretion

**Правильные ответы:**

the Court may entertain a counter-claim only if it comes within the jurisdiction of the Court,

the Court may entertain a counter-claim only if it is directly connected with the subject-matter of the claim of the other party

Вопрос **14**

Балл: 3

**According to the ICJ case law the environmental impact assessment should be made**

the ICJ did not assess this issue

before the project starts

during all the period of carrying out the project

according to the national legislation of the state

after the project finished

**Правильные ответы:**

before the project starts,

during all the period of carrying out the project

Вопрос **15**

Балл: 3

**One of the most highly qualified publicists in the law of treaties is**

Crawford

McNair

Van den Bossche

Oppenheim

Правильный ответ:

McNair

Вопрос 16

Балл: 3

The international tribunal's jurisdiction includes:

Evidence which can be considered by the tribunal

Parties which can be heard by the tribunal

Measures which can be considered by the tribunal

Legal basis of the claims which can be considered by the tribunal

Правильные ответы:

Measures which can be considered by the tribunal,

Legal basis of the claims which can be considered by the tribunal

Вопрос 17

Балл: 3

What obligations has ICJ previously recognized as *erga omnes*?

the prohibition on genocide

many obligations of international humanitarian law

the prohibition on aggression

obligation not to acquire nuclear weapons

obligation to prevent transboundary harm

Правильные ответы:

many obligations of international humanitarian law,

the prohibition on aggression,

the prohibition on genocide

Вопрос 18

Балл: 3

Violation of WTO law can be justified by:

- Political constrain in international relations
- Economic security exception
- National security exceptions
- Public morals exception

Правильные ответы:

Public morals exception,

National security exceptions

Вопрос 19

Балл: 3

What are the conditions under Articles of State Responsibility for an act or omission to amount to an internationally wrongful act?

- The act must be conducted by a state - party to Articles of State Responsibility
- The act must constitute a breach of international obligation of that State
- The act must be recognized as wrongful act by the ICJ
- The act must be attributable to that state under international law
- The act must be recognized as wrongful act by the UN Security Council

Правильный ответ:

The act must be attributable to that state under international law

Вопрос 20

Балл: 3

The following elements must be examined in interpreting a treaty

- the object and purpose of the treaty
- case law of international tribunals
- the text of the treaty
- doctrine of highly qualified specialists in international law





the contexts of the treaty

Правильные ответы:

the text of the treaty,

the contexts of the treaty,

the object and purpose of the treaty

Вопрос **21**

Балл: 3

**When the UN Security Council intends a provision in a resolution to be mandatory, usually:**



breach of the peace, or act of aggression



UN Security Council resolutions are of non-mandatory nature



the resolution contains or refers to a determination of the existence of a threat to the peace



the provision contains the direct indication that it is mandatory



includes the words «acting under Chapter VII»



the provision begins with the word «decides»

Правильные ответы:

breach of the peace, or act of aggression,

the resolution contains or refers to a determination of the existence of a threat to the peace,

includes the words «acting under Chapter VII», the provision begins with the word «decides»

Вопрос **22**

Балл: 3

**The burden of proving a matter of law in ICJ:**



there is no special rule and it is decided on case by case basis



lies on the Complainant



lies on the Respondent



lies within the judicial knowledge of the ICJ

Правильный ответ:

lies within the judicial knowledge of the ICJ

Вопрос 23

Балл: 3

The following expressions about state territory are correct:

- Territory is one of the statehood criteria
- It does not necessarily include precise delimitation of the boundaries
- There is specified in international law limit of the subsoil, which is 100 km
- It necessarily includes precise delimitation of the boundaries

Правильные ответы:

It does not necessarily include precise delimitation of the boundaries,  
Territory is one of the statehood criteria

Вопрос 24

Балл: 3

Articles on Responsibility of States for internationally wrongful acts:

- reflect customary rules
- constitute a treaty
- are progressive development of international law
- contain general principles of law

Правильные ответы:

reflect customary rules,  
are progressive development of international law

Вопрос 25

Балл: 3

The following is considered as types of jurisdiction under criminal international law:

- Universal jurisdiction
- Integration jurisdiction

- Passive personality jurisdiction
- Active personality jurisdiction
- Transboundary jurisdiction

Правильные ответы:

Passive personality jurisdiction,  
Active personality jurisdiction,  
Universal jurisdiction

Вопрос **26**

Балл: 3

**What is the International Law Commission?**

- A commission of the General Assembly established to promote the progressive development of international law
- International organization established to draft treaties
- A commission of the General Assembly established to promote the codification of international law
- Non-governmental organization established for scientific research in the field of international law

Правильные ответы:

A commission of the General Assembly established to promote the progressive development of international law,  
A commission of the General Assembly established to promote the codification of international law

Вопрос **27**

Балл: 3

**What are the elements of the governmental authority under international law doctrine?**

- accountability to the government
- the way the powers conferred
- content of the powers
- part of the governmental institution
- should have a charter
-

shall be granted by the head of the state



the purposes for which the powers exercised

Правильные ответы:

content of the powers,

the way the powers conferred,

the purposes for which the powers exercised,

accountability to the government

Вопрос **28**

Балл: 3

The following circumstances preclude the wrongfulness of an act under international law:



Intimidation



Compliance with peremptory norm



Compliance with obligation under bilateral treaty



Consent



Distress



Countermeasures



Compliance with obligation to protect human rights



Necessity



Natural disaster

Правильные ответы:

Distress,

Compliance with peremptory norm,

Necessity,

Consent,

Countermeasures

Вопрос **29**

Балл: 3

Notion of good faith is:



not clearly defined in international law

was developed in the ICJ jurisprudence

defined in the UN Charter

was used by international tribunals to interpret rules of international law

Правильные ответы:

was used by international tribunals to interpret rules of international law,  
not clearly defined in international law

Вопрос **30**

Балл: 3

The following rules of international law are crystallized as customary rules of international law:

Responsibility to protect

Precautionary principle

Responsibility to prevent transboundary harm

National treatment obligation

Sovereignty over natural resources

Правильные ответы:

Precautionary principle,  
Sovereignty over natural resources,  
Responsibility to prevent transboundary harm

Вопрос **31**

Балл: 3

**Article 38 of the ICJ Statute**

enshrines sources applicable by the ICJ

lists exhaustive list of sources of international law is binding for all international tribunals

enshrines the definition of source of international law

Правильный ответ:

enshrines sources applicable by the ICJ

Вопрос 32

Балл: 3

The following are examples of a soft law:

- Guidelines
- Guiding principles
- Treaties
- Draft articles
- Binding regulations

Правильные ответы:

Draft articles,

Guiding principles,

Guidelines

Вопрос 33

Балл: 3

UNCLOS doesn't affect the immunities of

- government ships
- all ships listed above
- none of the ships listed above
- government ships operated for non-commercial purposes
- private ships
- warships

Правильные ответы:

warships,

government ships operated for non-commercial purposes

Вопрос 34

Балл: 3

The following is considered as types of alternative means of dispute settlement proceedings:

- Good offices
- Conciliation
- Forum choice
- Mediation
- Exchange of letters

Правильные ответы:

Mediation,  
Good offices,  
Conciliation

Вопрос **35**

Балл: 3

**Proportionality of the countermeasures means that**

- in not defined in international law
- gravity of the internationally wrongful act should be taken into account
- countermeasure must be commensurate with the injury suffered
- the rights in question should be taken into account
- economic and political interest of a state should be taken into account

Правильные ответы:

countermeasure must be commensurate with the injury suffered,  
gravity of the internationally wrongful act should be taken into account,  
the rights in question should be taken into account

Вопрос **36**

Балл: 3

**What is the main principle of treaty interpretation under international law?**

- good faith
-

due diligence

prevention of harm

cooperation

Правильный ответ:

good faith

Вопрос 37

Балл: 3

**Res judicata is**

international custom

provision of the soft law

basic principle of international law

general principle of law

Правильный ответ:

general principle of law

Вопрос 38

Балл: 3

**The term «ship»**

doesn't exist in international law

is not defined in UNCLOS

is defined in UNCLOS

has different definitions in different treaties

Правильный ответ:

is not defined in UNCLOS

Вопрос 39

Балл: 3



Evidence of State practice and *opinion juris* may be found in

- scholarly writings
- General Assembly resolutions
- diplomatic correspondence
- state's legislative acts
- doctrine of highly qualified specialists in international law

Правильные ответы:

state's legislative acts,

diplomatic correspondence,

General Assembly resolutions

Вопрос **40**

Балл: 3

According to the ICJ jurisprudence

- rules on treaty interpretation may provide guidance with respect to the UN Security Council resolutions
- interpretation of Security Council resolutions may require analysis of other resolutions of the Security Council on the same issue
- interpretation of Security Council resolutions may require analysis of statements made by representatives of members of the Security Council made at the time of their adoption
- the special rules of interpretation of Security Council resolutions were elaborated in the ICJ case law
- rules on treaty interpretation shall be used with respect to the UN Security Council resolutions

Правильные ответы:

rules on treaty interpretation may provide guidance with respect to the UN Security Council resolutions,

interpretation of Security Council resolutions may require analysis of other resolutions of the Security Council on the same issue,

interpretation of Security Council resolutions may require analysis of statements made by representatives of members of the Security Council made at the time of their adoption