

Seb Eskauriatza

Postgraduate Teaching Associate

[Birmingham Law School \(/schools/law/index.aspx\)](/schools/law/index.aspx)

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About

Title of thesis: **The *Jus Post Bellum* as an Interpretive Framework: Can it solve the problems experienced by practitioners in post-intervention societies?**

Supervisors: **[Professor Rob Cryer \(/staff/profiles/law/cryer-robert.aspx\)](/staff/profiles/law/cryer-robert.aspx)** and **[Dr Gavin Byrne \(/staff/profiles/law/byrne-gavin.aspx\)](/staff/profiles/law/byrne-gavin.aspx)**

Availability

I am available in Room R306 (outside Lecture Room 1, Law School) in Even Weeks of the semester

- 4-5 pm Mondays
- 11 - 12pm Wednesdays

Qualifications

- LLB European Legal Studies (Bristol)
- LLM International Law (Bristol)
Thesis Title: "Transnational Constitutionalism: The Search for a Hierarchy in International Law"

Biography

Seb completed his LLB and LLM degrees at the University of Bristol. He has experience of working in insurance law teams at national and international law firms in Bristol and Birmingham. He has also lived and worked in Germany, France, Italy and Mexico in the fields of education and international business.

Teaching

- LLB Criminal Law (year 1)

Doctoral research

PhD title The *Jus Post Bellum* as an Interpretive Framework: Does it solve the problems experienced by practitioners in post-intervention societies?

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Course **[Law PhD / PhD by Distance Learning / MPhil / MJur \(/postgraduate/courses/research/law/law.aspx\)](/postgraduate/courses/research/law/law.aspx)**

Research

Seb is researching the *jus post bellum* which is an emerging and controversial concept in international law. In general, Seb is interested in whether the *jus post bellum* is possible, necessary or desirable in the subject of international law.

In particular, Seb is concerned with finding solutions to specific problems in applying international law in post-intervention environments. These problems relate generally to occupation, the use of force, detention and criminal justice. Many of these specific concerns can be related to wider concerns with regime change and the 'right' distribution of rights and obligations in post-intervention societies.

In one sense, the *jus post bellum* appears as part of the reconceptualization of the law of armed conflict providing an opportunity to focus attention on important post-intervention issues. However, the *jus post bellum* also raises concerns of (neo) colonialism since a normative interpretation of post-conflict law would tend to favour the militarily powerful states which carry out interventions.

The research also investigates the positivist sources theory of international law. Attempts have been made to promote the *jus post bellum* as an interpretive framework that practitioners could use to make policy decisions. Given that its codification into treaty-form seems unlikely, this may represent the best chance for the concept in the long term.

Other activities

- Co-Chair Student Staff Committee (2013 – 2015)
- Birmingham Law School **[PGR Summer Conference 2014 \(http://www.ebhamlaw.com/boundaries2014/\)](http://www.ebhamlaw.com/boundaries2014/)**
- Member Chatham House
- Member Institute of Advanced Legal Studies

