

List of publications

Monographs

1. Philipp Janig, *The Theory and Methodology of General Principles of Law: Formalizing the Non-Formal* (Brill, in preparation).

Editorships

2. *Elgar Encyclopedia of Human Rights* (Edward Elgar Publishing 2022), with Christina Binder, Jane A Hofbauer and Manfred Nowak.
 - a. (first edn 2022) 4 volumes, 2,348 pp <www.elgaronline.com/view/book/9781789903621/9781789903621.xml>.
 - b. (second edn, in preparation 2027).
3. *Austrian Review for International and European Law* (ARIEL), Editorial Assistant (Vol 17-19), Managing Editor (Vol 20-27), Editor (28-29).
4. *University of Vienna Law Review* (VLR), Member of the Editorial Team (Vol 1-5, 2017- 2022).

Contributions in Periodicals and Books

1. 'Article 8 ACHR – Right to a Fair Trial' in Jonathan Barnett and Christoph Liebscher (eds), *The Healthy Award: Challenge in International Commercial Arbitration* (2nd edn forthcoming; Kluwer), with Christina Binder.
2. 'Reparation and Social Rights: Guarantees of Non-Repetition and Social Change' in Christina Binder, Jane A. Hofbauer, Flávia Piovesan und Amaya Úbeda de Torres (eds), *Research Handbook on International Law and Social Rights* (2nd edn, Edward Elgar Publishing; in publication 2026).
3. 'Investment Agreements and Financial Crisis' in Markus Krajewski and Rhea Hoffmann (eds), *Research Handbook on Foreign Direct Investment* (2nd edn, Edward Elgar Publishing; in publication 2026), with Christina Binder.
4. 'General Principles and the Process of Transposition: The Complexity and Creativity of an Underrated Art' (in publication 2025) 56 Netherlands Yearbook of International Law.
5. 'Friedenssicherung in Zeiten des Klimawandels: Wieso Klimagerechtigkeit auch friedenserhaltende Missionen betrifft' (2025) 5(2) Nachhaltigkeitsrecht: Zeitschrift für das Recht der nachhaltigen Entwicklung 126-134, mit Jane A. Hofbauer.
6. 'State Immunity from Non-Judicial Measures of Constraint' (2025) 74(1) International and Comparative Law Quarterly 179-204.

7. 'Rule of Law Considerations for a CoE Special Tribunal for Ukraine: Lessons from the ECtHR' (2024) 4/2024 *Zeitschrift für europarechtliche Studien (ZEuS)*, with Christina Binder.
8. 'General Principles of Procedural Law' in Joanna Gomula and Stephan Wittich (eds), *Research Handbook on International Procedural Law* (Edward Elgar Publishing 2024) 53-72.
9. 'Staatenachfolge in Auslandsvermögen (UdSSR)' [2024] *Österreichische Jurist:innenzeitung* 233-238, with Jane A Hofbauer.
10. 'X v OPEC' (2024) 118(2) *American Journal of International Law* 331-337.
11. 'The European Union's Participation in the Creation of Customary International Law and its Impact on Member State Sovereignty' (2024) 8(3) *European Papers* 1645-1661, with Christina Binder.
12. 'The Substantive Protection of intra-EU Investors under International Investment Law and EU Law: Convergence and Divergence on the Protection of Property and Legitimate Expectations' in Marc Bungenberg and August Reinisch (eds), *New Frontiers for EU Investment Policy: Internal and External Dimensions* (Springer 2023) 97-124, with Christina Binder.
13. 'Peacekeeping in the Anthropocene: The Effects of Climate Change and Positive Human Rights Obligations in "Protection of Civilians" Mandates' (2023) 26 *Max Planck Yearbook of United Nations Law* 602-630, with Jane A. Hofbauer and Christina Binder.
14. 'WTO-Abkommen über Fischereisubventionen' (2022) 2(4) *Nachhaltigkeitsrecht: Zeitschrift für das Recht der nachhaltigen Entwicklung* 501-504.
15. 'Abuse of Rights' in Christina Binder, Manfred Nowak, Jane A Hofbauer and Philipp Janig (eds), *Elgar Encyclopedia of Human Rights*, Vol I (Edward Elgar Publishing 2022) 13-20.
16. 'Extraterritorial Application of Human Rights' in *ibid*, Vol 2, 180-191.
17. 'General Principles of Law' in *ibid*, Vol 2, 321-330.
18. 'State Responsibility' in *ibid*, Vol 4, 320-327, with Jane A. Hofbauer,
19. 'The ECHR as a constitutional rights catalogue: Compliance in Austria' in Rainer Grote, Mariela Morales Antoniazzi and Davide Paris (eds), *Research Handbook on Compliance in International Human Rights Law* (Edward Elgar Publishing 2021) 42-57, with Christina Binder.
20. 'Cynicism and Nationality Planning in International Investment Law' in Björnster Baade *et al* (eds), *Cynical International Law? Abuse and Circumvention in Public International and European Law* (Springer 2021) 309-325.
21. 'Allgemeine Rechtsgrundsätze des Völkerrechts (*general principles of international law*): Entwerrung eines enigmatischen Konzepts' in August Reinisch and Astrid Reisinger Coracini (eds), *Zurück zu den Quellen des Völkerrechts:*

- Beiträge zum 44. Österreichischen Völkerrechtstag 2019 in Rust am Neusiedlersee* (Peter Lang 2021) 211-236.
22. '1978 – The 1978 Vienna Convention, the Clean Slate Doctrine and the Decolonization of Sources' (2018; published 2021) 23 *Austrian Review of International and European Law* 143-161.
 23. 'The Effect of Armed Hostilities on Investment Treaty Obligations: A Case of *Force Majeure*?' in Tobias Ackermann and Sebastian Wuschka (eds), *Investments in Conflict Zones: The Role of International Investment Law in Armed Conflicts, Disputed Territories, and 'Frozen' Conflicts* (Brill 2020) 112-135, with Christina Binder.
 24. '40 Jahre UN-Menschenrechtspakte und Österreich – Der Internationale Pakt über wirtschaftliche, soziale und kulturelle Rechte' in Katharina Pabel and Markus Vasek (eds), *Menschenrechte 1948/1958: Die Entwicklung und Bedeutung der Menschenrechte in Österreich* (Verlag Österreich 2020) 109-162, with Christina Binder.
 25. 'Stateless People and Social Rights' in Christina Binder, Jane A Hofbauer, Flávia Piovesan and Amaya Úbeda de Torres (eds), *Research Handbook on International Law and Social Rights* (Edward Elgar Publishing 2020) 236-249, with Marija Dobrić.
 26. 'Diplomatic Immunities in Austrian Courts' in Marko Novaković (ed), *Diplomatic Immunity: Evolution and Recent Country Developments* (Palgrave Macmillan 2020) 79-97, with August Reinisch.
 27. 'The General Principle of 'Abuse of Rights': Its Roots in Domestic Law and Impact on Investment Arbitration' in Marko Novaković (ed), *The Common Law and the Civil Law Today – Convergence and Divergence* (Vernon Press 2019) 221-246.
 28. 'Investment Agreements and Financial Crisis' in Markus Krajewski and Rhea Hoffmann (eds), *Research Handbook on Foreign Direct Investment* (Edward Elgar Publishing 2019) 646-684, with Christina Binder.
 29. 'General Principles and the Coherence of International Investment Law: Of *Res Judicata*, *Lis Pendens* and the Value of Precedents' in Malgosia Fitzmaurice, Mads Andenas, Attila Tanzi and Jan Wouters (eds), *General Principles of Law and the Coherence of International Law* (Brill 2019) 247-296, with August Reinisch.
 30. 'Certain Iranian Assets: The Limits of Anti-Terrorism Measures in Light of State Immunity and Standards of Treatment' (2016) 59 *German Yearbook of International Law* 355-390, with Sara Mansour Fallah.
 31. 'The Legal Structures of Ombudsman and Similar Public Institutions in Asia – Legal Comparative Analysis' in Gabriele Kucsko-Stadlmayer and Ursula Kriebaum (eds), *Asian Ombudsman Institutions: A comparative legal analysis* (Verlag Österreich 2016) 1-59, with Thomas Stephan Eder, Gabriele Kucsko-Stadlmayer and Ursula Kriebaum.
 32. 'Bahrain' in *ibid* 63-75.
 33. 'Bangladesh' in *ibid* 76-82.

34. 'India' in *ibid* 99-139.
35. 'Iran' in *ibid* 148-158.
36. 'Jordan' in *ibid* 169-176.
37. 'Pakistan' in *ibid* 191-240.
38. "Azad Jammu and Kashmir" (Pakistan-administered Kashmir) in *ibid* 241-249.
39. 'Sri Lanka' in *ibid* 268-276.
40. 'Julian's Golden Cage: Julian Assange, the UN Working Group on Arbitrary Detention and the Quest for Scholarly Diligence' (2013; published in 2016) 18 Austrian Review of International and European Law 155-178.
41. 'The Chinese Notion of 'Responsible Protection' – Distraction or Contribution?' in Vasilka Sancin (ed), *Responsibility to Protect: Where Do We Stand Ten Years After?* (Ljubljana 2015) 349-364.

Collections of Practice

1. 'Austrian Judicial Decisions Involving Questions of International Law/Österreichische Judikatur zum internationalen Recht' (2023; published 2025) 28 Austrian Review of International and European Law 259-337, with Martin Baumgartner, Viktoria Ritter, Maximilian Weninger and Stephan Wittich.
2. 'Austrian Judicial Decisions Involving Questions of International Law/Österreichische Judikatur zum internationalen Recht' (2022; published 2024) 27 Austrian Review of International and European Law 321-406, with Martin Baumgartner, Viktoria Ritter, Maximilian Weninger and Stephan Wittich.
3. *International Bank for Reconstruction and Development (IBRD) Court Fees Case*, 201 ILR (2023) 402-422.
4. 'Austrian Judicial Decisions Involving Questions of International Law/Österreichische Judikatur zum internationalen Recht' (2021) 26 Austrian Review of International and European Law, with Martin Baumgartner, Jane A Hofbauer, Viktoria Ritter, Markus Stemeseder and Stephan Wittich.
5. 'Austrian Judicial Decisions Involving Questions of International Law/Österreichische Judikatur zum internationalen Recht' (2020; published in 2022) 25 Austrian Review of International and European Law 255-537, with Jane A Hofbauer, Viktoria Ritter, Markus Stemeseder and Stephan Wittich.
6. *United States Embassy Employee Case*, 200 ILR (2022) 334-345.
7. 'Austrian Judicial Decisions Involving Questions of International Law/Österreichische Judikatur zum internationalen Recht' (2019; published in 2021) 24 Austrian Review of International and European Law 179-358, with Jane A Hofbauer, Viktoria Ritter, Markus Stemeseder and Stephan Wittich.
8. 'Austrian Judicial Decisions Involving Questions of International Law/Österreichische Judikatur zum internationalen Recht' (2018; published in

- 2021) 23 Austrian Review of International and European Law 241-365, with Jane A Hofbauer, Viktoria Ritter and Stephan Wittich.
9. *Crimea Annexation Case*, 188 ILR (2020) 350-355; *Russian National Extradition Case*, 185 ILR (2020) 185-193.
 10. 'Austrian Judicial Decisions Involving Questions of International Law/Österreichische Judikatur zum internationalen Recht' (2017; published in 2019) 22 Austrian Review of International and European Law 235-305, with Jane A Hofbauer, Michael J Moffatt and Stephan Wittich.
 11. *W v. Prince of Liechtenstein (Illegitimate Child of the Prince of Liechtenstein Case)*, 182 ILR (2019) 497-505; *Holocaust Freedom of Expression Case*, 182 ILR (2019) 511-523; *International Atomic Energy Agency Immunity Case*, 182 ILR (2019) 524-528; *Greek Government Bonds Immunity Case*, 182 ILR (2019) 506-510.
 12. 'Austrian Judicial Decisions Involving Questions of International Law/Österreichische Judikatur zum internationalen Recht' (2016; published in 2019) 21 Austrian Review of International and European Law 179-309, with Jane A Hofbauer, Michael J Moffatt and Stephan Wittich.
 13. *Yugoslavian Airstrike Immunity Case*, 178 ILR (2018) 434-436; *Same-Sex Partnership Artificial Insemination Case*, 178 ILR (2018) 437-444; *Semmering Railway World Heritage Case*, 178 ILR (2018) 445-453; *Swiss National Bank Immunity Case*, 174 ILR (2018) 482-487.
 14. 'Austrian Judicial Decisions Involving Questions of International Law/Österreichische Judikatur zum internationalen Recht' (2015; published in 2018) 20 Austrian Review of International and European Law 277-363, with Jane A Hofbauer, Michael J Moffatt and Stephan Wittich.
 15. 'Austrian Judicial Decisions Involving Questions of International Law/Österreichische Judikatur zum internationalen Recht' (2014; published in 2017) 19 Austrian Review of International and European Law 209-304, with Jane A Hofbauer, Sara Mansour Fallah and Stephan Wittich.
 16. 'Austrian Judicial Decisions Involving Questions of International Law/Österreichische Judikatur zum internationalen Recht' (2013; published in 2016) 18 Austrian Review of International and European Law 195-312, with Jane A Hofbauer, Sara Mansour Fallah and Stephan Wittich.

Book Reviews

1. 'Mario Gervasi, Prevention of Environmental Harm under General International Law: An Alternative Reconstruction' (2023) 3(4) *Nachhaltigkeitsrecht: Zeitschrift für das Recht der nachhaltigen Entwicklung* 502-503.
2. 'Beham, Markus P.: State Interest and the Sources of International Law. Doctrine, Morality, and Non-Treaty Law.' (2020) 80(4) *ZaöRV* 1021-1027.

Miscellaneous

1. 'Azerbaijan v Armenia: Reciprocity and the temporal scope of jurisdictional clauses in erga omnes partes proceedings?' (*EJIL:Talk!*, 9 December 2024) <www.ejiltalk.org/azerbaijan-v-armenia-reciprocity-and-the-temporal-scope-of-jurisdictional-clauses-in-erga-omnes-partes-proceedings/>, with Jane A Hofbauer.
2. 'Soziale Menschenrechte' (*Interesse*, 2019/4) 3, with Christina Binder.
3. 'Was tun mit Rückkehrern aus dem IS-Kampf?: Über die völkerrechtlichen Grenzen zum Entzug der Staatsbürgerschaft' (*Wiener Zeitung*, 22 March 2019) 19, with Christina Binder.