

Perspective of Regional Arrangements about Hormuz Peace Endeavor as HOPE in the Middle East

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Abstract

Peace and security through constitutional framework of regional arrangements principals which emerges from respective charter of the United Nations by some resolutions bring perspective in regions to prevent conflict. In this paperwork relegation in chapter eight provisions comprises in the area of peace and security with regional organizations provide basic activities under international law. In this context a new regional initiative documented in General Assembly and Security Council, in tensions between Border States of Persian Gulf region by the active participation of Iran and UN, represented towards maintaining peace, will be one of norms applicable in Hormuz Strait to institute as regular legacy within there. So regional cooperation, the role of international organizations and regional institutions under the topic needs more obligation for enforced countries to solve problems in situation of disputes according to foreign relations that addressed in the aforementioned proposal. To control by proposing plan like this no conflict and military operation in common commitment take place and non-intervention act, to join countries in neighbors, for stability and integration would include all relevant accords consistent with the activities for other negotiations in the region. As a result, in reaching any arrangements, states pursue objectives in this thematic regard. Further in this paper on three part the issue of regional arrangements mentioned in the charter with precept of managing common affairs and legitimate matters in the region, through the Hormuz Peace Endeavor which we consider perspective with regional institutions, that plan make obligations in document of international law therein the scope of Article 52 along with paragraph 8 of 598 Resolution in 1987 of Security Council will be characterized by its content in the end and conclusion with descriptive definition context which review the conceptual of other parts. Referring questions such as what are possibilities of regional arrangements and their strategies for constituting regional institutions? What is its role on conflict prevention, non-aggression or illegal use of force? Third Dose the Hormuz Peace Endeavor known as HOPE contain legal obligation under regional arrangements in international peace and security even the question is what will change governments political and legal accountability on the region by defending of this initiative peace plan to international community? Actually, implementation of this plan minded agreements to political practice compliance with Public International Law tend to deduced armistice for terrorism activity in border which international law propose exclusive arrangements for security and peace. I would like to analyze and illuminate this initiative as agreements to conclude multilateral action in the Middle East region for the lookout of this research.

Keywords: Public international law; Regional arrangements; Peace and security; Hormuz Peace Endeavor

Introduction

At first side, a proposal for security in the region of Hormuz Strait presented in United Nations General Assembly which makes it as regional arrangements what emerges from principles and plan that addressed to states of neighbors of Persian Gulf, As HOPE comes from Hormuz Peace Endeavor in 2019. In the second introductory after the pressure of United States in the Asian Region of Iraq, alongside against Iran for American-led security for the Middle East looks up legality for presence in Hormuz by maritime military to threats region.

Although International foreign relations suggest some dialogue to International affairs but International Law propose a very exclusive arrangements for security and peace like the plan's presented by Iran for control with no conflict of military operation and by nonaggression led to tension. Though the situation needs to fulfill this endeavor in common commitment immediately Act mentioned at that challenge which we consider in two section. Moreover, include freedom of navigation, and non-intervention to join peace, security across the most important the stability in regional countries to prevent misuse of negative cooperation or tension between coalition to support each country whereas military-operation against in the Middle East to endanger of confrontations, due to domestic political affairs instead of diplomacy the more practical of International law.

Whatever UN General Assembly and UN Security Council resolution having its presence for support and guarantee this agenda is legal process in long term peace for Iraq, Iran, Saudi Arabia, Bahrain,

Qatar, Kuwait, Arab Emirate and Oman, so a assembly for negotiate through diplomatic cooperation preserve settling misuse in order to points some origin of this plan to resolution. When U.S began military mission for maritime security in the region, coalition for Hope was grounded in context principles of United Nations Regional Arrangements to sovereignty in neighbors to maintain regional stability with common borders aggression threat for tensions among them.

The perspective develops establishing geopolitical in the middle East domestic problem, defense energy strategy navigation security, like this peace agreement relocate of mobility if they consider it as due diligence in the region as work valued aimed to the regional arrangements by recent 2019. However the question is what will change governments political accountability on region despite US calling allied for the region? Only main process of Hormuz Peace Endeavor, indeed implement undermined agreements around solve the former US military proposal for region international security space ahead the states.

To political practice compliance with International law peace

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is needed for deterrence of aggression, illegal use of force, deduce armistice level and disarmament to development the settlement of disputes, and for promoting equality and counter cooperative among governments to assure that their borders are not used by terrorism activity or repressive deal of terrorism against other countries struggle. Before go further for defending this peace initiative named such as endeavor, plan, agenda, draft, process and so on ... to being supported, we discusses how UN make it possible under the provision of regional arrangements to seek its implementation. Then because of the plan novelty, we just outline the content extraction as guidance for next operation.

Regional Arrangements

At first for describing regional arrangements we need to say it comes from United Nations to International law. The United Nations purpose, spelled out in article 1 of the charter, and the principles as set out in article 2 express the ideas of peace which will guide the States parties when ratifying that charter.

It will be progressed under the article of 52 of chapter VIII that regional Arrangements whichever noting that: 1. Nothing in the present charter precludes the existence of regional arrangements or agencies for dealing with such matters relating to the maintenance of international peace and security as are appropriate for regional action provided that such an arrangements or agencies and their activities are consistent with the purposes and principles of the United Nations. On the other hand, article 52(2-4) defines in general terms the relationship, under the charter, of the United Nations, particularly of the security council with regional arrangements or agencies in respect of the pacific settlement of local disputes.

As Guatemala and Congo and OSA referred their situation under article 52 to question the scope of the provisions of Article 52(2) and (3) first decision of 20 June 1954 in connection with the question of Guatemala and especially statement by Secretary General on relationship under charter between the United Nations and regional arrangements. Also in general survey of Analytical Summery of practice the scope of Article 52(1) Decision of 20 December 1961 in connection with complaint by Cuba and some other complaint by Haiti 1963, 1964 by Panama was referred.

And even where we do have a clear universal framework, such as with the maintenance of international peace and security through the UN, regional arrangements are a necessary component for ensuring appropriate action is taken in some circumstances. So collective security system in the UN charter stress that states in the region involved for security and better for peace are the legal in ground.

Note is that under thematic items issues are concerned about the interpretation and application of this chapter by decision and recognition for the efforts of regional arrangements in the pacific settlement of disputes even may add by discord. Although discussed some discord in this regard by the authorization of enforcement action of regional arrangements in the peacekeeping form or most measurable on their rolling activities in international peace and security maintenance.

In addition, what is thematic items of the aforementioned provisions in consideration? In connection with these items we review the decisions and discussions concerning the interpretation and application of chapter 8th of the United Nations charter "maintenance of international peace and security and threats to international peace and security.

The regional arrangements by some resolutions and security Council observations are a regional effort in framework of organizations to control and cooperate for situations in respective region. Therefore resolution 2482(2019) 19 July 2019 recognizes the role of regional, in deepening the assessment of the threats in their respective region, in contributing to effective implementation of security council resolutions, in strengthening the capacities of Member States, in facilitating technical assistance and information sharing and in contributing to national ownership and disseminating awareness.

More over back to the resolution 1631(2005) referred to cooperation between the United Nations and League of Arab States, for implement of this resolutions to its regional roles as a efforts to establish a legal institutional framework underpinning the relation between, specifically, the prevention and resolution of regional conflicts.

Then So what is discussions relating the pacific settlement of disputes by regional arrangements? Within the framework of African Initiatives for Peace and Reconciliation and under the auspices of the African Union (S/PRST/2019/30, third Paragraph) in the statement the council further welcomed the engagement of the African Union, the Economic Community of Central African states and the United Nations in this context, the council called on neighboring states, regional organizations, and all international partners to support the implementation of the Agreement and to bring lasting peace and stability to the Central African Republic.

In addition, some resolution 2488(2019) and 2499(2019) calling on neighboring states, regional organizations and all international partners to support peace process including the accomplishment of the Peace Agreement in a coherent and coordinated manner and further through strengthened partnership, though emphasized the important role of the guarantors and facilitators of the Peace Agreement.

Likewise the situation in the Democratic Republic of the Congo in the restoration of peace and security in there "Resolution 2463(2019)" plus the situation in Guinea-Bissau, Mali [2880(2019)], Somalia which in this position the Council made an explicit reference to chapter VIII of the United Nations charter in resolution 2472(2019) underlining the need to enhance the predictability, sustainability and flexibility of financing for peace support operations led by African Union, Sudan and South Sudan on reconciliation, and political peace process.

Alongside what is the authorization of enforcement action of regional arrangements? Article 52-54 of the charter was explicitly referenced once in the context of discussions of the Council.

"Article 54: The Security Council shall at all times be kept fully informed of activities under taken or in contemplation under regional arrangements or by regional agencies for the maintenance of international peace and security."

Whether in the fore mentioned article the enforcement even authorization as well as constitution of every initiative for acting or analyzing the position on countries take it back to the UN General Assembly on referral of the situation to the Security Council. The reality however is that this chapter will be adapted initiatives with the related issues under perspective of regional arrangements.

In fact looking for constitutional basis for the regional arrangements referred of document S/2015/885 the term is understood to encompass regional and sub-regional organizations as a constitution well as it's role on conflict prevention and resolution, peacekeeping and peacebuilding.

For referring to the UN and regional and sub-regional organization,

a Draft Political Declaration on Strengthening cooperation between the United Nations and Regional and Sub Organizations to provisions of the chapter of the charter of UN adopts this political declaration which constitutes an important opportunity to further build upon and enhance the strategic partnership between them towards a more effective and efficient communion.

Results

Also called by underscoring the important role of them in the areas of peace and security, these organizations have a good position in their region for geographical, cultural and historical proximity about local and conflict situation that contributed to the prevention and resolution of such conflicts. Like their efforts in addressing challenges for their respective regions and international community required integrated and balanced approach in full conformity with the purposes along principles of the charter in international law, into buildings and capacities of regional and sub-regional organizations in early warning, conflict prevention and finale resolution, repeated practice peacemaking and peace building.

Though in cases of situations they will contribute towards maintenance of international peace and security, consistent with 8th chapter, their reiterating for condemnation of terrorism act in all its forms constitutes serious threats to international peace and security with cooperation among them to increase support efforts to combat terrorism.

As a result, states have created regional arrangements in order to address concern or purposely pursue objectives. These arrangements will vary in terms of activities and the extent of obligations states will enter into, but regardless of the level of cooperation there will be an impact upon governance.

At last regionalism by all and all of explanations can be effective particularly in conflict prevention. Thus by that legal framework of UN regional arrangements for peace and security in international law the continuation of this research effort is about forming principles derived from it for the initiatives which I use the topic for Hormuz Peace endeavor about regional Arrangements by Hope its' explaining in above section introduction, and following content and conclusion.

Content

In seventy forth session of UN General Assembly for peace culture by 2019 the letter dated 9 December from the Permanent Representative of the Islamic Republic of Iran to the United Nations addressed to the Secretary General the Hormuz Peace Endeavor, known as HOPE (see A/74/PV.5) being launched and details on fore mentioned initiative being provided to the Security Council (see S/PV.8626). The initial draft of Hormuz Peace Endeavor being requested to be circulated as a document of General Assembly and the Security Council.

After some tensions between border states of Persian Gulf region along with world Peace for the Hormuz Community to tackle the challenges arising from regional matters, in addition this proposed initiatives is based on fundamental principles such as respect for sovereignty, territorial integrity and political independence, good neighbors, non-aggression, non-interference, the threat and use of force, arms control, non-proliferation, energy security and freedom of navigation. Hence if this initiative having been signed of a Hormuz community non-intervention and non-aggression pact envisage the active participation of the UN as an umbrella role for legitimacy.

Discussions

States of the Hormuz regions such as Kuwait, Oman, Qatar, Iraq,

Saudi Arabia, Bahrain and United Arab Emirates are the governments of all littoral states which could be the member of this initiative.

In particular, HOPE, is about peace and stability in region of Hormuz Strait for regional endeavor to prevent war, conflict, violence, Iran decided to launch Hormuz Peace Endeavor. Institutional base of it arise from paragraph 8 of Security Council Resolution 598 (1978), content of some objectives, principles in fact for rejection of threat or use of force or participation in coalitions or alliances against each other, among some plan for Act significantly arms control and confidence and security building measures, promotion of nonproliferation and establishment of free zone from weapons of mass destruction, furthermore including cyber security, protection of environment, particularly the marine environment, nuclear safety and the adverse effects of dust and haze, and Humanitarian cooperation regarding migrants, refugees and displace persons in region. At least we could say that these all content will be met as regional norms applicable even in international community for Hormuz Strait.

The context of the initiative plan is important for regional arrangements whereas the strategies available to region and possibilities to control or institutes for regular norms in the respective region. As the plan documented by UN General Assembly and regarded for Security Council there are more issues within this perspective which is tide to the ideas of International peace and security.

Conclusion

In this paper it has been characterized that the situation in some region needs more arrangements for peace and security with better systems of precept or institutional process to manage common and regional affairs. So by Dr. Richard Burchill descriptive definition of regional arrangements as institutional arrangements formally created by three or more states, for the purposes of pursuing common objectives, through either legal or political arrangements, based on some form of geographical space. The United Nations is a reference to the arrangements and has general principles of law and practice in this case. We consider the normative agreement lead to pact for enforced countries in the region to do obligations and to solve problems in there. Actually, preparing some International document for these purposes are predicted to complement as the regional arrangements and organizations indeed must only be restricted to and accepted just for the UN purpose of International peace and security.

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