

CHANGING NATURE OF STATE SOVEREIGNTY

Mr R.P. Choudhary, Dept. of Law

Dr. C.V. Raman University, Bilaspur

ABSTRACT

Globalization has brought many changes across the globe especially in post-cold war era. With the rise in globalization many nation states have become dependent on each other for various activities. This interdependence have an effect on one of the important characteristic of the state i.e. state sovereignty.

The paper shall try to say that globalization is an era which has shaped the interactions and interdependence of the various states and while doing so, its impact on various states across the globe especially the nation state sovereignty.

Keywords: Sovereignty, World Bank, IMF.

INTRODUCTION

The term “sovereignty” is procure from the Latin word *superman's*, which means “supreme”, which means state sovereignty is the supreme authority within a territory. The state sovereignty is one of the fundamental principle of international laws, but there is no precise definition to it. The history of sovereignty can be traced from two movements, firstly the development of sovereign states build up during Peace of Westphalia in 1648, which was a series of peace treaties, wherein the principle of sovereignty was first laid down and second movement began during World War II, which has since continued through European integration and the growth and strengthening of laws and practices to protect human rights. The signing of the treaties of Westphalia in 1648 significantly changed the nature of international relations since it illustrated the beginning of the state sovereignty. It can be said that state sovereignty is also an important aspect of the international relation for past many years. So under the state sovereignty no state can interfere in the internal matters of any other state nor can demand or tell another state how to function, which

is nothing but grants and limits powers which further provides one state to have complete control over ones territory.[1]

CHANGING NATURE OF STATE SOVEREIGNTY

Due to emergence of globalization, the actual concept of sovereignty in many third world countries has tended to shrink in spite of fixed rulings of the government and their supreme control over the national affairs and dominance over their people. Globalization's accelerates the moment of goods and services, people, capital, and information in various ways that hamper's the state's ability to regulate all activity on its territory. Belonging to an international institution like the AU, the EU, the OAS is inconsistent with conventional sovereignty rules but in one sense, these institutions are products of state sovereignty because they were created through voluntary agreements among its member states and, in another sense, it fundamentally contradicts conventional understandings of sovereignty because these same agreements have undermined the juridical autonomy of its individual members.[2]

So the state itself being a person and acting in the interest of the citizen has to come into contact with other sovereign entities and it is natural to evolve a spirit of cooperation between the negotiating parties including the states because state is in reciprocal of agreements between the states that the parties adopt certain reasonable restrictions on the exercise of their sovereignty in the interest of global cooperation which in terms is for their own interest. So it's the duty of the state to keep a close watch on the activities to prevent the abuse of private monopoly powers.

CONCLUSION

State sovereignty is getting hampered completely and the real concept of sovereignty as per Westphalia treaty is on diminishing rate. But the globalization era has brought many positive changes in the Indian democracy and into the Indian economy as well. Indian economy has flourished and there is lot of progress in many other sectors of Indian markets too. But on other hand the Indian government should take some measures which shall allow the international factors to enter the economy but should have a firm hold so that they do not monopolies the Indian state completely. With the emergence of international organization like World trade organizations, there is a growing interdependence in world economic and political relationships, which means that events or circumstances in one part of the world

can have remarkably large and often swift effects in distant parts of the World. Thus, the concept of “absolute sovereignty” is just theoretical concept.

REFERENCES

- [1] S. D. Krasner, “Sovereignty: An Institutional Perspective,” *Comp. Polit. Stud.*, 1988.
- [2] D. Conversi, “Sovereignty in a Changing World: From Westphalia to Food Sovereignty,” *Globalizations*, 2016.