

Identità e continuità dello Stato alla ricerca della propria identità

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Identity and Continuity of the State in Search for their Identity

Abstract: This paper examines the content of the book *Identità e continuità dello Stato* by Giorgio Ridolfi in which the author tries to identify the philosophical basis of the concepts of identity and continuity of the state in the history of legal philosophy. It seems that the categories of identity and continuity don't find their precise scope, and to appear only as the negative counterpart of the succession between states. Despite this, the author points out that it is possible to demonstrate that these categories can have an autonomous argumentative status not only within a legal analysis but by taking into consideration also a philosophical one. However, it appears difficult to disregard the whole question, which is undoubtedly a legal question, from international law because only international law seems to give exhaustive answers to the problem. And here we refer to Hans Kelsen who as a jurist in legal and philosophical matters affirmed in all his major writings about international law that the identity and continuity of the state is a specific legal problem.

Keywords: State, State identity, State continuity, State succession, International law.

notizie di POLITEIA, XLI, 157, 2025. ISSN 1128-2401 pp. 169-172