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793
Council of Europe: Convention on the avoidance of statelessness in relation to State succession

The Convention on the avoidance of statelessness in relation to State succession provides that signatory States shall "take all appropriate measures to prevent persons who, at the time of the state succession, had the nationality of the predecessor state, from becoming stateless as a result of the succession."

798
Permanent Court of Arbitration (PCA): In the Matter of an Arbitration between: Barbados and the Republic of Trinidad and Tobago, Introductory Note by David A. Colson

Barbados initiated arbitration proceedings relating to its maritime boundary with the Republic of Trinidad and Tobago pursuant to Article 286 of the 1982 United Nations Convention on the Law of the Sea ("the Convention"). This award represents the first maritime boundary award under Annex VII to the Convention.

895
London Court of International Arbitration: EnCana Corporation v. The Republic of Ecuador, Introductory Note by Devashish Krishan

This dispute was the second arbitration brought against Ecuador under a bilateral investment treaty relating to VAT-refunds in Ecuador's oil industry. The arbitration panel held that EnCana's claims, except for those made under Article VIII (expropriation) of the bilateral investment treaty, were outside of the jurisdiction of the tribunal. The panel found that there was no expropriation and dismissed EnCana's claim.

988
United Kingdom House of Lords: R. v. Jones et al. (Conjoined Appeals), Introductory Note by Donald M. Ferencz

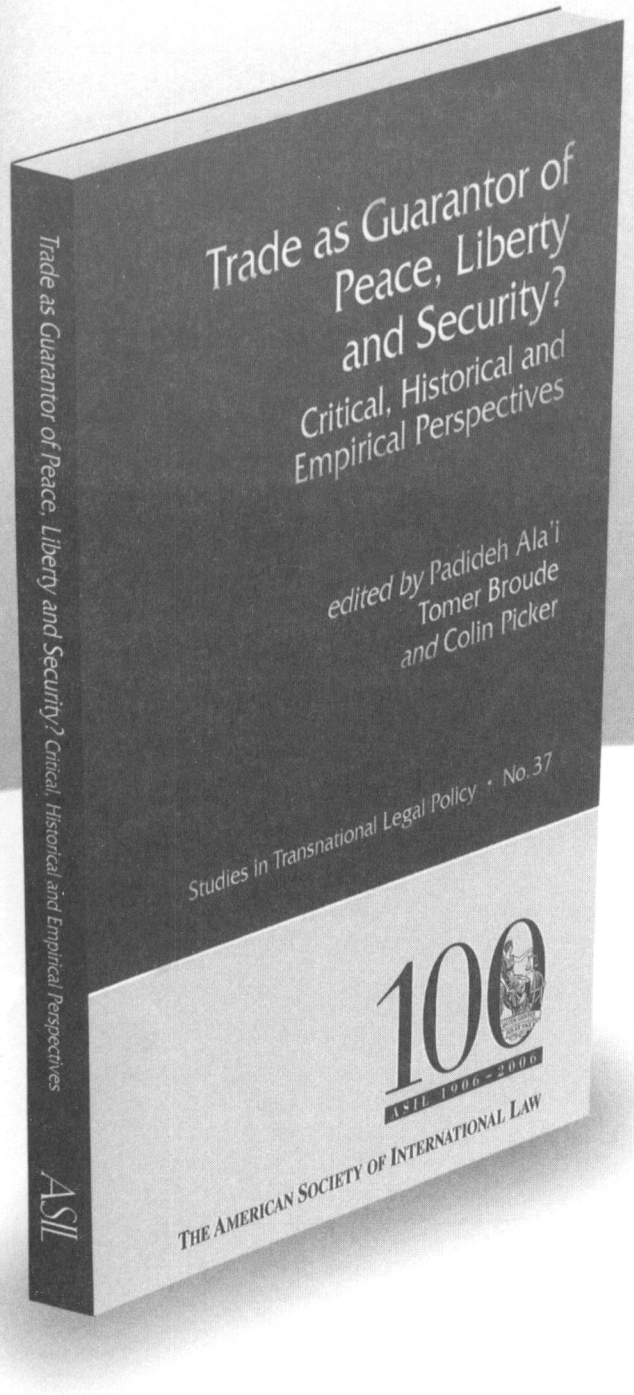
The issue before the House of Lords was "whether the crime of aggression, if established in customary international law, is a crime recognized by or forming part of the domestic criminal law of England and Wales." Lord Hoffmann stated in his opinion that "[t]here is no doubt that this [the crime of aggression] is a recognised crime in international law."

1018
Bolivia: Presidential Supreme Decree 28701 (Nationalization of Hydrocarbons Sector), Introductory Note by Alejandro A. Escobar

The Supreme Decree provides for the nationalization of the natural hydrocarbon resources in Bolivia. The Decree stipulates that companies conducting activities in the gas and petroleum production industry have to turn over the entire production of hydrocarbons to Yacimientos Petroliferos Fiscales Bolivianos.

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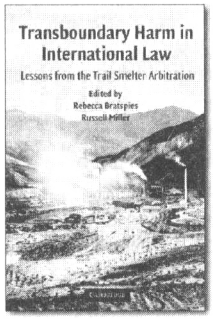
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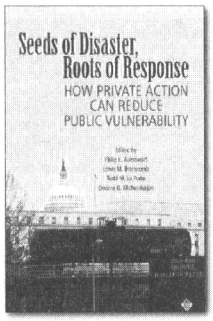
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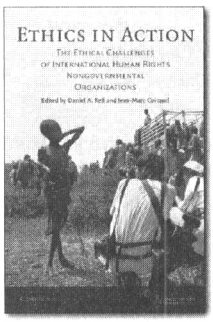


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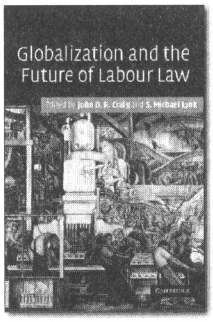
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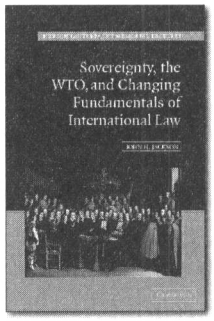
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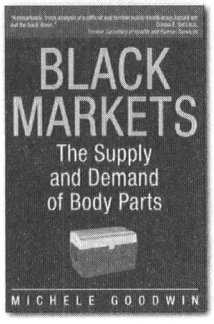
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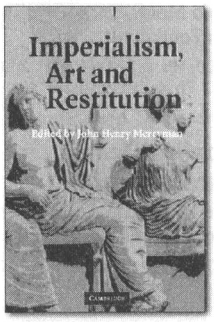
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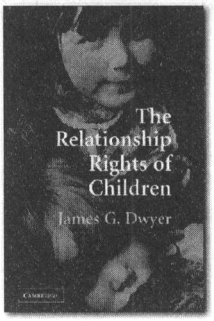
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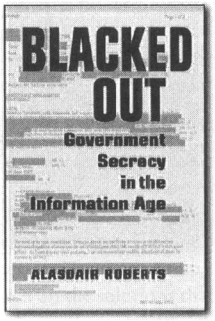
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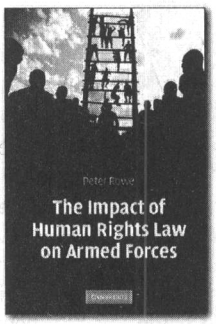
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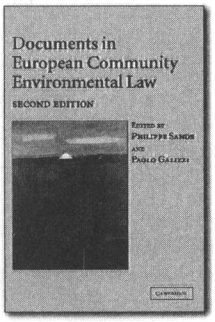


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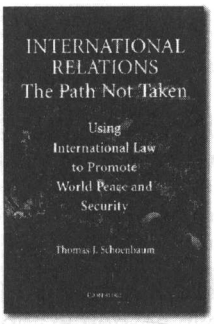
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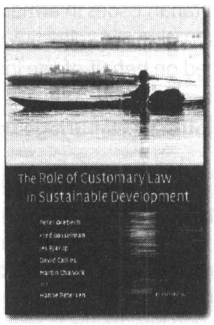
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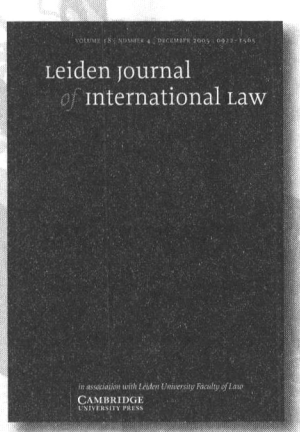
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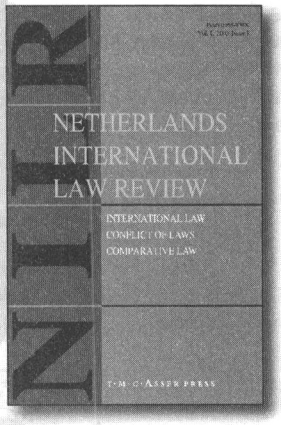
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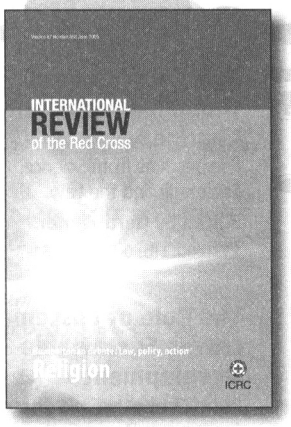
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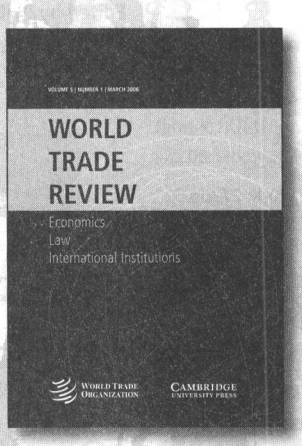
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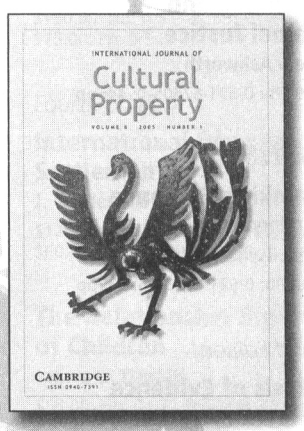
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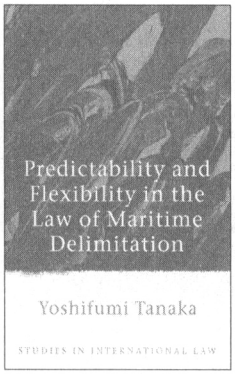
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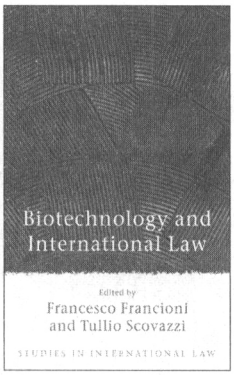


Predictability and Flexibility in the Law of Maritime Delimitation

Yoshifumi Tanaka

The principal aim of this book is the quest for a well-balanced legal system that reconciles predictability and flexibility in the law of maritime delimitation. As with all types of law, the law of maritime delimitation should possess a degree of predictability. On the other hand, as maritime delimitation cases differ, flexible considerations of geographical and non-geographical factors is also required in order to achieve equitable results. How, then, is it possible to ensure predictability while taking into account a diversity of factors in order to achieve an equitable result? This, according to the author, is the question at the heart of the law of maritime delimitation. The book addresses this issue in depth by looking at three aspects of the question: first by looking at the two opposing and contrasting approaches evident in the evolution of the law of maritime delimitation; second, by undertaking a comparative study of the case law and State practice; and third, by examining the theoretical problems underlying the law of maritime delimitation.

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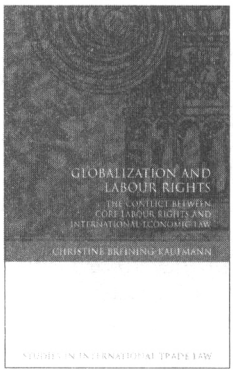


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Edited by Francesco Francioni and Tullio Scovazzi

As with any rapid technological development, the biotechnology revolution is putting great strains on the ability of law to adapt to new challenges and threats. Although there is general agreement on the need to regulate biotechnology in many different fields of human activity domestic law remains deeply divided over the best approach to take. This book is the first attempt at covering the most pressing legal issues raised by the impact of biotechnologies on different categories of international norms. The overall objective of the book is to provide an up-to-date picture of international law as it stands today and to stimulate critical reflection and further research on the solutions that will be required in years to come. Through the contribution of a selected group of international scholars and experts from international organizations, the book addresses the international status of genetic resources; the relevance of environmental principles in the governance of modern biotechnologies; the impact of biotechnologies on trade rules, including intellectual property law; the human rights implications, especially in the field of human genetics; and the intersection between general international law and regional systems.

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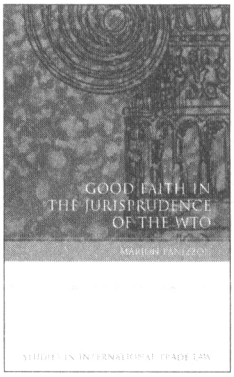
Globalization and Labour Rights

The Conflict Between Core Labour Rights and International Economic Law

Christine Breining-Kaufmann

In a world of work that has changed dramatically over the last few years, states see themselves confronted with new actors and conflicting international legal obligations. This book examines the tensions between core labour rights as defined by the International Labour Organisation, and the interests of international economic institutions (e.g. WTO, IMF, World Bank, OECD). It provides an analysis of the legal interactions between international regulations and state policy with regard to potential regulatory conflicts, at both the horizontal and vertical level. The study suggests a model of multilevel consistency as a way of reconciling the highly specialised and fragmented legal systems of core labour rights on the one hand, and trade liberalisation on the other, to form the coherent framework of a consistent legal order. Its detailed analysis and recommendations are designed for both academic readers and practitioners in international organisations and governments.

Oct 06 Hbk 1-84113-599-2 US$100 **Studies in International Trade Law No 5**



Good Faith in the Jurisprudence of the WTO

The Protection of Legitimate Expectations, Good Faith Interpretation and Fair Dispute Settlement

Marion Panizzon

What does the concept of good faith express? This book is the first to account for what good faith stands for in international trade law. It describes how, why and when the concept of good faith links WTO Agreements with public international law. It serves as a reference guide for scholars and practitioners by analysing how GATT/WTO dispute settlement institutions apply good faith in practice. The book also introduces the novel field of WTO procedural law governing trade dispute litigation. In the Dispute Settlement Understanding (DSU), good faith appears in the standard of review, rules of evidence and fact-finding, standing, duty of prior consultations, right of establishment of a panel, ex officio investigations, withdrawal of notices of appeal, and the raising of objections. In all these areas it ensures that the rules of dispute resolution are not abused. To understand the operation of good faith in WTO law is not only important for trade law professionals. Ultimately, such understanding will likely be of strategic value for the increasingly pressing question of how WTO law and other international agreements ought to be reconciled.

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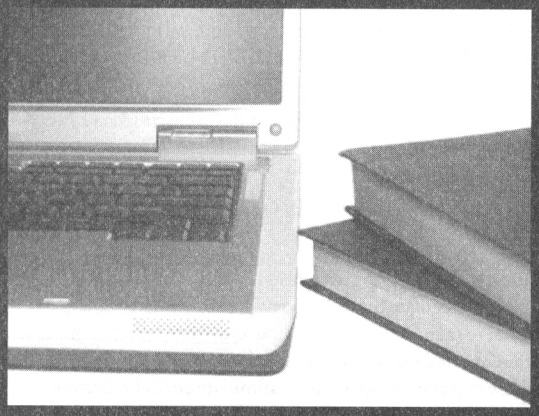


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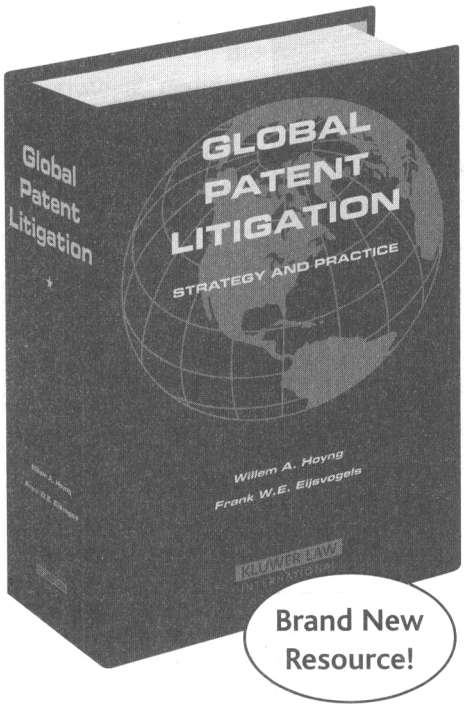
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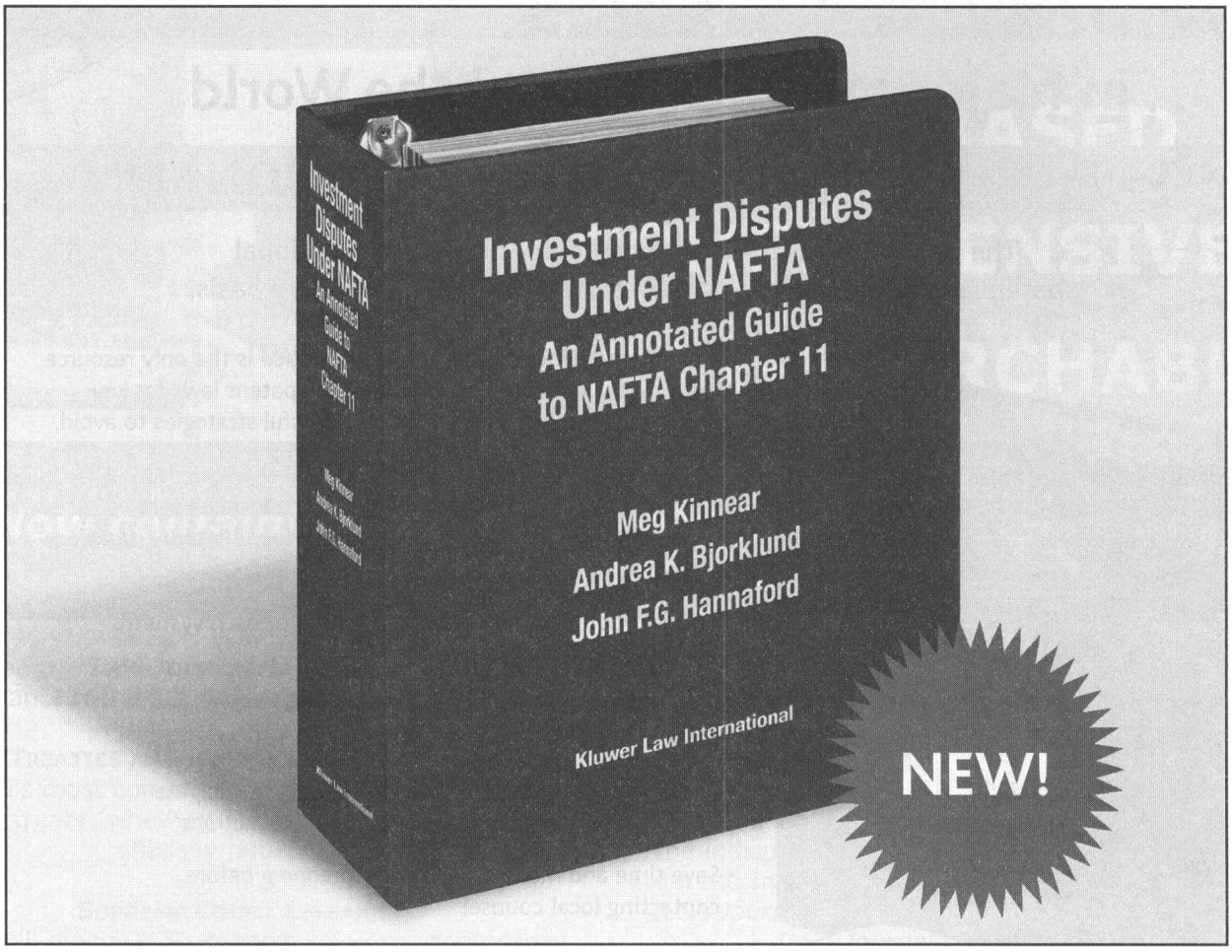
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It is therefore no surprise that one of the important initiatives ASIL took from its founding was to collect, to report on, and to make accessible important international legal materials. To this end, for the Society's first 55 years, documents appeared as part of the *American Journal of International Law* either in an Official Documents section or in supplements. In the early 1960s, the Society's Executive Council approved the preparation and publication of a periodical dedicated to identifying and disseminating important international law materials; since 1962, *International Legal Materials* has appeared six times a year and is now recognized worldwide as an important source of information on international law. *ILM's* mission to identify, to report on, and to make available such materials continues and now extends beyond print. The *ILM* editors and staff produce the electronic awareness bulletin, *International Law In Brief*, that is delivered to users by e-mail and can take them directly to materials available on the Internet.

As the Society looks to its second century and rededicates itself to its founding purpose to advance international law, we remain committed to providing the highest quality information to the broadest possible audience. *International Legal Materials* and its related suite of products are a central part of this mission.

Charlotte Ku
Chair
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March 2006

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