

International Law

Fourth Edition

International Law

Fourth Edition

Valerie Epps

PROFESSOR OF LAW

DIRECTOR OF THE INTERNATIONAL LAW CONCENTRATION

SUFFOLK UNIVERSITY LAW SCHOOL

BOSTON, MA, U.S.A.

CAROLINA ACADEMIC PRESS

Durham, North Carolina

Copyright © 2009
Valerie Epps
All Rights Reserved

Library of Congress Cataloging-in-Publication Data

Epps, Valerie, 1943-
International law / Valerie Epps. -- 4th ed.
p. cm.
Includes bibliographical references and index.
ISBN 978-1-59460-551-2 (alk. paper)
1. International law. I. Title. II. Series.

KZ1242.E67 2009
341--dc22

2009019317

CAROLINA ACADEMIC PRESS
700 Kent Street
Durham, North Carolina 27701
Telephone (919) 489-7486
Fax (919) 493-5668
www.cap-press.com

Printed in the United States of America

For all my students, past and future, in the hope
and belief that the development of a just system
of international law can contribute to a better
world for everyone.

Contents

Table of Cases	xvii
Acknowledgments	xxvii
Preface	xxix
Electronic Research Sources	xxxii
Introduction	3
What Is It?	3
Traditional Definition	3
Chapter I • Sources of International Law	5
Who Makes Up International Law? The Doctrine of Sources	5
Custom	5
<i>The Paquete Habana</i>	5
Note: The Relationship of International Law to Domestic (National) Law	11
<i>Abdullahi v. Pfizer, Inc.</i>	12
Regional Custom	20
Special or Local Custom	21
<i>Jus Cogens</i>	21
Treaties	22
<i>North Sea Continental Shelf Cases</i>	22
General Principles of Law	26
Judicial Decisions	27
Writers and Scholars	28
Concluding Remarks	28
Suggested Further Readings	29
Chapter II • Title to Territory	31
<i>Terra Nullius</i>	31
Discovery	32
Occupation	32

<i>Island of Palmas (Miangas) Case</i>	32
<i>Case Concerning Sovereignty over Pedra Branca/Pulau Batu Puteh, Middle Rocks and South Ledge</i>	41
Conquest	44
Cession	46
Prescription	46
The Falkland Islands/Islas Malvinas Dispute	46
<i>Uti Possidetis</i>	49
Accretion and Avulsion	50
The Arctic	51
The Antarctic	51
Celestial Bodies and Space	52
Problem	52
Suggested Further Readings	53
Chapter III • The Law of Treaties	55
What Is a Treaty? Definition	55
Capacity to Conclude a Treaty	56
Ratification	56
Internal Ratification: U.S. Procedure	56
International Ratification	57
Reservations	57
<i>Reservations to the Convention on the Prevention and Punishment of the Crime of Genocide</i>	58
Problems	64
Entry into Force	64
Observance and Application of Treaties	64
Interpretation of Treaties	65
<i>Case Concerning Avena and Other Mexican Nationals</i>	66
Invalidity	80
Error	80
Fraud and Corruption	80
Coercion	81
Conflict with a Peremptory Norm (<i>Jus Cogens</i>)	81
Termination and Suspension	82
Material Breach	82
<i>Legal Consequences for States of the Continued Presence of South Africa in Namibia (South West Africa) Notwithstanding Security Council Resolution 276</i>	83
Supervening Impossibility of Performance	84

Fundamental Change of Circumstances	85
<i>Case Concerning Gabčíkovo-Nagymaros Project</i>	85
Procedure for Termination	91
State Succession in Respect of Treaties	92
<i>Case Concerning Application of the Convention on the Prevention and Punishment of the Crime of Genocide</i>	92
The Effect of War on Treaties	95
<i>Techt v. Hughes</i>	95
The Effect of War on Human Rights Treaties	99
<i>Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory</i>	99
Suggested Further Readings	100
Chapter IV • Jurisdiction	101
The Territorial Principle	101
<i>United States v. Aluminum Co. of America</i>	103
The Nationality Principle	105
The Passive Personality Principle	106
<i>United States v. Fawaz Yunis, a/k/a Nazeeh</i>	106
The Protective Principle	110
<i>United States v. Bin Laden</i>	110
The Universality Principle	115
<i>Attorney General of the Government of Israel v. Eichmann</i>	115
<i>Case Concerning the Arrest Warrant of 11 April 2000</i>	122
Extradition	128
<i>United States v. Humberto Alvarez-Machain</i>	128
Problem	138
Immunity from Jurisdiction	138
Diplomatic Immunity	138
<i>Case Concerning United States Diplomatic and Consular Staff in Tehran</i>	140
<i>Knab v. Republic of Georgia</i>	145
<i>Case Concerning Armed Activities on the Territory of The Congo</i>	149
Consular Immunity	151
Head of State and Other Ministers' Immunity	152
<i>Regina v. Bartle and the Commissioner of Police for the Metropolis and Others Ex Parte Pinochet</i>	152
<i>Case Concerning the Arrest Warrant of 11 April 2000</i>	164
Immunity for International Organizations	171
Sovereign Immunity	171
Absolute Theory	171

The Restrictive Theory	173
Letter Addressed to Acting Attorney General Philip B. Perlman from the Department of State's Acting Legal Adviser, Jack B. Tate, May 19, 1952	173
The Act of State Doctrine	176
Problem	177
Suggested Further Readings	178
Chapter V • The Law of the Sea	179
Introduction	179
Internal Waters	180
Bays	180
Historic Bays	182
The Territorial Sea	183
Measuring the Territorial Sea	184
Powers of the Coastal State in the Territorial Sea and Foreign Ships' Right of Innocent Passage	184
<i>United States v. Conroy, United States v. Walker</i>	187
Archipelagos	191
International Straits	192
Definition of an International Strait	193
Customary Law	193
<i>Corfu Channel Case</i>	193
Treaty Law	194
The Contiguous Zone	195
The Exclusive Economic Zone	197
Rights Exercised in the Exclusive Economic Zone	198
Coastal States' Rights	198
Foreign States' Rights	198
The Continental Shelf	199
Delimitation of the Continental Shelf between States with Opposite or Adjacent Coasts	200
The High Seas	201
The Deep Sea Bed	202
The Deep Sea Bed Regime under the 1982 Convention	202
The Deep Sea Bed Regime under the 1994 Agreement	203
Settlement of Maritime Disputes	204
Marine Pollution	204
Fishing	206
Jurisdiction over Vessels	206

Nationality of Vessels	206
The Genuine Link Requirement	207
Remedy Where There Is No Genuine Link	208
Prohibited Activities on the High Seas	209
<i>United States v. Garcia</i>	211
Jurisdiction over Foreign Vessels	214
Internal Waters and Ports	214
<i>Wildenhus' Case</i>	214
The Territorial Sea	216
The Right of Hot Pursuit	217
<i>The Saiga Case</i>	218
Fishing on the High Seas	235
Problem	236
Suggested Further Readings	237
Chapter VI • International Environmental Law	239
State Responsibility for Environmental Harm	239
Establishing the Standard for State Responsibility	240
Customary Law	240
<i>The Corfu Channel Case</i>	240
<i>Trail Smelter Case</i>	243
Declarations and Treaty Law	245
Hazardous Waste	246
Atmosphere, Ozone and Climate	247
Nature, Flora, Fauna and Other Resources	247
Nuclear Fallout	248
<i>Legality of the Threat or Use of Nuclear Weapons</i>	250
Other Regimes	253
Suggested Further Readings	254
Chapter VII • International Legal Personality: States, International Organizations, Non-State Groups, Individuals, and Multi-National Corporations	255
The Definition of a State	255
A Defined Territory	255
A Permanent Population	256
A Government	256
Capacity to Enter into Relations with Other States	257
Secession and Self-Determination	258
<i>Reference re Secession of Quebec</i>	258
State Responsibility	269

A State's Capacity to Bring International Claims on Behalf of Individuals	269
Nationality of the Claimant	270
<i>Nottebohm Case</i>	270
International Organizations	276
Inter-Governmental Organizations	276
The United Nations	276
<i>Reparations for Injuries Suffered in the Service of the United Nations</i>	277
Structure of the United Nations	285
Non-Governmental International Organizations	288
Non-State Groups	289
Protected Groups	289
Non-State Actors	289
International Status of Individuals	290
Multi-National Corporations	291
Suggested Further Readings	291
Chapter VIII • Human Rights	293
Introduction	293
Human Rights in the United Nations System	294
The United Nations Charter	294
The Universal Declaration of Human Rights	295
The International Covenant on Civil and Political Rights	296
Rights and Freedoms under the Civil and Political Rights Covenant	297
States' Rights to Derogate from Guaranteed Rights and Freedoms	297
Enforcement of Rights and Freedoms under the Civil and Political Rights Covenant	297
Optional Protocols to the Covenant on Civil and Political Rights	298
<i>Uteev v. Uzbekistan</i>	299
<i>Llantoy Huamán v. Peru</i>	303
The International Covenant on Economic, Social and Cultural Rights	308
Rights and Freedoms under the Economic, Social and Cultural Rights Covenant	308
Enforcement of Rights and Freedoms under the Economic, Social and Cultural Rights Covenant	309
The United Nations Human Rights Council	310
The United Nations High Commissioner for Human Rights	311
United Nations Conventions on Specific Topics of Human Rights	311
Regional Human Rights Systems	312
The European Human Rights System	312
The European Convention	312

Enforcement of the European Convention	312
The European Court of Human Rights	315
<i>Case of Leyla Şahin v. Turkey</i>	315
Other European Human Rights Conventions	334
The Inter-American System	334
Rights Protected by the American Convention on Human Rights	335
Enforcement Mechanisms under the American Convention on Human Rights	335
The Inter-American Commission	336
The Inter-American Court of Human Rights	337
<i>Case of Valle Jaramillo et al. v. Colombia</i>	337
The African System	348
The African Charter	348
Enforcement of the African Charter	349
League of Arab States	349
The Shanghai Cooperation Organization and the Eurasian Economic Community	350
Enforcement of Human Rights in National (Domestic) Courts	350
Self-Execution of Treaties	351
<i>Negusie v. Holder</i>	352
Suggested Further Readings	358
Chapter IX • The Peaceful Settlement of Disputes: Arbitration and International Courts	361
The Obligation to Settle Disputes	361
Arbitration	361
International Courts	363
The Permanent Court of International Justice	363
The International Court of Justice	363
The Composition of the Court	363
The Jurisdiction of the International Court of Justice in Contentious Cases	364
<i>Norwegian Loans Case</i>	367
<i>Case Concerning Military and Paramilitary Activities in and against Nicaragua</i>	370
Jurisdiction Forum Prorogatum	380
The Jurisdiction of the International Court of Justice in Advisory Cases	380
The Power of the International Court of Justice to Issue Interim Measures of Protection	380
Other Major International Courts	381
The International Criminal Tribunal for the Former Yugoslavia	381

The International Criminal Tribunal for Rwanda	383
The Internatioanl Criminal Court	383
Conclusion	384
Suggested Further Readings	384
Chapter X • The Use of Force Including War	385
Introduction	385
The Modern Era	386
Coercive Measures Not Amounting to Armed Force	386
Retorsions	386
Reprisals Not Involving the Use of Armed Force	386
Pre-1945 Law on the Use of Armed Force	387
The Customary Law of Self-Defence	388
The Caroline Incident	388
Post-1945 Law	389
The United Nations Charter Law	389
The Meaning of “Force”	390
What is a Threat of Force?	390
<i>Legality of the Threat or Use of Nuclear Weapons</i>	391
Must Force Be Used for a Particular Object to Violate Article 2(4)?	392
Exceptions to Article 2(4)	392
Self-Defence	392
<i>Case Concerning Military and Paramilitary Activities in and against Nicaragua</i>	393
<i>Legality of the Threat or Use of Nuclear Weapons</i>	401
<i>Case Concerning Oil Platforms</i>	403
Preemption	406
Reprisals Using Force	407
The Rule of Non-Intervention	407
<i>Case Concerning Military and Paramilitary Activities in and against Nicaragua</i>	409
Civil Wars and the Rule of Non-Intervention	416
Intervention in Particular Circumstances	417
Intervening to Protect Nationals Abroad	417
Humanitarian Intervention	417
The Responsibility to Protect	419
The Security Council’s Power to Intervene	419
Article 41 Measures	420
Article 42 Measures	421
United Nationals Peacekeeping Forces	422

<i>Jus In Bello</i>	422
Regulation of the Conduct of Hostilities and Humanitarian Law	423
<i>The Prosecutor v. Drazen Erdemović</i>	426
<i>The Prosecutor v. Aloys Simba</i>	442
Weapons Control	449
Nuclear Weapons	451
<i>Legality of the Threat or Use of Nuclear Weapons</i>	454
Suggested Further Readings	476
Treaty Index	477
General Assembly Resolutions Index	483
Security Council Resolutions Index	485
General Index	487

Table of Cases

Bold type indicates that the whole case or a large excerpt of the case appears in the text.

- Abdullahi v. Pfizer, Inc.**, 562 F.3d 163 (2d Cir. 2009), 12–20, 28
- Aidi v. Yaron, 672 F.Supp. 516 (D.D.C. 1987), 146
- Aikins (U.S. v.), 946 F.2d 608 (9th Cir. 1990), 212
- Air France v. Saks, 470 U.S. 392 (1985), 131
- Air Services Agreement Case, (France v. U.S.), 18 R.I.A.A. 416 (1978), 387
- Aluminum Co. of America (U.S. v.)**, 148 F.2d 415 (2d Cir. 1945), 103–104, 113
- Alvarez-Machain (U.S. v.)**, 504 U.S. 655 (1992), 110, 128–137, 138, 351
- Anglo-Norwegian Fisheries Case (U.K. v. Norway), 1951 I.C.J. 116, 184, 191
- Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Bosnia & Herzegovina v. Serbia & Montenegro), 2007 I.C.J. ___, 95, 365
- Asylum Case (Columbia v. Peru) 1950 I.C.J. 266, 20
- Arrest Warrant Case (Democratic Republic of Congo v. Belgium)**, 2002 I.C.J. 3, 122–127, 164–170
- ATSI, Commc’ns, Inc., v. Shaar Fund Ltd., 493 F.3d 87 (2d Cir. 2007), 14
- Attorney General of the Government of Israel v. Eichmann, Judgment of Supreme Court of Israel, May 29, 1962**, 110, 115–122, 158
- Australia v. France, see Nuclear Tests Cases
- Avena Case (Mexico v. United States)**, 2004 I.C.J. 12, 66–77, 78, 82, 122, 138, 151, 152, 276
- Ballinger (U.S. v.) 395 F.3d 1218 (11th Cir. 2005), 212
- Banco National de Cuba v. Sabbatino, 376 U.S. 398 (1964), 177
- Bell Atl. Corp. v. Twombly, 550 U.S. 544 (2007), 14
- Belgium (Democratic Republic of Congo v.)** see **Arrest Warrant Case**
- Benitez (U.S. v.), 741 F.2d 1312 (11th Cir. 1984), 109, 113, 114
- Bin Laden (U.S. v.)**, 92 F.Supp.2d (S.D.N.Y. 2000), 110–114, 125
- Birch (U.S. v.), 470 F.2d 808 (4th Cir.), 110
- Bosnia-Herzegovina v. Yugoslavia**, 1996 I.C.J. 595, 92–95
- Bosnia and Herzegovina v. Serbia and Montenegro, 2007 I.C.J. ___, 95, 365
- Botswana v. Namibia, see Case Concerning Kasikili/Sedudu Island
- Bowman (U.S. v.), 260 U.S. 94 (1922), 109, 112
- Boznia & Herzegovina v. Yugoslavia (Serbia & Montenegro)** see **Case Concerning Application of the Convention on the Prevention and Punishment of the Crime of Genocide**
- Brandt (U.S. v.), 2 Trials of War Criminals before the Nuremberg Military Tribunal Under Control Council No. 10, 181 (1949), 16

- Burkina Faso v. Mali, see Frontier Dispute
- Cadena (U.S. v.), 585 F.2d 1252 (5th Cir. 1978), 189
- Cameroon v. Nigeria, Equatorial Guinea intervening, 2002 I.C.J. 303, 11–12
- Cambodia v. Thailand, see Case Concerning the Temple of Preah Vihear
- Campa (U.S. v.), 419 F.3d 1219 (11th Cir. 2005) rev'd en banc, 529 F.3d 980 (11th Cir. 2008) pet.for cert. filed (U.S. Jan 30, 2009), 187
- Canada v. U.S., see Gulf of Maine Area Case
- Cannon v. University of Chicago, 441 U.S. 677 (1979), 135
- Caroline Incident, 2 Moore, Dig. of Int'l Law 412 (1906)(not a case), 388–389
- Caro-Qunitero (U.S. v.), 745 F.Supp. 599 (C.D. Cal. 1990), 129,134
- Carrera v. Carrera, 174 F.2d 496 (D.C.Cir. 1949), 146
- Casado Coco v. Spain, Judgment of 24 Feb. 1994, Series A. No. 285-A, at 18, 326
- Case Concerning Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Bosnia-Herzegovina v. Yugoslavia), 1996 I.C.J. 595, 92–95, 380, 2007 I.C.J. ___, 95, 365**
- Case Concerning Armed Activities on the Territory of the Congo (D.R.C. v. Uganda) 2005 I.C. J. ___, 149–150**
- Case Concerning the Arrest Warrant of 11 April 2000, see, Arrest Warrant Case**
- Case Concerning Avena and Other Mexican Nationals, see Avena Case**
- Case Concerning East Timor (Portugal v. Australia), 1995 I.C.J. 90, 268, 269
- Case Concerning Gabčíkovo-Nagymaros Project (Hungary v. Slovakia) 1997 I.C.J. 7, 85–91, 92, 247**
- Case Concerning Kasikili/Sedudu Island (Botswana v. Namibia), 1999 I.C.J. 1045, 50, 56
- Case Concerning Military and Paramilitary Activities in and Against Nicaragua (Nicaragua v. U.S.) 1984 I.C.J. 14 and 392, 45, 363, 367, 370–379, 389, 390, 393–401, 404, 405, 407, 408, 409–416, 422**
- Case Concerning Maritime Delimitation and Territorial Questions (Qatar v. Bahrain) 1995 I.C.J. 6, 65
- Case Concerning Oil Platforms (Iran v. U.S.) 2003 I.C.J. 161, 208, 403–406**
- Case Concerning Questions of Mutual Assistance in Criminal Matters (Djibouti v. France), 2008 I.C.J. ___, 380
- Case Concerning Sovereignty Over Pedra Branca/Pulau Batu Puteh, Middle Rocks and South Ledge (Malaysia v. Singapore) 2008 I.C.J. ___, 41–44, 46, 49**
- Case Concerning the Frontier Dispute, see Frontier Dispute
- Case Concerning the Land, Island and Maritime Frontier Dispute, see Land, Island and Maritime Frontier Dispute
- Case Concerning the Land and Maritime Boundary Between Cameroon and Nigeria (Cameroon v. Nigeria, Equatorial Guinea intervening) 2002 I.C.J. 303, 11–12
- Case Concerning the Temple of Preah Vihear (Cambodia v. Thailand) 1962 I.C.J. 6, 80
- Case Concerning the Territorial Dispute (Libyan Arab Jamahiriya v. Chad) 1994 I.C.J. 6, 65
- Case Concerning U.S. Diplomatic and Consular Staff in Tehran (U.S. v. Iran) 1980 I.C.J. 3, 140–145, 377, 378**
- Case of Leyla Sahin v. Turkey, European Court of Human Rights (2005), 315–333**
- Case of Valle Jaramillo et al. v. Colombia, Inter-American Court of Human Rights (2008), 337–348**
- Certain Expenses of the United Nations Case, 1962 I.C.J. 151, 422

- Cha'are Shalom Ve Tsedek v. France, ECHR (2000), 331
- Chevron U.S.A. Inc. v. NRDC., 467 U.S. 837 (1984), 355
- Chindawongse (U.S. v.) 771 F.2d 840 (4th Cir. 1985), 152
- Chorzów Factory Case, 1927 P.C.I.J. (ser. A) No. 9, at 31, 27, 73, 169, 233
- Church v. Hubbard, 6 U.S. (2 Cranch) 187 (1804), 196
- Clipperton Island Case (France v. Mexico) reprinted at 26 Amer. J. Int'l L. 390 (1932), 362
- Columbia v. Peru, 1950 I.C.J. 266, 20
- Committee of U.S. Citizens Living in Nicaragua v. Reagan, 859 F.2d 929 (D.C. Cir. 1988), 109
- Congo v. Belgium, see Arrest Warrant Case**
- Conroy (U.S. v.) & Walker (U.S. v.), 589 F.2d 1258 (5th Cir. 1979), 187–191
- Continental Shelf Case (Tunisia v. Libya), 1982 I.C.J. 18, 183, 200
- Continental Shelf Case (Libya v. Malta), 1985 I.C.J. 13, 200, 458
- Convention on Consular Relations case, see Paraguay v. U.S.
- Corfu Channel Case (U.K. v. Albania), 1949 I.C.J. 4, 193–195, 240–242, 378, 380, 409, 410, 461**
- Davis (U.S. v.), 905 F.2d 245 (9th Cir. 1990), 212
- De Wilde, Ooms and Versyp v. Belgium, Judgment of 18 June 1971, Series A, No. 12, at 45, 326
- Delimitation of the Maritime Border in the Gulf of Maine Area (Canada v. U.S.) 1984 I.C.J. 246, 200
- Delimitation of the Maritime Boundary between Guinea and Guinea-Bissau, reprinted at 25 I.L.M. 252 (1986), 200
- Delimitation of the Maritime Areas between Canada and France (St. Pierre and Miquelon), reprinted at 31 I.L.M. 1149 (1992), 200
- Demjanjuk v. Petrovsky, 776 F.2d 571 (6th Cir. 1985), 157
- Democratic Republic of Congo v. Belgium, see Arrest Warrant Case**
- Democratic Republic of Congo v. Uganda, see Case Concerning Armed Activities on the Territory of the Congo**
- Denmark v. Norway, see Legal Status of Eastern Greenland
- Denmark v. Norway, see Maritime Delimitation in the Area Between Greenland and Jan Mayen
- Dralle v. Republic of Czechoslovakia, Supreme Court of Austria, (1950) Int'l L. Rep. 155 (H. Lauterpacht ed.), 173
- Eastern Greenland Case, see Legal Status of Eastern Greenland
- East Timor, see Case Concerning East Timor
- EEOC v. Arabian Oil Co, 499 U.S. 244 (1991), 111
- Eichmann Case, see Attorney General of the Government of Israel v. Eichmann**
- Einsatzgruppen Case, Trial of Otto Ohe- lendorf et al., Trials of War Criminals before the Nuremberg Military Tri- bunals Under Control Council Law No. 11, vol IV, at p.43, 439
- El Salvador v. Honduras, See Land, Island and Maritime Frontier Dispute
- ELSI Case (U.S. v. Italy), 1989 I.C.J. 15, 364
- Erdemović, see Prosecutor v. Drazen Erdemović**
- Ex-King Farouk of Egypt v. Christian Dior, 24 I.L.R. 288 (1957), 161
- Factor v. Laubenheimer, 290 U.S. 276 (1933), 131
- Factory at Chorzow, see Chorzow Fac- tory Case
- Fairfax's Devisee v. Hunter's Lessee, 11 U.S. (7 Cranch) 603 (1813), 351
- Fawaz Yunis, a/k/a Nazeeh (U.S. v.), 924 F.2d 1086 (D.C. Cir. 1991), 106–109**
- Federal Trade Commission v. Compagnie de Saint-Gabain-Pont-a-Mousson 636 F.2d 1300 (D.C. Cir. 1980), 109

- Federenko v. U.S., 449 U.S. 490 (1981), 353, 354, 355, 356, 358
- Filartiga v. Pena-Irala, 630 F.2d 876 (2d Cir. 1980), 14
- Fisheries Jurisdiction Case (Jurisdiction) (U.K. v. Iceland) 1973 I.C.J. 63, 89, 91
- Fisheries Jurisdiction Case (Merits) (U.K. v. Iceland) 1974 I.C.J. 3, 197
- Flores v. Southern Peru Copper Corp., 411 F.3d 233 (2d Cir. 2003), 14, 15, 17, 18
- Florida Power & Light Co. v. Lorion, 470 U.S. 729 (1985), 355
- Foley Bros. v. Filardo, 336 U.S. 281 (1949), 109, 111
- Fong Yue Ting v. U.S., 149 U.S. 698 (1893), 97
- Foster v. Neilson, 27 U.S. (2 Pet.) 253 (1828), 351
- France v. Norway, see *Norwegian Loans Case*
- France v. Turkey, see *Lotus Case*
- Frontier Dispute (Burkina Faso v. Mali) 1986 I.C.J. 554, 50, 364
- Frontier Dispute (Benin v. Niger), 2005 I.C.J. 90:364
- Frisbie v. Collins, 342 U.S. 519 (1952), 130, 133
- Furundzija, see *Prosecutor v. Furundzija Gabčíkovo-Nagymaros Project (Hungary v. Slovakia)* 1997 I.C.J. 7, 85–91, 92, 247
- Garcia (U.S. v.) 182 Fed. Appx. 873 (11th Cir. 2006), 211–213
- Germany v. Denmark, see *North Sea Continental Shelf Cases*
- Germany v. Netherlands, see *North Sea Continental Shelf Cases*
- Germany v. U.S., see *LaGrand Case*
- Gonzales, v. Thomas, 547 U.S. 183 (2006) (per curiam), 355
- Gonzalez (U.S. v.), 776 F.2d 931 (11th Cir. 1985), 213
- Governo degli Stati Uniti di America c. Soc. I.R.S.A. [1963] Foro Ital. 1405, 47
- Revista de Diritto Internazionale 484 (May 13, 1963), 176
- Gulf of Maine Area Case (Canada v. U.S.) 1984 I.C.J. 246, 200, 364, 365
- Head Money Cases, 112 U.S. 580 (1884), 97
- Hellenic Lines, Ltd. v. Moore, 345 F.2d 978 (D.C. Cir. 1965), 147
- Herero Peoples' Reparation Corp. v. Deutsche Bank, A.G., 370 F.3d 1192 (D.C. Cir. 2004), 213
- Hatch v. Baez, 7 Hun. 596 (1876), 161
- Hernandez (U.S. v.), 106 F.Supp. 2d 1317 (S.D. Fla. 2000), 187
- Hilton v. Guyot, 159 U.S. 113 (1895), 9
- Hudoyberganova v. Uzbekistan, 12 Int'l Hum. Rt. Rep. 345 (2005), 333
- Hungary v. Slovakia, see *Gabčíkovo-Nagymaros Project*
- Humberto Alvarez-Machain (U.S. v.), see *U.S. v. Alvarez-Machain*
- INS v. Aguirre-Aguirre, 526 U.S. 415 (1999), 354, 356
- INS v. Cardoza-Fonseca, 480 U.S. 421 (1987), 354, 356
- Israeli/Palestinian Wall Case, see *Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory*
- Iran Hostages Case, see *Case Concerning U.S. Diplomatic and Consular Staff in Tehran*
- Iran v. U.S., see *Case Concerning Oil Platforms*
- Italy (Gentini v. Venezuela, Mixed Claims Commission, 1903, 27
- Island of Palmas (Miangas) Case (Netherlands v. U.S.) 2 U.N. Rep. Int'l Arbitral Awards 829 (1928), 32–40, 49
- Jaramillo et al. v. Colombia, Inter-American Court of Human Rights (2008), 347–348
- Jimenez v. Aristeguiete, 311 F.2d 547 (5th Cir. 1962), 161
- Kadic v. Karadžić, 70 F.3d 232 (2d Cir. 1995), 14

- Ker v. Illinois, 119 U.S. 436 (1886);, 130, 132, 133, 137
- Khulumani v. Barclay National Bank, Ltd., 504 F.3d 245 (2d Cir. 2007) (per curiam), 15
- Knab v. Republic of Georgia, (D.D.C. 1998), 145–148
- LaGrand Case (Germany v. U.S.), 2001 I.C.J. 466,, 66, 68, 72, 74, 75, 77, 82, 122, 138, 276, 380, 381
- Land and Maritime Boundary Between Cameroon and Nigeria (Cameroon v. Nigeria, Equatorial Guinea intervening) 2002 I.C.J. 303, 11–12
- Land, Island and Maritime Frontier Dispute (El Salvador v. Honduras, Nicaragua intervening) 1990 I.C.J. 92 & 1992 I.C.J. 351, 50, 200, 364
- Larsen (U.S. v.), 952 F.2d 1099 (9th Cir. 1991), 112
- Legal Consequences for States of the Continued Presence of South Africa in Namibia (South West Africa) Notwithstanding Security Council Resolution 276, 1971 I.C.J. 16 (Advisory Opinion), 83–84**
- Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory, 2004 I.C.J. 136 (Advisory Opinion 9 July 2004), 45, 99–100, 268–269, 423**
- Legal Status of Eastern Greenland, (Denmark v. Norway) 1933 P.C.I.J. (ser. A/B) No. 53 at 194 (April 5), 43, 55
- Legality of the Threat or Use of Nuclear Weapons, 1996 I.C.J. 226 (Advisory Opinion), 28, 100, 123, 250–252, 391–392, 401–402, 405, 407, 454–475**
- Legality of Use of Force (Yugoslavia v. Belgium) 199 I.C.J. 124; (Yugoslavia v. Canada) 1999 I.C.J. 259; (Yugoslavia v. France) 1999 I.C.J. 363; (Yugoslavia v. Germany) 1999 I.C.J. 422; (Yugoslavia v. Italy) 1999 I.C.J. 481;)Yugoslavia v. Spain) 1999 I.C.J. 761; (Yugoslavia v. U.K.) 1999 I.C.J. 826;)Yugoslavia V. U.S.) 1999 I.C.J. 916, 419
- Leyla Sahin v. Turkey, European Court of Human Rights (2005), 315–333**
- Libyan Arab Jamahiriya v. Chad, 1994 I.C.J. 6, 65
- Liechtenstein v. Guatemala, see Nottebohm Case**
- Llantoy Huamán v. Peru, Human Rights Committee (2005), 303–307**
- Logan v. Dupuis, 990 F.Supp. 26 (D.D.C. 1997), 147
- Lotus Case (France v. Turkey), 1927 P.C.I.J. (ser. A) No. 10, 117, 214
- MacAllister (U.S. v.), 160 F.3d 1304 (11th Cir. 1998), 114
- Malaysia v. Singapore, 2008 I.C.J. ____, 41–44, 46, 49**
- Mandla v. Dowell, [1993] All E. Rep. 548, 324
- Marino-Garcia (U.S. v.), 679 F.2d 1373 (11th Cir. 1982), 213
- Maritime Delimitation in the Area between Greenland and Jan Mayen (Denmark v. Norway) 1993 I.C.J. 38, 200
- Martinez-Hidalgo (U.S. v.), 993 F.2d 1052 (3d Cir. 1993), 213
- Masetti Case, decision of 17 nov. 1947 in Massimario della Seconda della Casazione, 1947 No. 2569, at 416, 435
- Maul v. U.S., 274 U.S. 501 (1927), 189
- McCulloch v. Sociedad Nacional de Marineros de Honduras, 372 U.S. 10 (1963), 113
- Medellin v. Texas, 128 S.Ct. 1346 (2008), 78, 79, 351
- Mexico v. United States, see Avena Case**
- Mexico v. U.S., 2009 I.C.J. __, 78
- Metropolitan Church of Bessarabia and Others v. Moldova, ECHR (2001), 331
- Military and Paramilitary Activities in and Against Nicaragua (Nicaragua v. U.S.), see Case Concerning Military and Paramilitary Activities in and Against Nicaragua**
- Mine Workers (U.S. v.), 330 U.S. 258 (1947), 137

- Mol Inc. v. People's Republic of Bangladesh*, 736 F.2d 1326 (9th Cir. 1984), 176
- Monetary Gold Removed from Rome in 1943 Case, 1954 I.C.J. 19, 376
- Mora v. People of the State of N.Y.*, 524 F.3d 183 (2d Cir. 2008), 15
- Moreno-Morillo (U.S. v.)* 334 F.3d 819 (9th Cir. 2003), 212
- Murray v. The Schooner Charming Betsy*, 6 U.S. 64(1804), 109
- Nat'l Cable & Telecomms. Ass'n v. Brand X Internet Services*, 545 U.S. 967 (2005), 355
- Negusie v. Holder*, 129 S.Ct. 1159 (2009), 352–358, 441
- Netherlands v. U.S.*, see *Island of Palmas (Miangas) Case*
- New Jersey v. New York*, 523 U.S. 767 (1998), 50
- New Zealand v. France*, see *Nuclear Tests Cases*
- Nicaragua v. U.S.*, see *Case Concerning Military and Paramilitary Activities In and Against Nicaragua*
- North Sea Continental Shelf Cases (Federal Republic of Germany v. Denmark) (Federal Republic of Germany v. Netherlands)* 1969 I.C.J. 3, 22–26, 27, 200, 352, 411
- Northern Securities Co. v. U.S.*, 193 U.S. 197 (1904), 137
- Norwegian Loans Case (France v. Norway)* 1957 I.C.J. 9, 367–370
- Nottebohm Case (Liechtenstein v. Guatemala)*, 1955 I.C.J. 4, 151, 178, 209, 270–275
- Nuclear Tests Cases (Australia v. France)*, 1974 I.C.J. 253, 55, 248, 467; (*New Zealand v. France*), 1974 I.C.J. 457, 248
- Request for an Examination of the Situation in Accordance with Paragraph 63 of the Court's Judgment of 20 December 1974 in the Nuclear Tests (New Zealand v. France)*, 1995 I.C.J. 288, 249
- Nuclear Weapons Case*, see *Legality of the Threat or Use of Nuclear Weapons*
- Oil Platforms Case (Islamic Republic of Iran v. United States)* 2003 I.C.J. 161, 403–406
- Odeh (U.S. v.)* 548 F.3d 276 (2d Cir. 2008), 114
- Olympic Airways v. Husain* 504 U.S. 644 (2004), 79
- Orozco-Prada (U.S. v.)*, 732 F.2d 1076 (2d Cir. 1984), 112
- Ourano Toxo and Others v. Greece*, ECHR (2005), 330
- Pacific & Arctic R. & Navigation Co. (U.S. v.)*, 228 U.S. 87 (1913), 104
- Palestinian /Israeli Wall Case*, see *Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory*
- Paquete Habana*, 175 U.S. 677 (1900), 5–10, 11, 28, 352
- Paraguay v. U.S.* 1998 I.C.J. 248 (Interim Protection Order of Apr. 9), 77
- Phillips v. Eyre* [1871] L.R. 6 Q.B. 1, 116
- Pinochet Case*, see *Regina v. Bartle and the Commissioner for the Metropolis and others Ex Parte Pinochet*
- Pizzarusso (U.S. v.)*, 388 F.2d 89 (2d Cir. 1968), 112, 114
- Portugal v. India*, see *Right of Passage Case*
- Prosecutor v. Dusko Tadic'*, Decision on the Defense Motion for Intercutory Appeal on Jurisdiction, 1995 I.C.T.Y. No. IT-94-1-AR 72 reprinted at 35 I.L.M. 32 (1996), Opinion and Judgment, Case No. IT-94-1-T, reprinted at 36 I.L.M. 908 (1997), 381, 382, 383
- Prosecutor v. Furundzija*, Case No. 17-95-17/1-T (Judgment of the Trial Chamber, 10 Dec. 1998), 21, 157
- Prosecutor v. Drazen Erdemovic*, 1997 I.C.T.Y. No. IT-96-22, 385, 383, 426–441
- Prosecutor v. Simba*, 2005 I.C.T.R. No. 01-76-T, 383, 442–449

- Qatar v. Bahrain, 1995 I.C.J. 6, 65
- Quebec Secession, see Reference re Secession of Quebec**
- Queen v. Griffiths [1891] 2 Q.B., 145, 116
- Rauscher (U.S. v.), 119 U.S. 407 (1886), 129, 130, 132, 133, 134, 135, 136, 137
- Reference re Secession of Quebec, 2 S.C.R. 217 (1998), 258–268, 289**
- Regina v. Bartle and the Commissioner for the Metropolis and others Ex Parte Pinochet, House of Lords, U.K., (1999) 2 A11 E. R. 97, 124, 152–163**
- Regina v. Dudley and Stephens, 14 Q.B.D. 273 (1884), 440
- Regina (On the Application of Begum) v. Headteacher and Governors of Denbigh High School ([2004] EWHC 1389 (Admin)), 324
- Reid v. Covert, 354 U.S. 1 (1957), 188
- Rendon (U.S. v.), 354 F.3d 1320 (11th Cir. 2003), 213
- Reparations for Injuries Suffered in the Service of the United Nations, 1949 I.C.J. 174 (Advisory Opinion), 277–284**
- Request for Interpretation of Judgment of 31 March 2004 (Mexico v. U.S.) 2009 I.C.J. ___, 12, 78
- Reservations to the Genocide Convention, 1951 I.C.J. 15 (Advisory Opinion), 57, 58–63, 94**
- Rweyemamu v. Cote, 520 F.3d 198 (2d Cir. 2008), 14
- Right of Passage Case, (Portugal v. India) 1960 I.C.J. 6, 21
- Rights of Minorities in Polish Upper Silesia (Germany v. Poland), 1928 P.C.I.J. (ser. A) No. 15, 380
- Sahin v. Turkey, European Court of Human Rights (2005), 315–333**
- Saiga Case, (Saint Vincent and the Grenadines v. Guinea), 1999 ITLOS No. 2, 198, 209, 218–234**
- Sale v. Haitian Ctrs. Council, Inc., 509 U.S. 155 (1993), 111
- Schooner Exchange v. McFaddon, 11 U.S. (7 Cranch) 116 (1812), 172
- Secession, Quebec, see Reference re Secession of Quebec**
- Serif v. Greece, ECHR (1999), 328
- Simba, see Prosecutor v. Aloys Simba**
- Sisal Sales Corp. (U.S. v.), 274 U.S. 268 (1927), 104
- Smith v. U.S., 507 U.S. 197 (1993), 112
- Smith and Grady v. U.K., ECHR (1999), 332
- Sosa v. Alvarez-Machain, 542 U.S. 692 (2004), 14, 17, 20
- Sovereignty Over Pedra Branca/Pulau Batu Pateh, Middle Rocks and South Ledge (Malaysia v. Singapore) 2008 I.C.J. ___, 41–44, 46, 49**
- St. Vincent and the Grenadines v. Guinea, see Saiga Case**
- S.S. I'm Alone Case, III U.N.R.I.A.A. 1609 (1935), 232
- Stalag Luft III Case, XI Law Reports 33, 439
- Stanely (U.S. v.), 483 U.S. 669 (1987), 18
- Tabion v. Mufti, 73 F.3d 535 (4th Cir. 1996), 139
- Tadic Case, see Prosecutor v. Dusko Tadic
- Taveras v. Taveraz, 477 F.3d 767 (6th Cir. 2007), 14
- Techt v. Hughes, 229 N.Y. 222 (1920), 95–98**
- Temple Case (Cambodia v. Thailand) 1962 I.C.J. 6, 27
- The Apollon, 22 U.S. (9 Wheat.) 362 (1824), 136
- The Caroline Incident, 2 Moore, Dig. of Int'l Law 412 (1906)(not a case), 388–389**
- The Lotus Case, (France v. Turkey), 1927 P.C.I.J. (ser. A) No. 10, 117, 214
- The Nottebohm Case, see Nottebohm Case**
- The Paquete Habana, 175 U.S. 677 (1900), 5–10, 11, 28, 352**
- The Red Crusader, 35 I.L.R. 485 (1917), 232

- The Richmond, 13 U.S. 102 (1815), 191
- The Saiga Case**, see **Saiga Case**
- The Schooner Charming Betsy (Murray v.), 6 U.S. (2 Cranch) 64 (1804), 109
- The Schooner Exchange v. McFaddon, 11 U.S. 116 (1812), 172
- The Sunday Times v. U.K. (No. 1) Judgment of 26 April 1979, Series A, No. 30, at 30, 326
- Thomsen v. Cayser, 243 U.S. 66 (1917), 104
- Trail Smelter Case (U.S. v. Canada)**, 3 U.N. Rep. Int'l Arbitral Awards 1938 (1941), 243–244, 247
- U.K. v. Albania**, see **Corfu Channel Case**
- United Communist Party of Turkey and Others v. Turkey, Judgment of 30 Jan. 1998, Rep. 1998-I, at 27, 328
- U.K. v. Iceland, see **Fisheries Jurisdiction Case**
- U.S. v. Aikins, 946 F.2d 608 (9th Cir. 1990), 212
- U.S. v. Alvarez-Machain**, 504 U.S. 665 (1992), 110, 128–137, 138, 351
- U.S. v. Aluminum Co. of America**, 148 F.2d 416 (2d Cir. 1945), 103–104, 113
- U.S. v. Ballinger, 395 F.3d 1218 (11th Cir. 2005), 212
- U.S. v. Benitez, 741 F.2d 1312 (11th Cir. 1984), 109, 113, 114
- U.S. v. Bin Laden**, 92 F.Supp. 2d (S.D.N.Y. 2000), 110–114, 125
- U.S. v. Birch**, 470 F.2d 808 (4th Cir. 1972), 110
- U.S. v. Bowman, 260 U.S. 94 (1922), 109, 112
- U.S. v. Brandt, 2 Trials of War Criminals Before the Nuremberg Military Tribunal Under Control Council No. 10 181 (1949), 16
- U.S. v. Cadena, 585 F.2d 1252 (5th Cir. 1978), 189
- U.S. v. Campa, 419 F.3d 1219 (11th Cir. 2005) rev'd en banc, 529 F.3d 980 (11th Cir. 2008), cert. den., 129 S.Ct. 2790 (2009), 187
- U.S. v. Canada**, see **Trail Smelter Case**
- U.S. v. Caro-Qunitero, 745 F.Supp. 599 (C.D. Cal. 1990), 129, 134
- U.S. v. Chindawongse/U.S. v. Siripan, 771 F. 2d 840 (4th Cir. 1985), 152
- U.S. v. Conroy & U.S. v. Walker**, 589 F.2d 1258 (5th Cir. 1979), 197–191
- U.S. v. Davis, 905 F.2d 245 (9th Cir. 1990), 212
- U.S. v. Fawaz Yunis, a/k/a Nazeeh**, 924 F.2d 1086 (D.C. Cir. 1991), 106–109
- U.S. v. Garcia**, 182 Fed. Appx. 873 (11th Cir. 2006), 211–213
- U.S. v. Gonzalez, 776 F.2d 931 (11th Cir. 1985), 213
- U.S. v. Hernandez, 106 F. Supp. 2d 1317 (S.D. Fla. 2000), 187
- U.S. v. Humberto Alvarez-Machain**, 504 U.S. 655 (1992), 128–137
- U.S. v. Larsen, 952 F.2d 1099 (9th Cir. 1991), 112
- U.S. v. MacAllister, 160 F.3d 1304 (11th Cir. 1998), 114
- U.S. v. Marino-Garcia, 679 F.2d 1373 (11th Cir. 1982), 213
- U.S. v. Martinez-Hidalgo, 993 F.2d 1052 (3d Cir. 1993), 213
- U.S. v. Mine Workers, 330 U.S. 258 (1947), 137
- U.S. v. Moreno-Morillo, 334 F.3d 819 (9th Cir. 2003), 212
- U.S. v. Odeh, 548 F.3d 276 (2d Cir. 2008), 114
- U.S. v. Orozo-Prada, 732 F.2d 1076 (2d Cir. 1984), 112
- U.S. v. Pacific & Arctic R. & Navigation Co., 228 U.S. 87 (1913), 104
- U.S. v. Pizzarusso, 388 F.2d 89 (2d Cir. 1968), 112, 114
- U.S. v. Rauscher, 119 U.S. 407 (1886), 129, 130, 132, 133, 134, 135, 136, 137
- U.S. v. Rendon, 354 F.3d 1320 (11th Cir. 2003), 213
- U.S. v. Sisal Sales Corp., 274 U.S. 268 (1927), 104

- U.S. v. Stanley, 483 U.S. 669 (1987), 18
- U.S. v. Vasquez-Velasco, 15 F.3d 833 (9th Cir. 1994), 113, 114
- U.S. v. Verdugo-Urquidez, 939 F.2d 1341 (9th Cir. 1991), 129, 132, 134
- U.S. v. Verdugo-Urquidez, 494 U.S. 259 (1990), 188
- U.S. v. Warren, 578 F.2d 1058 (5th Cir. 1978), 188
- U.S. v. Wright-Barker, 784 F.2d 167 (3d Cir. 1986), 112
- U.S. v. Yousef, 317 F.3d 56 (2d Cir. 2008), 15
- U.S. v. Yunis, 924 F.2d 1086 (D.C. Cir. 1991), 106–109, 113**
- U.S. v. Zehe, 601 F. Supp. 196 (D.Mass. 1985), 113
- Uteev v. Uzbekistan, Human Rights Committee (2007), 299–302**
- Valentine v. U.S. ex rel. Neidecker, 299 U.S. 5 (1936), 131, 132
- Valle Jaramillo et al. v. Colombia, Inter-American Court of Human Rights (2008), 337–348**
- Vasquez-Velasco (U.S. v.), 15 F.3d 833 (9th Cir. 1994), 113, 114
- Verdugo-Urquidez (U.S. v.), 939 F.2d 1341 (9th Cir. 1991), 129, 132, 134
- Verdugo-Urquidez (U.S. v.), 494 U.S. 259 (1990), 188
- Victory Transport, Inc. v. Comisaria General de Abastecimiento y Transportes, 336 F.2d 354 (2d Cir. 1964), 176
- Vietnam Ass'n for Victims of Agent Orange v. Dow Chemical Co., 517 F.3d 104 (2d Cir. 2008), 15, 17
- Ware v. Hylton, 3 U.S. (3 Dall.) 198 (1796), 351
- Warren (U.S. v.), 578 F.2d 1058 (5th Cir. 1978), 188
- Western Sahara Case, 1975 I.C.J. 12 (Advisory Opinion), 32
- Wildenhus' Case, 120 U.S. 1 (1887), 214–215**
- Wright-Barker (U.S. v.), 784 F.2d 167 (3d Cir. 1986), 112
- Yousef (U.S. v.), 317 F.3d 56 (2d Cir. 2008), 15
- Yunis (U.S. v.), 924 F.2d 1086 (D.C. Cir. 1991), 106–109**
- Zehe (U.S. v.), 601 F.Supp. 196 (D.Mass. 1985), 113
- Zicherman v. Korean Air Lines Co., 516 U.S. 217 (1996), 357

Acknowledgments

I would like to thank the President and Trustees of Suffolk University who granted me a sabbatical leave, without which this book would never have been completed. The Legal Studies Department at Brandeis University kindly allowed me to test out the text in an international law course. My students at Suffolk University Law School have been a source of much inspiration and proved a spur to develop better materials for teaching. My research assistants, Tracy Devlin, Kristine Hung, Frank Maniscalco, Halim Moris, and Maureen Pomeroy have all been diligent, prompt, and creatively cheerful. Joan Comer typed, retyped, and then repeated that process many times, always with speed and much grace and Patricia McLaughlin provided excellent secretarial assistance throughout the original project. To them all I owe a great debt. The second edition would not have been completed without the efficiency, grace and calming influence of Mishell Fortes who corrected, changed and inserted all the additions to the new edition. In working on the third edition I was aided by Rita Mercardo, my research assistant, and by the ever patient and tireless Mishell Fortes. The fourth edition, once again, was only possible with the detailed and meticulous help of Mishell Fortes.

International Law

Fourth Edition

Preface

The purpose of this book is to introduce students, with little legal training, to the study of public international law. Within North America law is normally taught at the graduate level in a professional law school. Yet there is a long and honorable tradition of teaching international law at the undergraduate or postgraduate level, particularly within the larger framework of international relations, generally in departments of government or political science. Throughout most of the rest of the world, law, including international law, is taught at the undergraduate level.

The need for a book specifically designed for students with limited legal knowledge became apparent to me when I was asked to teach such a course at Brandeis University. I reviewed the available literature and, apart from the standard, narrative form introductions to international law, there was little available. There are, of course, a number of well known case books, widely used in the professional law schools, which I have used for many years teaching in law schools, but all of them were both too detailed for introductory courses and assumed a fairly large legal background. Almost invariably international law is taught as an upper level course in law schools and the authors of texts for such courses can reasonably count on students having a fairly comprehensive grasp of all the core subjects of law.

I concluded that teaching a course at the undergraduate level or to graduate nonlegal specialists required a somewhat different approach and somewhat different materials and so I set about to construct my own book. The result appears in the pages that follow. It should be added that these materials do not assume that such students are less able than graduate law students to grasp difficult issues nor does it assume that they cannot deal with a variety of complex instruments that bear on a particular problem. Rather the book focusses on the central problems of international law, assumes no prior legal knowledge except that gathered by living in a society organized under a legal system, and encourages students to work through a number of problems that present a variety of international issues. The overriding aspiration of this book is that students will acquire a general understanding of the mechanisms and concepts of the international legal system and that they will find encouragement to pursue further study of the area.

Valerie Epps
Professor of Law
Director of the International Law Concentration
Suffolk University Law School
Boston, Massachusetts, U.S.A.

Electronic Research Resources for International Law

There are an ever expanding number of sites for conducting international law research electronically. It is fair to say that the availability of international law materials electronically has revolutionized research in international law. There are a number of guides to such research. The citations to, or web site addresses of two excellent guides are listed below:

ASIL Guide to Electronic Resources for International Law, available at: www-asil.org/erg home.cfrs. **Electronic Information System for International Law**, available at: [ww.eisil.org/](http://www.eisil.org/). **International Law Guides**, available at: www.llrx.com/international_law.html, has links to many useful sites. Many law schools also maintain useful sites. Go to the particular law school's web site and click on Library. Cornell has a Legal Information Institute: <http://www.law.cornell.edu/world/>. Duke has an International Legal Research Tutorial: <http://www.law.duke.edu/ilrt/>. The Fletcher School of Law and Diplomacy has a useful treaty site at <http://www.fletcher.tufts.edu.multi/multilaterals.html>. **The United Nations web site, www.un.org** will connect you to the internet sites for the International Court of Justice, The International Criminal Tribunal for the Former Yugoslavia, The International Criminal Tribunal for Rwanda, The International Criminal Court, The International Tribunal for the Law of the Sea, the United Nations Treaty Collection, the United Nations Documentation Research Guide and a large amount of information on Peace and Security, Economic and Social Development, Human Rights and Humanitarian Affairs.