INTERNATIONAL LAW REPORTS

Volume

44

EDITED

BY

E. LAUTERPACHT, Q.C.

OF GRAY'S INN;

FELLOW OF TRINITY COLLEGE, CAMBRIDGE

LONDON
BUTTERWORTHS

1972

BUTTERWORTH & CO. (PUBLISHERS) LTD. LONDON: 88 Kingsway, WC2B 6AB ENGLAND:

AUSTRALIA:

BUTTERWORTH & CO. (AUSTRALIA) LTD. SYDNEY: 586 Pacific Highway, Chatsworth, NSW 2067 MELBOURNE: 343 Little Collins Street, 3000 BRISBANE: 240 Queen Street, 4000

BUTTERWORTH & CO. (CANADA) LTD. TORONTO: 14 Curity Avenue, 374 CANADA:

NEW ZEALAND: BUTTERWORTH & CO. (NEW ZEALAND) LTD. WELLINGTON: 26-28 Waring Taylor Street, r

SOUTH AFRICA: BUTTERWORTH & CO. (SOUTH AFRICA) (PTY.) LTD. DURBAN: 152-154 Gale Street

(C) E. LAUTERPACHT 1972

International Standard Book Number: 0406 87645 2

PREFACE

THE present volume contains a substantial instalment of French cases from as long ago as 1961, and will be rapidly followed by a considerable number of others in the volumes next to appear, in an attempt to bring more closely up to date the presentation of French material. The burden of translating those decisions has fallen on Miss A. L. W. Munkman, to whom I am most grateful.

This publication depends greatly upon the co-operation of those who have knowledge of or access to decisions which would otherwise remain unknown. I wish therefore especially to express my appreciation to Dr. Martin Domke, for first drawing my attention to the Valentine Petroleum case; to Mr. H. Bachrach, for providing the text of the award in the arbitration between Starways Limited and the United Nations; and to the Foreign Office, London, for the text of the award in the arbitration between the Commission of the European Atomic Energy Community and the United Kingdom Atomic Energy Authority.

Once again, the appearance of the volume has depended largely upon the efforts of Dr. Gillian White and Mrs. A. B. Lyons, whom I thank most warmly. Miss E. E. Jansen, Mrs. S. Rainbow, the publishers Messrs. Butterworth & Co., and the printers R. J. Acford Ltd. have all played their now well established and no less well appreciated roles.

E. LAUTERPACHT

Trinity College, Cambridge. January 1972.

ADVISORY COMMITTEE

LORD McNAIR, Q.C., LL.D., F.B.A. (Chairman)

PROFESSOR RICHARD R. BAXTER

SIR GERALD FITZMAURICE, G.C.M.G., Q.C.

Professor EDVARD HAMBRO

Professor R. Y. JENNINGS, Q.C.

Professor YUEN-LI LIANG

Professor CLIVE PARRY

Dr. SHABTAI ROSENNE

PROFESSOR CHARLES ROUSSEAU

PROFESSOR J. H. W. VERZIJL

SIR HUMPHREY WALDOCK, C.M.G., O.B.E., Q.C.

CONTRIBUTORS

Arbitral Award (U.S. Investment

Guaranty Program)

Italy-Netherlands Conciliation

Commission

N.A.T.O. Appeals Board

Dr. Gillian White

Dr. Gillian White

Dr. M. B. Akehurst

Canada England

France

Germany

Israel Mauritius

Rhodesia and Nyasaland

Professor J.-Y. Morin Dr. Gillian White

Miss A. L. W. Munkman

Dr. C. H. Schreuer, Mr. S. Kahn and

Dr. Gillian White

Dr. S. Rosenne

Mr. A. D. Watts

Mr. A. D. Watts

TABLE OF CONTENTS

[See also CLASSIFICATION]

					PAGE
Preface	•	•	•	•	v
LIST OF CONTRIBUTORS	· .	•	•	•	vii
CLASSIFICATION .	•	•	•	•	xi
TABLE OF CASES (alpha	abetical)	•	•		xxiii
TABLE OF CASES (accord	ding to	courts a	nd count	ries)	xxv
Table of Treaties	•	٠	•	•	xxvii
	PAR1	·I			
International Law	in Gene	RAL	•	•	1
	PART	II			
States as Internation	ONAL PE	RSONS	•	•	7
	PART	III			
STATE TERRITORY.	•	•	٠	•	50
	PART	IV			
Jurisdiction .	•	•	•	•	7 I
	PART	V			
STATE RESPONSIBILITY		•	•	•	79
	PART	VI			
THE INDIVIDUAL IN IN			AW.	•	104
	PART	VII			
Diplomatic and Co Privileges .	NSULAR	INTERC	ourse	AND .	190
	PART '	VIII			
Treaties .	ix	•	•	٠	192

			PA	RT	IX				PAGE
Internati	ONAL O	RGANI	ZAT	ON.	AND	Армі	NISTRA	ATION	359
			PA	ART	X				
DISPUTES	•	•				•	•	•	433
			PA	RT	ΧI				
War and	NEUTR	ALITY		•		•	•	•	439
INDEX									400

CLASSIFICATION

PART I

	INTERNATION	AL LA	W IN	I GEN	ERAL		_
T	NATURE AND BINDING I	SORCE.					Page
	Sources	ORCE	•	•	•	•	
11.	(See also Part X: A, I	. ii.)	•	•	•	•	
III.	Subjects of Internation (See also Part VI: A;	onal I		ı. B v	π.	•	
IV.	RELATION TO MUNICIPAL (See also Part VIII: B	Law		•	•	•	r
V.	INTERNATIONAL COMITY				,		_
	MISCELLANEOUS .	•	•	•	•	•	_
	I	PART	II				
	STATES AS INTE	ERNA'	TION	AL PE	ERSON	S	
A. IN	GENERAL .	•		•		•	_
I.	THE BEGINNING OF STATE (For Recognition see be				•	•	
II.	Sovereignty and Index	PENDEN	CE	•	•		
	i. In Foreign Relations(See also below, IV;ii. In Matters of Domest	ic Turiso	liction				7
	iii. Conduct of Foreign R of the Executive	elations.	Conclu	ısiveness	of States	nents	
	iv. Waiver of Rights. Es	toppel		:	•	•	
III.	EQUALITY OF STATES				•	•	_
IV.	RECOGNITION OF ACTS OF	f Fore	ign St	ATES A	nd Gov	ERN-	
	MENTS (See also below, D; and	Part I	V: A.	I.)	•	•	_
v.	CONTINUITY OF STATES (See also below, E.)	•	•	•		•	7
VI.	Extinction of States	•	•	•			
B. C	OMPOSITE AND DE TERRITORIES	EPENI	DENT	STAT	TES A	.ND	
I.	Unions of States						_
	 Federal States and Co Other Unions (including 			ons)	•	•	8 26
II.	BRITISH COMMONWEALTH	of NA	TIONS				
III.	PROTECTED STATES AND	Prot	ECTOR!	ATES.	Depeni	ENT	20

					Page
IV.	Mandated and Trust Territories				Ū
	 i. Sovereignty over Mandated and Trus of Mandated and Trust Territories 	t Terri	tories. S	tatus	
	ii. Rights and Duties of the Administering	g Auth	ority	•	36
	iii. Rights and Duties of the Supervisory A	Authori	ty .		
	iv. Equality of Opportunity v. Nationality in Mandated and Trust Te	rritorie	•	•	_
	vi. Other Matters		• •	:	
C. NE	EUTRALIZATION AND DEMILITA	RIZA	TION		_
D. RI	ECOGNITION (See also above, A, IV; and Part IV: A	A, I.)			
I.	Of States			•	
II.	Of Governments				_
	OF INSURGENCY		•		
	Of Belligerency		•		
	Of Annexation		•		_
VI.	CONDITIONAL RECOGNITION .		•	•	
VII.	IMPLIED RECOGNITION		•		_
VIII.	WITHDRAWAL OF RECOGNITION .	•		•	
I.	ATE SUCCESSION Succession to Rights Succession with regard to Contract	·	and Ot	·	
11.	OBLIGATIONS AND CONCESSIONS	•			37
III.	THE PUBLIC DEBT. PENSIONS .		•		
IV.	Succession with regard to Obligate Quencies (Torts)	rions	FOR DE	LIN-	42
V.	RESPECT FOR PRIVATE RIGHTS .				<u>.</u>
VI.	Upon Termination of a Rebellion				
VII.	International Conventions .		•		
VIII.	In Matters of Administration. Off	ICIALS			
IX.	CONTINUITY OF THE LAW. JUDGMENTS OF ING ACTIONS	of Cot	JRTS. PI	END-	42
X.	In Matters of Extradition .	•	•		<u>.</u>
F. SU	CCESSION OF GOVERNMENTS				
I.	In general	•	•	•	
II.	Upon Termination of a Rebellion	•	•	•	-
c mr	SCELL ANEOLIS				

PART III

STATE TERRITORY

						Page
	N GENERAL					
	. Nature of Territorial Sover		•	•		_
II	. Acquisition of Territorial S	OVEREIG	NTY			
	i. Accretion and Accessionii. Occupation. Discovery. The	Principle	of Con	tianity	•	_
	iii. Cession	·		·	:	50
	iv. Prescription	•	•	•	•	
	v. Conquest and Annexation	•	•	•	•	50
	Loss of Territorial Sovereid		•	•	•	
	. Effects of Changes of Sover (See also Part II: E.)		•	•	•	50
	. Occupation of Foreign Terri					
VI.	International Leases and Gi	RANTS IN	1 Per	PETUITY	•	
VII.	Sovereignty over the Air	•		•	•	
	i. Air Navigation Conventions		•	•	•	
	 Wireless Telegraphy, Telephon (See also Part XI: D.) 	ıy, etc.	•	•	•	_
В. Р	ARTS OF STATE TERRITOR	RY				
I.	Boundaries					
	i. Land Boundaries .			•		
	ii. Water Boundaries .	•	•	•	•	
II.	RIVERS					
	i. National Rivers .	•	•	•		
	ii. Multi-national Rivers . iii. International Rivers	•	•	•	•	_
	(a) The Principle of Freed	om of N	avigat	ion on I	ater-	
	national Rivers (b) Functions and Compet		_	_		_
	missions on Internati	onal Rive	intern ers	ational C	,om-	
	iv. Utilization of the Flow of No	on-Nation	al and	Internati	onal	
	Rivers	•	•	•	•	_
III.	TERRITORIAL WATERS					
	 i. Nature of the Maritime Belt ii. Breadth and Delimitation of the 	ha Maritis	na Bali	Baca I	ines	_
	Islands. Subsoil of Territori			Dase L		
	iii. Jurisdiction in the Maritime B	elt	•	•	•	_
	iv. Innocent Passage . v. Coasting Trade and Fisheries	•	•	•	•	
	(See also Part IV: A, I.)	•	-	-		
IV.	NATIONAL WATERS .					
V.	CONTINENTAL SHELF .			•		
VI.	Straits					
VII.	Bays					
VIII.	INTERNATIONAL CANALS .					
	LAKES AND LAND-LOCKED SEAS			•		
	Islands					
	STATE SERVITUDES .	•	•	•	•	

						P	ago
2	XII. DEMILITARIZED ZONES	•	•	•	•	•	_
C.	MISCELLANEOUS	•	. •	•	•	•	_
		PART	ΓIV				
	JUI	RISDI	CTION	1			
A.	IN GENERAL. TERR	ITOR	IAL AN	ND PEI	RSONA	L	
	I. Territorial						
	 i. Over Territory in get therein. Territori 						
	of Alien Property	•		•		•	_
	(See also Part II: ii. Jurisdiction over Fo						
	iii. Over Ports and Nat	ional W	aters	:	:		71
	(See also Part III	: B, III	I.)	_			
	iv. At the Maritime Fro (See also below,		Hovering	Laws	•	•	_
	v. Coasting Trade vi. Fisheries	•	•	•	•	•	
	vii. Continental Shelf	·	:	•	:	:	
	(See also Part III viii. Exemptions from a diction			upon Ter	ritorial J	uris-	
	(a) Foreign Stat	es .					72
	(See also P	art II:		.)			•
	(b) Heads of For				. : .	•	
	(c) Public Ships			perty of I	foreign S	tates	
	(d) Foreign Arm (e) Internationa			•	•	•	_
	ix. Irregular Apprehens		izations	•	•	•	_
	II. Personal .		•	•	-	•	
	i. Over Nationals in ii. Over Nationals Abr Property Abroad	respect oad or	of Crim on the	es Comm High Se	itted Ab as and	road their	_
В	EXTRATERRITORIAL	. IUR	ISDICI	rion.	Const	IT.AR	
٠.	Jurisdiction. Régin	TE OF	CAPITIII	ATIONS			_
c.	HIGH SEAS	ie or	0111101	MITONO	•	•	
	I. Conception of the Hig	H SEA	S AND F	REEDOM	OF THE	Sea	_
	II. JURISDICTION ON THE I						
	i. For Ensuring the S			Collisio	ns. Salv	age.	
	Pollution of the H	Iigh Sea	s.				_
	ii. For Enforcement ofiii. Visit, Search and A	Interna	tional Co	nventions	. Slave T	rade	_
	iv. The Law Governing	the Fla	g. Ship's	Papers		·	
	v. The Right of Pursui vi. For Enforcement of	t.			her Muni	cipal	
	Laws . vii. Piracy .	•	:	•	•	•	_
	(See also Part III:	B, III	, VI and	VII.)	-	-	
I	II. Submarine Cables	•	•	•	•	•	_
D.	THE AIR SPACE	•	•	•	•	•	_
F	MISCELL ANEOLIS						

PART V

STA	TE	RF	SP	ONS	IBII	ITV
מנט	110	\mathbf{n}	3 F I			/I I I

	r age
A. NATURE AND KINDS OF STATE RESPONSIBILITY	
I. In general. Absolute Responsibility and Responsi-	
BILITY BASED ON FAULT	
II. FOR BREACHES OF TREATY OBLIGATIONS	
III. For Taking of, or Interference with, Property .	_
IV. For Revocation of, or Interference with, Concessions	
OR CONCESSIONARY CONTRACTS	79
V. FOR DEBTS	_
VI. FOR OTHER BREACHES OF CONTRACTUAL OBLIGATIONS	
VII. FOR WRONGS UNCONNECTED WITH CONTRACTUAL OBLI-	
GATIONS Asta and Omissions of State Organs and Officials	
i. Acts and Omissions of State Organs and Officials (a) Denial of Justice. Exhaustion of Legal Remedies .	_
(b) Executive Action or Inaction	
(c) Connected with Legislation(d) Plea of Non-discrimination against Foreigners	_
(See also Part IV: A, I, i.) ii. Acts of Insurgents, Rioters and Private Individuals in general	
VIII. For Acts or Omissions of Revolutionary or DE FACTO GOVERNMENTS	
IX. MISCELLANEOUS	100
B. CLAIMS	
I. In general	_
II. NATIONALITY OF CLAIMS	
III. Assignment of Claims	
IV. STATE CONTROL OVER PRIVATE CLAIMS	
V. MISCELLANEOUS	100
	100
C. PRESCRIPTION (EXTINCTIVE PRESCRIPTION)	
I. Before International Tribunals	_
II. Effect of Municipal Statutes of Limitation	_
III. Effect of War	_
D. DAMAGES (MEASURE OF DAMAGES)	
I. Award of Damages in general. Grounds for Awarding Damages	
II. Indirect Damages and Damages for Loss of Profits	103
III. PUNITIVE AND EXEMPLARY DAMAGES	103
III. FUNITIVE AND EXEMPLARY DAMAGES	_
E. INTEREST	
I. In general	
II. RATE OF INTEREST. COMPOUND INTEREST	
III. THE DIES A QUO. THE DIES AD QUEM	_
F MISCELLANEOUS	_

CLASSIFICATION

PART VI

	THE INDIVIDUAL IN IT	NTERN	OITA	NAL L	
A. IN	GENERAL				F
	Position of Individuals Human Rights and Freei (See also Part I: IV; and P	OOMS		ONAL I	Law.
II.	Before International Trib	UNALS	•		•
D NI	ATIONALITY				
	In general. Proof of Nat	TON AT IT	17		
	Acquisition of Nationality. By Change of Sovereignt	Natio		AS AFFE	CTED
III.	As Determining the Right	of Prot	ECTION	ог Сіті	ZENS
	ABROAD (See also Part V: A, and B,	II.)	•	•	•
IV.	PROTECTED PERSONS AND DE	•	Subjec	TS .	
V.	NATURALIZATION		•	•	
VI.	EXPATRIATION. LOSS OF NAT	TIONALIT	Υ.	•	•
VII.	DENATIONALIZATION .				
VIII.	Double Nationality .	•	•	•	
IX.	NATIONALITY OF MARRIED W	OMEN			•
X.	OPTION	•	•	•	•
XI.	STATELESSNESS		•	•	
XII.	NATIONALITY OF CORPORATION (See also Part XI: A, VI.)	NS .	•	•	•
C. AI	LIENS				
I.	Admission of Aliens .	•	•	•	•
II.	Position of Aliens				
	i. Subjection to Territorial Scii. Protection by the National iii. Treatment by and Responsi	State		•	
	(See also Part V.) iv. Plea of Non-discrimination	•	•	•	
	(See also Part V.) v. Respect for Property. Expr (See also Part IV: A, I.)	ropriation			
III.	EXPULSION OF ALIENS i. Right of Expulsion ii. Procedure of Expulsion	•	•	•	•
D	-	•	•	•	•
	KTRADITION				
	In general	•	•	•	•
	Extradition of Nationals	•	•	•	•
111.	Conditions of Extradition.	EXTRA	ADITABL	E CRIME	s.

CLASSIFICAT	ION				x vi
IV. PROCEDURE OF EXTRADITION V. POLITICAL CRIMES VI. MISCELLANEOUS				•	Page — — 187
E. MINORITIES (PROTECTION O	F MIN	ORITI	ES)	•	
F. MISCELLANEOUS				•	189
PART VI		'ERCO	URSE	AN	D
PRIVILEG	ES				
A. PERMANENT DIPLOMATIC EN	VOYS				
I. APPOINTMENT AND RECEPTION OF II. POSITION AND FUNCTIONS OF DITIII. PRIVILEGES AND IMMUNITIES OF i. Diplomatic Envoys and their St ii. Subordinate Members of the Di iii. The Family and Retinue of Dip iv. Diplomatic Premises .	PLOMATI aff plomatic	c Envo			
 B. SPECIAL ENVOYS. DELEGATIONAL CONFERENCES. TR C. RIGHT OF OTHER PERSONAND IMMUNITIES 	ADE D	ELEG	ATION	S	
I. Officials of the United National II. Representatives Sent by or United Nations. III. Delegates of States Attended Conferences. IV. Officials of International Or V. Judges and Officials of the International International Or Justice and Other International	· Accr cnding · · · · · · · · · · · · · · · · · · ·	. INTER . IIONS IIONAL	. RNATION Court	AL	
D. CONSULS					
I. APPOINTMENT AND EXEQUATUR II. POSITION AND FUNCTIONS OF COI III. PRIVILEGES AND IMMUNITIES OF E. MISCELLANEOUS		s		•	 190
E. MISCELLANECUS .			•	•	

CLASSIFICATION

PART VIII

TREATIES

	Page
A. IN GENERAL	1 ugo
I. Conception and Function of Treaties	
II. Forms of International Agreements: Treaties.	
CONVENTIONS. GOVERNMENTAL AGREEMENTS. Ex-	
changes of Notes. Other Forms of Treaties .	_
B. CONCLUSION AND OPERATION OF TREATIES	
I. SIGNATURE. ACCESSION AND ADHESION. TACIT RENEWAL	_
II. Conditions of Validity of Treaties. Registration of	
Treaties	192
III. PARTIES TO TREATIES. RIGHT TO CONCLUDE TREATIES: COMPOSITE AND DEPENDENT STATES AND TERRITORIES	
IV. Constitutional Limitations	192
V. Reservations	_
VI. RATIFICATION OF TREATIES. ENTRY INTO FORCE .	197
VII. OPERATION AND ENFORCEMENT OF TREATIES. NECESSITY	
FOR MUNICIPAL LEGISLATION	291
(See also Part I: IV; and Part VI: A.)	
VIII. EFFECT OF TREATIES ON THIRD PARTIES IX. EFFECT OF MUNICIPAL LEGISLATION	_
X. MISCELLANEOUS	_
A. MISCELLANEOUS	_
C. TERMINATION OF TREATIES	
I. By Operation of Law	
i. In general	_
ii. Extinction and Dismemberment of Contracting Party iii. Outbreak of War	=
(See also Part XI.)	
II. By Act of Party	
i. In general	
iii. Unilateral Denunciation. Result of Non-performance by the	
Other Party	
D. INTERPRETATION OF TREATIES	
I. Agencies of Interpretation	297
II. PRINCIPLES AND RULES OF INTERPRETATION	299
III. Bilingual Treaties. Multilingual Treaties	
IV. Consideration of Preparatory Work	299
V. MISCELLANEOUS	300
E. SPECIAL KINDS OF TREATIES	301

CLASSIFICATION	xix
PART IX	Page
INTERNATIONAL ORGANIZATION AND ADMINISTRATION	
A. INTERNATIONAL ORGANIZATION IN GENERAL .	
B. THE UNITED NATIONS	
I. Legal Nature of the United Nations. Membership II. The General Assembly III. The Security Council IV. Other Organs of the United Nations	359 — — 359
V. Interpretation of the Charter of the United Nations	
C. SPECIALIZED AGENCIES OF THE UNITED NATIONS	
D. OTHER INTERNATIONAL ORGANIZATIONS AND ORGANS OF INTERNATIONAL ADMINISTRATION	393
E. INTERNATIONAL OFFICIALS	
	409
F. MISCELLANEOUS	
PART X	
DISPUTES	
A. ARBITRATION	
I. In GENERAL i. Conception and Function of Arbitration ii. The Law Applied by Arbitral Tribunals iii. The Arbitration Treaty. Appointment and Withdrawal of Arbitrators	- -
II. Procedure	
 i. Procedure before the Tribunal (Oral and Written Arguments) ii. Competence. Competence to Determine Jurisdiction iii. Intervention iv. Procedure. Appeals iv. Procedure. 	433
III. EVIDENCE	
IV. THE AWARD	
i. Scope and Binding Force of the Award ii. Appeal and Revision	43 ⁸
V. MISCELLANEOUS	

B. INTERNATIONAL COURT O	אד דווכ	TICE			Page
	r jus	TICE			
I. Organization of the Court	•	•	•	•	
II. Contentious Jurisdiction					
i. Competence ii. Procedure	•	•	•	•	_
iii. The Law Applicable .		•		•	
iv. Judgment	•	•	•	•	-
III. Advisory Jurisdiction					
i. Competence ii. Procedure	•			:	_
iii. The Law Applicable .	•	•	•	•	_
iv. Opinion C. OTHER INTERNATIONAL C	· MITRT		•	•	408
	OURI	.	•	•	438
D. CONCILIATION	•	•	•	•	_
E. UNILATERAL MEANS OF	REDR	ESS S	HORT	OF	
WAR: RETORSION. REPRIS	_				
Intervention	•	•	•	•	
F. NEGOTIATION	•	•	•	•	
G. MISCELLANEOUS .			•		_
D A D/III	37.1				
PART					
WAR AND NE	UTRA	LITY			
A. WAR IN GENERAL					
I. Definition and Technical I	MEANING	G OF W	AR. B	ELLI-	
GERENCY AND INSURGENCY	•	•	•		439
II. COMMENCEMENT OF WAR.		•	•		
III. REGION OF WAR					
IV. Belligerent Forces .					_
V. Effects of Outbreak of WA	A IR				
i. In general					
ii. On Treaties	•	•	•		_
iii. On Private Contracts. iv. On Enemy Subjects with reg	rard to	•	•	•	_
(a) Their Personal Status		rritory o	f the Bel	liger-	
ent. Persona stand			•	•	_
(b) Their Property and Ot v. On Enemy Merchant Ships i		its .	•	•	
vi. On Neutral Persons and Pr	opertv.	The Ris	ht of A	igary	
vii. Trading with the Enemy				•	
VI. ENEMY CHARACTER					
i. Of Individuals .	•	•			
ii. Of Corporations .	•	•	•	•	
iii. Of Ships	•	•	•	•	
17. 01 00000 4 4	•	•	•		_

CLASSIFICATION	xxi
	Page
VII. THE BINDING FORCE OF THE LAWS OF WAR .	
VIII. ENFORCEMENT OF THE LAWS OF WAR	
 i. Reprisals ii. Punishment of War Crimes and Crimes against Humanity Defence of Superior Orders 	· —
iii. Compensation and Reparation	:
IX. Prisoners of War	. 441
X. Treatment of Wounded	. –
XI. Non-Hostile Relations between Belligerents	š,
ESPECIALLY ARMISTICES	. –
XII. TERMINATION OF WAR	. –
XIII. EFFECTS OF TREATIES OF PEACE	
i. In general ii. Amnesty	: =
iii. Postliminium	
iv. Miscellaneous	. —
XV. MISCELLANEOUS	. 448
AV. MISCELLANEOUS	. —
B. WARFARE ON LAND	
I. Measures and Instruments of Force	
II. Appropriation, Utilization and Destruction of Enemy Property	
	. 486
III. OCCUPATION OF ENEMY TERRITORY i. Nature and Effects of the Occupation	
ii. Legislative, Judicial and Administrative Functions of the)
Occupant . iii. Respect for Private Property. The Public Property of the	_
Enemy State. Requisitions and Contributions .	
iv. Inhabitants. Services. Deportations. Hostages .	
C. WARFARE AT SEA	
I. Measures and Instruments of Force	. —
II. Visit, Search, Capture and Destruction	
i. Of Enemy Merchantmen	
III. RESTRICTIONS ON THE RIGHT OF CAPTURE (HOSPITAL SHIPS	
etc., Postal Correspondence, Property under	
NEUTRAL FLAG)	. —
IV. Prize Law	
i. Nature and Extent of Jurisdiction of Prize Courts ii. Procedure	
iii. Indemnities and Damages	
D. CONTRABAND	
I. CONCEPTION OF CONTRABAND. ABSOLUTE AND CONDITIONAL	
Contraband	495
II. CARRIAGE OF CONTRABAND AND DOCTRINE OF CONTINUOUS	
Voyage	_
III. PENALTY FOR CARRIAGE OF CONTRABAND	