# INTERNATIONAL LAW REPORTS

Volume

48

EDITED

BY

E. LAUTERPACHT, Q.C.

OF GRAY'S INN;

FELLOW OF TRINITY COLLEGE, CAMBRIDGE

LONDON BUTTERWORTHS

1975

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

AUSTRALIA:

BUTTERWORTHS PTY. LTD. Sydney: 586 Pacific Highway, Chatswood, NSW 2067 Melbourne: 343 Little Collins Street, 3000

BRISBANE: 240 QUEEN STREET, 4000

CANADA:

BUTTERWORTH & CO. (CANADA) LTD. TORONTO: 2265 MIDLAND AVENUE, SCARBOROUGH M1P 4S1

NEW ZEALAND: BUTTERWORTHS OF NEW ZEALAND LTD.
WELLINGTON: 26-28 WARING TAYLOR STREET, 1

SOUTH AFRICA: BUTTERWORTH & CO. (SOUTH AFRICA) (PTY.) LTD.
DURBAN: 152-154 GALE STREET

#### **©** E. LAUTERPACHT 1975

All rights reserved. No part of this publication may be reproduced or transmitted in any form or by any means, including photocopying and recording, without the written permission of the copyright holder, application for which should be addressed to the publisher. Such written permission must also be obtained before any part of this publication is stored in a retrieval system of any nature.

International Standard Book Number: o 406 87650 9

This book is sold subject to the Standard Conditions of Sale of Net Books and may not be re-sold in the UK below the net price fixed by Butterworths for the book in our catalogue.

#### **PREFACE**

The contents of the present volume, like those of volume 47, come from many jurisdictions. That they appear at all in their present form is largely due to the efforts of Mr. P. J. Allott, Fellow of Trinity College, Cambridge. He will, during the period until the end of 1977, while I am acting as the Legal Adviser of the Department of Foreign Affairs in Canberra, bear the principal burden of editorial responsibility. Users of these volumes will, I pray, be tolerant of our solutions of the problems which result from an editorial process divided by the great distance which separates Mr. Allott from me and, perforce, me from my records.

We have thought it may be helpful to set out here, rather than in the terse form of the Table of Contributors which has appeared in the past, some indication of the sources of the decisions published in this volume.

Those of the International Court of Justice are taken, with permission, from its published *Reports*. The extensive summaries were prepared by the late Miss A. L. W. Munkman.

The decisions of the Court of Justice of the European Communities are sent to us, through the kindness of Mr. C. Dwyer, in an English text (translated, where English is not the language of the original judgment by the staff of the Registry of the Court). The selection of decisions appropriate for publication in these *Reports* has been made by Mr. Lawrence Collins, and he has also prepared the summaries.

The decisions of the Administrative Tribunal of the International Labour Organisation are sent to these *Reports* by the Registrar of that Court and are prepared for publication by Dr. Michael Akehurst.

The Austrian decisions have been communicated by Professor Ignaz Seidl-Hohenveldern and have been translated principally by Dr. G. Handl.

The Belgian cases have been culled from the Belgian reports in the Squire Law Library in Cambridge.

The large group of French cases were chosen and prepared for publication by the late Miss Munkman, who left behind her an impressive accumulation of work which is gradually being published.

The decisions of Commonwealth countries (British Guiana, Cyprus, Kenya, New Zealand, Tanzania and Uganda) are the product of searches in British libraries by Mr. A. D. Watts, a Legal Counsellor in the Foreign and Commonwealth Office, who has long been most generous to these *Reports*.

The decisions from Israel have been selected and translated into English by Mr. P. Elman.

vi PREFACE

In expressing my deep gratitude to all those who have helped in the ways described above, I need hardly say how dependent these Reports are upon the continuing good-will and assistance of scholars and practitioners such as those mentioned above, for whom the knowledge that they are contributing to the science of international law must remain the principal reward.

The editorial work on the cases after they have been received from the contributors has been done largely by Mr. Allott and myself. Dr. G. M. White has—as on so many occasions in the past—participated in the publication stage by preparing so skilfully the Index as well as the Table of Treaties. For this I thank her warmly. Miss E. E. Jansen has compiled the other Tables. My secretary, Mrs. S. Rainbow, has worked valiantly in Cambridge to do all that is necessary there. I am most grateful to them.

E. LAUTERPACHT

CANBERRA May 1975

## 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.

# TABLE OF CONTENTS

[See also CLASSIFICATION]

					PAGE
Preface	•	•	•	•	v
Advisory Committee		•	•	•	vii
CLASSIFICATION .		•			xi
Table of Cases (alpha	betical)				xxiii
TABLE OF CASES (accord	ding to	courts ar	nd count	ries)	xxv
TABLE OF TREATIES	•	. •		. 2	xxviii
	PART	·I			
International Law i	n Gene	RAL	•	•	1
	PART	II			
STATES AS INTERNATIO	NAL PE	RSONS	•	•	3
	PART	III			
STATE TERRITORY.		•	•	•	63
	PART	IV			
Jurisdiction .	•	•	•		69
	PART	v			
STATE RESPONSIBILITY		•	•	•	151
	PART	VI			
THE INDIVIDUAL IN IN	TERNATI	ONAL L	AW.		155
	PART	VII			
DIPLOMATIC AND CON PRIVILEGES .	NSULAR	INTERC	OURSE .	AND	191
	PART '	.7 <b>777</b>		-	- <b>,-</b>
Treaties .	FARI '	AIII			<u>.</u>
I REALIES .	•	•	•	•	<b>2</b> 09

			PA	RT	IX					PAGE
Internati	ONAL O	RGANI	ZAT	ION A	AND A	DMIN	ISTR	ATIO:	N	229
			P	ART	x					
DISPUTES	•	•		•	•		•		•	329
			PA	RT	ΧI					
WAR AND	NEUTR	ALITY		•	•		•		•	467
Index		•								495

# **CLASSIFICATION**

#### PART I

	INTERNATIONA	AL LA	W IN	GEN.	ERAL		
	_	_					Page
	NATURE AND BINDING F	ORCE	•	•	•	•	_
11.	Sources (See also Part X: A, I,	ii.)	•	•	•	•	
III.	Subjects of Internation (See also Part VI: A;	ONAL L		B, V	II.)	•	
IV.	RELATION TO MUNICIPAL (See also Part VIII: B		and Par	t VI:	A.)	•	I
v.	INTERNATIONAL COMITY	•	•		•		_
VI.	Miscellaneous .		•	•	•	•	
	F	PART	II				
	STATES AS INTE	RNAT	ΓΙΟΝΑ	L PE	RSON	S	
A. IN	GENERAL .	•	•				3
т	THE BEGINNING OF STAT	r Evi	TENCE				J
	(For Recognition see be	low, D.)	)	•	•	•	
II.	Sovereignty and Index	PENDEN	CE	•	•	•	3
	i. In Foreign Relations (See also below, IV;	Part IV	; and P	art VIII	: <b>Ď,</b> II.	, .	
	ii. In Matters of Domestiii. Conduct of Foreign Re	elations.	Conclus	iveness	of Staten	nents	_
	of the Executive		•	•	•	•	3
TTT	iv. Waiver of Rights. Es	toppei	•	•	•	•	
	EQUALITY OF STATES RECOGNITION OF ACTS OF	· · Form			Carr	•	_
17.	MENTS (See also below, D; and	•			· ·	ERN-	5
v	CONTINUITY OF STATES	10161	· · · · · ·	•,			6
٧.	(See also below, E.)	•	•	•	•	•	U
VI.	EXTINCTION OF STATES	•	•	•	•	•	_
B. C	OMPOSITE AND DE	PEND	ENT	STAT	ES A	ND	o
_		•	•	•	•	•	8
1.	Unions of States						
	<ol> <li>i. Federal States and Co</li> <li>ii. Other Unions (including)</li> </ol>		-	ns)	•	•	
II.	BRITISH COMMONWEALTH	•		,	•	•	_
	PROTECTED STATES AND			res.	Depend	ENT	
	STATES						Q

				Page
IV.	Mandated and Trust Territories		•	26
	i. Sovereignty over Mandated and Trust of Mandated and Trust Territories	Territori	es. Status	
	ii. Rights and Duties of the Administering	Authorit	у .	26
	iii. Rights and Duties of the Supervisory Au iv. Equality of Opportunity .	ithority	•	_
	v. Nationality in Mandated and Trust Terr	itories		
	vi. Other Matters	•		
C. NE	CUTRALIZATION AND DEMILITAR	RIZATI	ON .	-
D. RI	ECOGNITION	_		
<b></b>	(See also above, A, IV; and Part IV: A,	i.)	: :	30
I.	OF STATES	•		30
II.	Of Governments			_
TTT.	OF INSURGENCY			_
	Of Belligerency	•	•	
	OF ANNEXATION	•	•	_
		•	•	_
	CONDITIONAL RECOGNITION .	•	•	_
	IMPLIED RECOGNITION	•		-
VIII.	WITHDRAWAL OF RECOGNITION .	•		_
E. ST	ATE SUCCESSION	•	•	40
I.	Succession to Rights	•		40
II.	Succession with regard to Contract Obligations and Concessions	TUAL AN	D OTHER	40
III.	THE PUBLIC DEBT. PENSIONS .	·		——————————————————————————————————————
	SUCCESSION WITH REGARD TO OBLIGATI	ONS FO	R DELIN-	
	QUENCIES (TORTS)	•		_
V.	RESPECT FOR PRIVATE RIGHTS .	•		_
VI.	Upon Termination of a Rebellion			
VII.	International Conventions .	•		
VIII.	IN MATTERS OF ADMINISTRATION. OFFI	CIALS		
	CONTINUITY OF THE LAW. JUDGMENTS OF		s. Pend-	•
v		•		
A.	In Matters of Extradition .	•		_
F. SU	CCESSION OF GOVERNMENTS			
I.	In general	•		
II.	Upon Termination of a Rebellion	•		_
G MI	SCELL ANEOUS			

## PART III STATE TERRITORY

A TN	I GENERAL .						Page
		•	•	•	•	•	63
	NATURE OF TERRITORIAL			•	•	•	_
II.	Acquisition of Territo		VEREIGN	TY			
	i. Accretion and Accessi ii. Occupation. Discover	ion The T	Orinainla c	f Conti		•	_
	iii. Cession .	. Ine i	· incibie c	i Contri	guity	:	_
	iv. Prescription .	.:					
	v. Conquest and Annexa		•	•	•	•	63
	Loss of Territorial Sc			•	•	•	
	Effects of Changes of (See also Part II: E.)		•	•	•	•	
V.	OCCUPATION OF FOREIGN	TERRI	TORY IN	TIME	OF PEA	CE	
VI.	International Leases	and Gr	ANTS IN	PERPE	TUITY		
VII.	SOVEREIGNTY OVER THE	Air			•		
	i. Air Navigation Conve				•		
	ii. Wireless Telegraphy, (See also Part XI:	Telephony D.)	y, etc.	•	•	•	
B. PA	ARTS OF STATE TER	RITOR	Y	•	•		68
I.	Boundaries						
	<ul><li>i. Land Boundaries</li><li>ii. Water Boundaries</li></ul>	:		•		:	_
II.	RIVERS						
	<ol> <li>i. National Rivers</li> <li>ii. Multi-national Rivers</li> <li>iii. International Rivers</li> </ol>		•	•	•	:	68
	(a) The Principle of national Riv	ers				_	
	(b) Functions and missions on I	Internatio	nal River	S	_		_
	iv. Utilization of the Flo Rivers	w of No	n-Nationa	l and In	ternation	al	
TTT	TERRITORIAL WATERS	•	•	•	•	•	_
	i. Nature of the Maritim	o Doll					
	ii. Breadth and Delimitat	tion of the	e Maritim	e Belt.	Base Line	· PR.	_
	Islands. Subsoil of	Territoria	l Waters	•	•	•	
	iii. Jurisdiction in the Ma iv. Innocent Passage	ritime Be	lt	•	•	•	_
	v. Coasting Trade and Fi	sheries	:	•	•	:	_
	(See also Part IV:	A, I.)					
	NATIONAL WATERS	•	•		•		_
	CONTINENTAL SHELF	•		•			_
	STRAITS	•					_
_	Bays	•		•	•		
	International Canals	•		•	•		
	LAKES AND LAND-LOCKED	SEAS	•		•		
X.	ISLANDS	•	•	•	•		
XI.	STATE SERVITUDES	•				-	

						Page
XII. DEMILITARIZED ZONE	Es .	•	•	•	•	
C. MISCELLANEOUS		٠.		•		
	PART	r IV				
<b>J</b> i	URISDI		N			
A. IN GENERAL. TER	RITOR	IAL A	ND PE	RSONA	L.	69
I. TERRITORIAL						09
i. Over Territory in therein. Territ	general a	nd Person	s and Proisdiction.	perty Sit	uated iation	
of Alien Proper (See also Part I	rty .	•	•		•	69
ii. Jurisdiction over	Foreigner	s				144
iii. Over Ports and N	Vational W	aters	•	•	•	<del> </del>
(See also Part I iv. At the Maritime			Laws	_		
(See also belo			,	•	•	
v. Coasting Trade vi. Fisheries .	•	•	•	•	•	
vii. Continental Shelf	•	:	•	:	:	_
(See also Part I	II: B, V.	)				
viii. Exemptions from diction .	and Res	trictions	upon Te	rritorial ]	uris-	145
(a) Foreign St	tates .	•	:	•	:	145
(See also	Part II:	A, II, iii	i.)			-43
(b) Heads of I (c) Public Sh	Foreign St	ates.		Esasiaa C		
(c) Public Sh (d) Foreign A	rmed Forc	es Proj	perty or	roreign S	tates	
(e) Internation			•	•	•	_
ix. Irregular Apprehe		•	•	•		_
II. PERSONAL .	•					
i. Over Nationals ii. Over Nationals	broad or	of Crim	nes Comm High S	nitted Al	road their	_
Property Abroa	ıd.	•	•	•	•	_
B. EXTRATERRITORIA Jurisdiction. Rég					JLAR	_
C. HIGH SEAS				·	•	
	Trare Co.	T	·		C	
I. Conception of the H			REEDOM	OF THE	SEA	
II. JURISDICTION ON THE						
i. For Ensuring the Pollution of the	Salety o	f Traffic.	Collisio	ons. Salv	vage.	_
ii. For Enforcement	of Interna	tional Co	nventions	. Slave T	rade	_
iii. Visit, Search and	Arrest by	7 Men-of-	War in 3	Time of F	'eace	_
iv. The Law Governing. v. The Right of Purs	ng the Fla	g. Ship's	Papers	•	•	
vi. For Enforcement	of Hoverin	g, Reven	ue and O	her Muni	cipal	_
Laws . vii. Piracy .	•	•	•	•		_
(See also Part II	I: B. III	VI and	vii.i	•	•	
III. SUBMARINE CABLES						
D. THE AIR SPACE		-	-	•	•	
	•	•	•	•	•	_
E. MISCELLANEOUS					_	

#### PART V

STATE RESPONSIBILITY	
	Pag
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 .	15
IV. For Revocation of, or Interference with, Concessions	
OR CONCESSIONARY CONTRACTS	
	_
VI. FOR OTHER BREACHES OF CONTRACTUAL OBLIGATIONS	
VII. FOR WRONGS UNCONNECTED WITH CONTRACTUAL OBLI- GATIONS	
i. Acts and Omissions of State Organs and Officials	
(a) Denial of Justice. Exhaustion of Legal Remedies .	
(b) Executive Action or Inaction	_
(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	154
B. CLAIMS	
I. In general	
II. NATIONALITY OF CLAIMS	
III. Assignment of Claims	
IV. STATE CONTROL OVER PRIVATE CLAIMS	
V. MISCELLANEOUS	
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	
III. PUNITIVE 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	

#### PART VI

	THE INDIVIDUAL IN	INTER	IOITAN	NAL LA	W	_
A. IN	GENERAL			_	_	Page 155
	Position of Individuals	in In	TERNATIO	ONAL L	A 337	-33
1.	Human Rights and Fre (See also Part I: IV; and	EDOMS	•	•		155
II.	Before International Tr	IBUNALS	•		•	_
B. N	ATIONALITY	•	•			159
I.	In general. Proof of N	ATIONALIT	Υ.			
II.	Acquisition of Nationality By Change of Sovereign		NALITY A	s Affect	ŒD	
III.	As Determining the Right	of Pro	TECTION (	OF CITIZE	ENS	
	ABROAD (See also Part V: A, and E		•	•	•	_
IV.	PROTECTED PERSONS AND D	E FACTO	Subject	s.		_
v.	NATURALIZATION	•	•			
VI.	EXPATRIATION. Loss of N.	ATIONALIT	Υ.			
VII.	DENATIONALIZATION .	•	•			
VIII.	Double Nationality .	•	•			159
IX.	NATIONALITY OF MARRIED V	Vomen				_
X.	OPTION					_
XI.	STATELESSNESS			•		_
XII.	NATIONALITY OF CORPORATION (See also Part XI: A, VI.)	ons .	•	•	•	
C. AL	IENS	_		_		165
I.	Admission of Aliens .					
	Position of Aliens .		•		•	165
	i. Subjection to Territorial S	Sovereignty	of the Re	ceiving St	ate	_
	<ol> <li>Protection by the Nationa iii. Treatment by and Respondent</li> </ol>	l State nsibilities	of the Re	eiving St	ate	165
	(See also Part V.) iv. Plea of Non-discrimination					105
	(See also Part V.)		•	•	•	
***	v. Respect for Property. Ex (See also Part IV: A, I.	propriation )	•	•	•	175
111.	EXPULSION OF ALIENS i. Right of Expulsion .					263
	ii. Procedure of Expulsion	•	•		:	264
D. EX	TRADITION	•	٠	•		187
I.	In general	•	•	•		
II.	EXTRADITION OF NATIONALS			•		_
III.	CONDITIONS OF EXTRADITION	. Extra	DITABLE	CRIMES		187

CLASSIFICATION	xv	ii
	Pag	re
IV. PROCEDURE OF EXTRADITION	. 26	•
V. POLITICAL CRIMES	. –	-
VI. MISCELLANEOUS		-
E. MINORITIES (PROTECTION OF MINORITIES)	. –	_
F. MISCELLANEOUS	. 272	2
PART VII		
DIPLOMATIC AND CONSULAR INTERCOUR	SE AND	
PRIVILEGES		
A. PERMANENT DIPLOMATIC ENVOYS		
	. 191	Ε
I. APPOINTMENT AND RECEPTION OF DIPLOMATIC ENV	oys . —	-
II. Position and Functions of Diplomatic Envoys		•
III. PRIVILEGES AND IMMUNITIES OF		
<ul> <li>i. Diplomatic Envoys and their Staff</li> <li>ii. Subordinate Members of the Diplomatic Staff</li> </ul>	. 191	
iii. The Family and Retinue of Diplomatic Envoys . iv. Diplomatic Premises		•
	. –	•
B. SPECIAL ENVOYS. DELEGATES AT INTER TIONAL CONFERENCES. TRADE DELEGATI	NA- ONS 205	
C. RIGHT OF OTHER PERSONS TO PRIVILE AND IMMUNITIES	GES	
I. Officials of the United Nations	. –	
II. REPRESENTATIVES SENT BY OR ACCREDITED TO	THE	
United Nations	. –	
III. DELEGATES OF STATES ATTENDING INTERNATI CONFERENCES	ONAL	
IV. OFFICIALS OF INTERNATIONAL ORGANIZATIONS .	. –	
V. JUDGES AND OFFICIALS OF THE INTERNATIONAL COUR	. —	
JUSTICE AND OTHER INTERNATIONAL TRIBUNALS		
D. CONSULS		
I. APPOINTMENT AND EXEQUATUR		
II. Position and Functions of Consuls .	: _	
III. Privileges and Immunities of Consuls .		
E. MISCELLANEOUS	. –	

#### PART VIII

#### **TREATIES**

				Į	Page
A. IN G	ENERAL			-	ago.
T C	onception and Function of Treatie	9			_
	orms of International Agreemen		TREATIE	·	
II. F	Conventions. Governmental Agreemen				
	CHANGES OF NOTES. OTHER FORMS O			••	
				-	
B. CONG	CLUSION AND OPERATION OF T	REAT	TIES		209
I. Sı	GNATURE. ACCESSION AND ADHESION.	TACIT	RENEWA	AL	
	ONDITIONS OF VALIDITY OF TREATIES.				
	Treaties		•	•	
III. PA	ARTIES TO TREATIES. RIGHT TO CON-	CLUDE	TREATIE	s:	
	COMPOSITE AND DEPENDENT STATES A	ND TE	RRITORIE	s;	4
	International Organizations	•	•	•	
IV. Co	INSTITUTIONAL LIMITATIONS .		•		_
. V. R	ESERVATIONS	•	•		_
VI. R	ATIFICATION OF TREATIES. ENTRY INT	ro For	CE		200
VII. O	PERATION AND ENFORCEMENT OF TREA	TIES.	NECESSIT	ſΥ	
	FOR MUNICIPAL LEGISLATION .	•			209
	(See also Part I: IV; and Part VI: A.	.)			_
VIII. E	FFECT OF TREATIES ON THIRD PARTIES	S			215
IX. E	FFECT OF MUNICIPAL LEGISLATION				
X. M	ISCELLANEOUS		•		_
C. TERI	MINATION OF TREATIES.	•	•		217
I R	Y OPERATION OF LAW				•
1. 10	i. In general	_	_		217
	ii. Extinction and Dismemberment of Cont	racting	Party		_
	iii. Outbreak of War (See also Part XI.)	•	•	•	_
TT 12:	Y ACT OF PARTY				
и. Б	i. In general				226
	ii. Mutual Consent. Revision of Treaties	:	•		220
	iii. Unilateral Denunciation. Result of Non	-perform	ance by t	he	
	Other Party	•	•.	•	_
D. INTI	ERPRETATION OF TREATIES			•	226
T. Ac	GENCIES OF INTERPRETATION .			_	226
	RINCIPLES AND RULES OF INTERPRETAT	rion	• .	•	
	LINGUAL TREATIES. MULTILINGUAL TR		•	•	
	INSIDERATION OF PREPARATORY WORK		•	•	
	ISCELLANEOUS	•	•	•	227
V . IVI	ISCELLAREOUS	•	•	•	_
E. SPEC	CIAL KINDS OF TREATIES		•		228

CLASSIFICATION	xix					
PART IX						
INTERNATIONAL ORGANIZATION AND ADMINISTRATION						
A. INTERNATIONAL ORGANIZATION IN GENERAL	. –					
B. THE UNITED NATIONS						
I. LEGAL NATURE OF THE UNITED NATIONS. MEMBERSH	IP —					
II. THE GENERAL ASSEMBLY	. –					
III. THE SECURITY COUNCIL						
IV. OTHER ORGANS OF THE UNITED NATIONS .	. –					
V. Interpretation of the Charter of the United Nation	ıs —					
C. SPECIALIZED AGENCIES OF THE UNITED	D					
NATIONS	. 229					
D. OTHER INTERNATIONAL ORGANIZATIONS AND ORGANS OF INTERNATIONAL ADMINISTRATION						
110N	. –					
E. INTERNATIONAL OFFICIALS	. 236					
F. MISCELLANEOUS	. –					
PART X						
DISPUTES						
A. ARBITRATION	. 329					
I. In general						
i. Conception and Function of Arbitration .	. –					
<ol> <li>The Law Applied by Arbitral Tribunals</li> <li>The Arbitration Treaty. Appointment and Withdrawal or</li> </ol>	. —					
Arbitrators	· —					
II. Procedure						
<ol> <li>Procedure before the Tribunal (Oral and Written Arguments</li> <li>Competence. Competence to Determine Jurisdiction</li> </ol>	i)					
iii. Intervention	: =					
iv. Procedure. Appeals	. —					
III. EVIDENCE	. –					
IV. THE AWARD						
i. Scope and Binding Force of the Award .						
ii. Appeal and Revision	. –					
V. MISCELLANEOUS	320					

						Page
B. INTERNATIONAL COU	IRT	OF JUST	ICE	•	•	331
I. Organization of the	Cour	т.	•	•		
II. Contentious Jurisdict	TON					
i. Competence . ii. Procedure .	•	•	•	•	•	331
iii. The Law Applicable	•	:	:	:	:	_
iv. Judgment .	•	•	•	•	•	_
III. Advisory Jurisdiction	Ī					
i. Competence . ii. Procedure .	:	•	:	:	:	_
iii. The Law Applicable iv. Opinion .	•	•	•	•	•	
C. OTHER INTERNATION	IAL	COURTS	•	•	•	466
D. CONCILIATION .				•	•	_
	•		•		•	
E. UNILATERAL MEANS WAR: RETORSION. F						
Intervention .	CEFK.	isals. FA	CIFIC	DLOCKA	DE.	
	•	·	•	•	•	
F. NEGOTIATION .	•	•	•	•	•	
G. MISCELLANEOUS.	•	•		•	•	_
I	PAR	r XI				
WAR AN	D N	EUTRAL	<b>ITY</b>			
A. WAR IN GENERAL		•				467
I. Definition and Techn	ICAL	MEANING	OF W	AR. BE	LLI-	Τ°/
GERENCY AND INSURG			•			467
II. COMMENCEMENT OF WAR	R.	•		•		_
III. REGION OF WAR.				•		_
IV. Belligerent Forces		•.				
V. Effects of Outbreak	of V	VAR			-	
i. In general .	•	•	•			_
ii. On Treaties . iii. On Private Contracts	•	•	•	•	•	_
iv. On Enemy Subjects v	with re		•	•	•	
(a) Their Personal ent. Person		s in the Terri di in judicio		f the Belli	ger-	
(b) Their Property	and C	Other Rights	•	•		•
v. On Enemy Merchant vi. On Neutral Persons	Ships and I	in Port Property T	ha Ric	tht of And		_
vii. Trading with the Ene	my	. roperty. 1	TIG TOTAL	int or Ang	ary	475
VI. ENEMY CHARACTER	•	-	-	•	٠	4/3
i. Of Individuals	•	•		•		_
ii. Of Corporations iii. Of Ships	•	•	•	•	•	
iv. Of Goods	:	•	•	•	•	_