
PARRY and GRANT
ENCYCLOPAEDIC
DICTIONARY
OF
INTERNATIONAL
LAW

THE LATE PROFESSOR

CLIVE PARRY

JOHN P. GRANT

ANTHONY PARRY

ARTHUR D. WATTS

PARRY and GRANT ENCYCLOPAEDIC DICTIONARY OF INTERNATIONAL LAW

General Editors:
the late PROFESSOR CLIVE PARRY
JOHN P. GRANT
ANTHONY PARRY
ARTHUR D. WATTS

with assistance from some members of the
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Dedicated to
the late Professor Clive Parry
(born Ashley, Staffs., England, 13 July 1917,
died Cambridge, England, 10 September 1982),
whose inspiration, knowledge and industry made
this work possible.

PREFACE

“Ignorance ma’am! Sheer ignorance,” Dr. Johnson is said to have replied to a lady enquiring why, in his Dictionary, he should have defined a pastern as the knee of a horse. To the numerous criticisms of this work which we must expect and which we will welcome, the explanation we have to offer will often be the same. For this is an exercise which we believe to be without precedent: the construction of a comprehensive dictionary of international law in English.

A word is perhaps necessary as to the origins of the enterprise. Law dictionaries are not new. International law dictionaries are extant in other languages. Some of these are substantial, perhaps too substantial, works. It occurred to the senior of the signatories of this Preface that a somewhat simplified version of Strupp’s *Wörterbuch* and of the *Dictionnaire Diplomatique* would be useful, if put out in English, to both university students of international law and others needing some kind of ready reference work in relation to that discipline. Accordingly, with the encouragement of the publishers and some assistance from a former pupil, Dr. Peter Felter, he began some years ago to assemble the materials for the kind of publication he had in mind. Some little time after this beginning had been made the publishers received a letter from Mr. Grant, in his capacity as Convener of the Scottish Group of International Lawyers, proposing the preparation by that group of an international law dictionary, *stricto sensu*.

The word dictionary was known before there ever was a dictionary. *Stricto sensu*, it connotes a system of explanation of the meanings of words. It goes without saying that it is a tool of great value, but it clearly has its limitations for the conveying of general information, or, as the legendary figure who had never had a book before and who was first introduced to such a phenomenon in the shape of a dictionary is said to have put it: “The stories are very short”. A dictionary, in other words, is not an encyclopaedia and it is rather an encyclopaedia one wants for substantive information about a subject. On the other hand, there is no particular utility in a compilation which is no more than a text book cut up into paragraphs rearranged alphabetically!

In retrospect it appears that Professor Parry’s conception was of an encyclopaedia; that of Mr. Grant and his Group, a true dictionary. The final product is open to the criticism, perhaps, that it is neither the one thing nor the other. But, should it be found to serve a useful purpose, it may be found capable of refinement and elaboration.

As to content: as it stands this work is, as has been said, more than a dictionary; it is in part an encyclopaedia. Nevertheless, though it purports, unlike any discoverable Anglophone precedent, to cover the whole field of international law, it is manifestly by no means exhaustive.

To begin with, the work has been designed for the contemporary student. Its historical coverage, therefore, is no more than sketchy. In this regard it

could no doubt be improved and extended in any subsequent edition. Then it's main thrust is towards the Law of Peace; though the Law of Armed Conflict is by no means neglected or omitted, some further extension in the direction of the latter would not be necessarily out of place.

The second point to be made here is more important still. For though this work may be more than a dictionary, it is still confined primarily to international law. This involves that the treatment of international organization is little more than cursory. The principal organs of the United Nations, the Specialized Agencies, and the most prominent regional organizations alone being dealt with. The prime reason for this is that international organization has become a vast field in itself, calling for a degree of specialist study. But it is not excluded that the present work be expanded to comprehend this field. To a degree the same goes for air law.

Equally, in relation to both biography and bibliography, the compilers have thus far observed very strict limits. They have, that is to say, endeavoured in a very few lines to identify the principal judicial and literary figures of international law; to say, for instance, who most of the Judges of the World Court have been and who have been the principal teachers of international law and what their principal works are. But all this needs considerable elaboration and extension in any definitive encyclopaedia of international law.

Further, in relation to the case law of the subject, the compilers have exercised a very severe restraint. They have sought to give brief accounts of most World Court decisions, and of some of the principal or best-known arbitral awards. But they have reluctantly decided that in the first instance they must exclude all decisions of municipal courts. This of course leaves a great gap. A digest of the municipal decisions contained in the *International Law Reports* and in such series as *American International Law Cases*, *British International Law Cases* and *Commonwealth International Law Cases* would be of high value and is even overdue.

Equally, though efforts have been made to give references to, and often even some accounts of the contents of, treaties of first importance, this category of material could in an elaborate version be extended and improved.

Indeed, the possibilities for the extension of this work are almost infinite. It is but a first attempt. Should it be well received the compilers may be encouraged to try again. They would be most grateful, therefore, for suggestions and criticisms from interested persons and would end this Preface as they began, with a confession of their own ignorance, coupled now with a proclamation of their entire willingness to learn!

Clive Parry
John Grant
Cambridge and Glasgow
June 1982

INTRODUCTION

During the preparation of this work, on 10 September 1982, Professor Clive Parry tragically died. At that time, most of the entries for this dictionary had been rendered into draft form and Professor Parry had composed the Preface which precedes this Introduction. It was decided that Professor Parry's son, Anthony, should assume such of his father's functions in the project as his professional commitments would allow. Subsequently, Arthur D. Watts, Deputy Legal Adviser, Foreign and Commonwealth Office, agreed to assume responsibility for the preparation of the outstanding case law entries.

Professor Parry's death, a cruel blow to all who knew him and his enormous contribution to teaching and research in international law, inevitably delayed the completion of this work. That it has now reached the stage of publication is a tribute to the encouragement and patience of the publishers, to whom the General Editors freely acknowledge their gratitude.

At an earlier stage, some members of the Scottish Group of International Lawyers lent assistance by drafting entries. The General Editors wish to thank Dr. Wahe Balekjian (Glasgow), Mrs. Lorene Bow (Glasgow), Dr. Tony Carty (Glasgow), David Goldberg (Glasgow), Miss Françoise Hampson, (Dundee, now Essex), Professor Frank Lyall (Aberdeen), Mrs. Alison Seager (Aberdeen), Professor Akos Toth (Strathclyde) and Dr. Rebecca Wallace (Strathclyde). The drafts prepared by those people have been amended — in some cases quite substantially — and accordingly the responsibility for errors and omissions must lie with the General Editors. Nonetheless, these noble individuals expended considerable time and effort in launching this project and enabling the work to be completed within a reasonable time-scale, and their contribution cannot be understated.

According to Professor Parry's typically great scheme of things, this work was to be the first volume in a multi-volume series, variously designated as *Principia Juris Gentium* or *Keys of International Law* or *Masterkeys of International Law*. Intended for individuals and institutions which had need for speedy yet inexpensive access to international law and international law materials, subsequent volumes were to include an atlas of international law, a compilation of major international treaties, a fairly comprehensive digest of international case law, including pertinent municipal decisions, and a digest of State practice. It would be a fitting tribute to Professor Parry if such a scheme could be carried through.

John P. Grant
July 1985

TABLE OF ABBREVIATIONS

<i>A.C.</i>	Appeal Cases (UK)
<i>A.D.</i>	Annual Digest of Public International Law Cases 1919-49 (See <i>I.L.R.</i>)
<i>A.J.C.L.</i>	American Journal of Comparative Law
<i>A.J.I.L.</i>	American Journal of International Law
<i>Am. U.L. Rev.</i>	American University Law Review
<i>Annuaire</i>	Annuaire de l'Institut de Droit International
<i>A.S.I.L. Proc.</i>	Proceedings of the American Society of International Law
<i>B.D.I.L.</i>	British Digest of International Law
<i>B.F.S.P.</i>	British and Foreign State Papers
<i>B.I.L.C.</i>	British International Law Cases
<i>Bos. & Pul.</i>	Bosanquet & Puller Reports (English)
<i>Brooklyn J. Int'l L.</i>	Brooklyn Journal of International Law
<i>Bull. E.C.</i>	Bulletin of the European Communities
<i>B.Y.I.L.</i>	British Yearbook of International Law
<i>C.F.R.</i>	Code of Federal Regulations (US)
<i>Ch.</i>	Chancery Reports (UK)
<i>C.I.L.C.</i>	Commonwealth International Law Cases
<i>C./Cd./Cmd./Cmnd.</i>	Command Papers. (Papers presented to the UK Parliament by Command of His/ Her Majesty)
<i>C.M.L. Rev.</i>	Common Market Law Review
<i>Col.J.Trans.L.</i>	Columbia Journal of Transnational Law
<i>Col.L.R.</i>	Columbia Law Review
COMECON	Council for Mutual Economic Assistance
<i>C.Rob.</i>	C. Robinson's Admiralty Reports (English)
<i>C.T.S.</i>	Consolidated Treaty Series
<i>D.O.S.B.</i>	Department of State Bulletin
<i>D.N.B.</i>	Dictionary of National Biography (UK)
EC	European Community <i>or</i> European Communities

<i>E.C.R.</i>	European Court Reports
ECOSOC	Economic and Social Council of the United Nations.
ECSC	European Coal and Steel Community
<i>Edw.</i>	Edwards' English Admiralty Reports
EEC	European Economic Community
EFTA	European Free Trade Association
ESA	European Space Agency
<i>E.S.S.</i>	Encyclopaedia of the Social Sciences
<i>E.T.S.</i>	European Treaty Series
Euratom	European Atomic Energy Community
<i>Ex. D.</i>	Exchequer Division Reports (UK)
<i>F.</i>	Federal Reporter (Second Series) (US)
FAO	Food and Agriculture Organization of the United Nations
<i>Fed. Reg.</i>	Federal Register (US)
<i>Fed.</i>	Federal Reporter (US)
<i>For. Rel.</i>	Foreign Relations of the United States
<i>G.A.O.R.</i>	(UN) General Assembly Official Records
G.A. Res.	(UN) General Assembly Resolution
<i>Ga. J. Int. & Com. L.</i>	Georgia Journal of International and Comparative Law
GATT	General Agreement on Tariffs and Trade
Hackworth	Hackworth, Digest of International Law (1940-44)
<i>Hague Recueil</i>	Hague Academy of International Law, Recueil des Cours
<i>Hansard</i>	House of Commons/Lords, Official Reports
<i>Harvard I.L.J.</i>	Harvard International Law Journal
Hudson, <i>Int. Leg.</i>	Manley O. Hudson, International Legislation
IAEA	International Atomic Energy Agency
IATA	International Air Transport Association
IBRD	International Bank for Reconstruction and Development
ICAO	International Civil Aviation Organization
ICJ	International Court of Justice

<i>I.C.J. Rep.</i>	International Court of Justice, Reports of Judgments, Advisory Opinions and Orders 1947/8- (See <i>P.C.I.J. Rep.</i>)
<i>I.C.J. Yearbook</i>	International Court of Justice Yearbook
<i>I.C.L.Q.</i>	International and Comparative Law Quarterly 1951- (See <i>I.L.Q.</i>)
ICSID	International Centre for Settlement of Investment Disputes
IDA	International Development Association
IFC	International Finance Corporation
ILA	International Law Association
ILC	International Law Commission
<i>I.L.C. Yearbook</i>	International Law Commission Yearbook
<i>I.L.M.</i>	International Legal Materials
ILO	International Labour Organization
<i>I.L.Q.</i>	International Law Quarterly 1947-1951 (See <i>I.C.L.Q.</i>)
<i>I.L.R.</i>	International Law Reports 1950- (See <i>A.D.</i>)
IMCO	Inter-Governmental Maritime Consultative Organization (See IMO)
IMF	International Monetary Fund
IMO	International Maritime Organization
<i>Int. Conc.</i>	International Conciliation
<i>Int. Org.</i>	International Organization
Kiss	Kiss, Répertoire de la pratique française en matière de droit international public (1962-)
<i>K.B.</i>	King's Bench (now Queen's Bench) Reports (UK)
<i>L.J.</i>	Law Journal
<i>L.N.O.J.</i>	League of Nations Official Journal
<i>L.N.T.S.</i>	League of Nations Treaty Series
<i>L.Q.R.</i>	Law Quarterly Review (UK)
<i>L.R.</i>	Law Review
<i>L.R.Ex D.R.</i>	Exchequer Division Reports (UK)
Manual on Space Law	Jasentuliyana and Lee, Manual on Space Law (New York 1979)

<i>Martens R.</i>	Martens Recueil de Traités
<i>Martens R2.</i>	Martens Recueil de Traités, 2me éd.
<i>Martens N.R.</i>	Martens Nouveau Recueil de Traités
<i>Martens N.S.</i>	Martens Nouveau Supplément au Recueil de Traités
<i>Martens N.R.G.</i>	Martens Nouveau Recueil Général de Traités
<i>Martens N.R.G.2.</i>	Martens Nouveau Recueil Général de Traités, 2me Série
<i>Martens N.R.G.3.</i>	Martens Nouveau Recueil Général de Traités, 3me Série
McNair	Law of Treaties (2nd ed. 1961)
<i>Misc.</i>	Miscellaneous Series of Command Papers
Moore, <i>Digest.</i>	Moore, History and Digest of International Arbitrations to which the United States has been a Party (1898)
Moore, <i>Int. Arb.</i>	Moore, International Adjudications, Ancient and Modern (1929-36)
NATO	North Atlantic Treaty Organization
<i>N.Y.</i>	New York Reports (USA)
<i>N.Y.S.</i>	New York Supplement (USA)
OAS	Organization of American States
OAU	Organization of African Unity
<i>O'Connell</i>	O'Connell, International Law (2nd ed., 1970, unless otherwise stated)
OECD	Organization for Economic Co-operation and Development
<i>O.E.D.</i>	Oxford English Dictionary
<i>O.J.</i>	Official Journal of The European Communities
<i>Oppenheim</i>	Oppenheim, International Law, Vol. I (Peace; 8th ed. by Lauterpacht, 1955, unless otherwise stated); Vol. II (Disputes, War and Neutrality; 7th ed. by Lauterpacht, 1952, unless otherwise stated)
<i>P.</i>	Prize Court Reports/ Probate Reports (UK); Pacific Reporter (US)
PCA	Permanent Court of Arbitration
PCIJ	Permanent Court of International Justice

<i>P.C.I.J. Rep.</i>	Permanent Court of International Justice; Ser. A, B and A/B: Judgments, Orders and Advisory Opinions; Ser. C: Acts and Documents relating to Judgments and Advisory Opinions; Ser. D: Statute and Rules of the Court; Ser. E: Annual Report; Ser. F: General index. (See <i>I.C.J. Rep.</i>)
<i>Perassi</i>	Perassi, <i>Lezioni de diritto internazionale</i> (1922-38; 2nd Ed. 1947)
<i>Pet.</i>	Peter's Supreme Court Reports (USA)
<i>P.D.</i>	Probate Division Reports (UK)
<i>Q.B.</i>	Queen's Bench Reports (UK)
<i>R.B.D.I.</i>	Revue Belge de Droit International
<i>Res.</i>	Resolution
<i>R.G.D.I.P.</i>	Revue Générale de Droit International Public
<i>R.I.A.A.</i>	United Nations Reports of International Arbitral Awards
<i>S.A.</i>	South African Reports
Schwarzenberger, <i>International Law.</i>	Schwarzenberger, <i>International Law as Applied by International Courts and Tribunals Vol. I, International Law</i> (3rd ed., 1957)
Schwarzenberger, <i>The Law of Armed Conflict</i>	Schwarzenberger, <i>International Law as Applied by International Courts and Tribunals, Vol. II, The Law of Armed Conflict</i> (1968)
Schwarzenberger, <i>International Constitutional Law</i>	Schwarzenberger, <i>International Law as Applied by International Courts and Tribunals, Vol. III, International Constitutional Law</i> (1976)
<i>S.C.O.R.</i>	(UN) Security Council Official Records
<i>S.C. Res.</i>	(UN) Security Council Resolution
SEATO	South-East Asia Treaty Organization
Smith, <i>Great Britain Etc.</i>	Smith, <i>Great Britain and the Law of Nations</i> (2 vols., 1932-5)
<i>State Dept. Bull.</i>	US Department of State Bulletin
<i>T.G.S.</i>	Transactions of the Grotius Society
<i>T.I.A.S.</i>	Miller, <i>Treaties and other International Acts of the United States of America</i> (8 vols., 1934-47)
<i>T.L.R.</i>	Times Law Reports
UN	United Nations

<i>U.N.C.I.O.Docs.</i>	United Nations Conference on International Organization Documents
UNCTAD	United Nations Conference on Trade and Development
<i>UN Doc.</i>	United Nations Document
UNESCO	United Nations Educational, Scientific and Cultural Organization
UN G.A.	United Nations General Assembly
UNIDO	United Nations Industrial Development Organization
UNITAR	United Nations Institute for Training and Research.
<i>U.N.J.Y.B.</i>	United Nations Juridical Yearbook
<i>U.N.T.S.</i>	United Nations Treaty Series
UPU	Universal Postal Union
<i>U.S.</i>	United States Reports (Supreme Court)
<i>U.S.C./U.S.C.A.</i>	United States Code/United States Code Annotated.
<i>U.S.T.</i>	United States Treaties and other International Agreements
<i>Ves. Jun.</i>	Vesey Junior's Chancery Reports (UK)
<i>Virg. J.I.L.</i>	Virginia Journal of International Law
<i>Wall.</i>	Supreme Court Reports (US)
<i>Westlake</i>	Westlake, International Law (2nd ed., 1910)
WEU	Western European Union
<i>Wheat.</i>	Supreme Court Reports (US)
Whitman	Whitman, Digest of International Law (1963-73)
WHO	World Health Organization
<i>W.L.R.</i>	Weekly Law Reports (UK)
WMO	World Meteorological Organization
<i>Yale L.J.</i>	Yale Law Journal
<i>Y.B.W.A.</i>	Yearbook of World Affairs
<i>ZaöRV.</i>	Zeitschrift für ausländisches öffentliches Recht und Völkerrecht

INSTRUCTIONS FOR USE AND NOTE ON CITATIONS

It is the intention of the General Editors that no detailed guidance should be required for those using this *Encyclopaedic Dictionary of International Law*. To facilitate the location of entries, an extensive system of cross-references has been employed. Within entries, **bold roman** denotes a substantive entry, ***bold italics*** denotes a judicial or arbitral decision which is the subject of a substantive entry, and *italics* denotes a judicial or arbitral decision (usually of a municipal court or tribunal) which is not the subject of a substantive entry.

CITATIONS

Because of the frequency of their citation, and the general familiarity with their location and content, no references have been given in this work for the following agreements:

- United Nations Charter of 26 June 1945; 15 *U.N.C.I.O. Docs.* 335; 145 *B.F.S.P.* 805; (1945) 39 *A.J.I.L. (Supp.)* 190.
- Statute of the International Court of Justice of 26 June 1945; 15 *U.N.C.I.O. Docs.* 355; (1945) 39 *A.J.I.L. (Supp.)* 215.
- Vienna Convention on the Law of Treaties of 22 May 1969; (1969) 8 *I.L.M.* 679; (1969) 63 *A.J.I.L.* 875; (1980) *T.S. No.* 58; *Cmnd.* 7964.
- UN Convention on the Law of the Sea of 1982; (1982) 21 *I.L.M.* 126; (1983) *Misc. No. 11*; *Cmnd.* 8941.

The texts of the first three of these instruments are reproduced in the Annex to this Encyclopaedic Dictionary, together with the texts of certain other important international instruments.

The Treaties establishing the European Communities have been subject to frequent amendment. Consolidated texts are published by the European Communities (1978, 1984). The individual amendments are listed in Parry and Hardy, *EEC Law* (2nd ed. 1981). The amended text of the EEC Treaty was published as *T.S. No. 15* (1979); *Cmnd.* 7462.

References to annual reference works such as *Who's Who* and *I.C.J. Handbook* are to the most recent edition unless the year is mentioned.

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