

Proelss

# United Nations Convention on the Law of the Sea

A Commentary

C.H.BECK · Hart · Nomos

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on the Law of the Sea



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A Commentary

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C. H. BECK · HART · NOMOS

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## Foreword

The edition of this new Commentary on the United Nations Convention on the Law of the Sea is as timely as it will be welcome to both academics and practitioners working in the fields of the law of the sea and oceans governance. After more than 35 years since the adoption of the Convention, there is an urgent need for an updated evaluation of its provisions and of the practice that has emerged regarding its implementation.

The conclusion of the 1982 United Nations Convention on the Law of the Sea was a milestone achievement on the part of the international community of States. Their negotiations at the Third United Nations Conference on the Law of the Sea resulted in a regime for the governance of the oceans which was unprecedented in its scope and comprehensiveness. Quite rightly, the Convention is therefore being called a 'Constitution for the oceans'. Nevertheless, the Convention cannot and has never been intended to provide an answer to every issue arising in connection with the use of the oceans and their governance. In effect, it is a framework treaty which has proved to be a flexible instrument serving as a solid foundation for the further progressive development of a legal regime for the oceans.

The Convention is a 'living' instrument and is subject to an ongoing process of change and adaptation to new challenges. Such development is being achieved through negotiation of new instruments supplementing the regime established by the Convention as well as through interpretive implementation of the Convention. This has been demonstrated by the conclusion of two highly important implementing agreements, namely the 1994 Agreement relating to the implementation of Part XI of the United Nations Convention on the Law of the Sea of 10 December 1992 and the 1995 Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks. This process may well continue in the future, as evidenced by resolution 69/292 adopted by the General Assembly of the United Nations on 19 June 2015 and concerning the development of 'an internationally legally binding instrument under the United Nations Convention on the Law of the Sea on the conservation and sustainable use of marine biodiversity of areas beyond national jurisdiction'.

Progressive development of the legal regime established by the Convention is, however, not limited to the adoption of new legal instruments. It is also accomplished through interpretive implementation of the Convention. Such development may take the form of State practice developing a uniform approach to the implementation of specific provisions of the Convention acquiring general recognition. It may also be fostered by the practice of international institutions competent to administer parts of the Convention's regime and by the jurisprudence of international courts and tribunals entrusted under the Convention to settle disputes concerning its interpretation or implementation.

Over the years, the three institutions established by the Convention, namely the International Seabed Authority, the International Tribunal for the Law of the Sea and the Commission on the Limits of the Continental Shelf, through their activities and, in the case of the International Tribunal for the Law of the Sea, through its jurisprudence, have made a substantial contribution, within the areas of their competence, to the progressive development of the international regime established by the Convention. The role of international judicial bodies is of particular relevance with regard to the many provisions of the Convention which are the result of compromises found during negotiation and which, as a consequence, leave room for ambiguities and differences of understanding. Those provisions in particular require evolutionary interpretation and this role is performed, on many occasions, by international courts and tribunals when adjudicating individual contentious cases or when rendering advisory opinions.

## Foreword

The wealth of developments which have occurred since the entry into force of the Convention and which have shaped the practice relating to its implementation require careful and in-depth analysis and evaluation. This is the task and challenge on which the new Commentary is focusing. It will thereby complement the already existing Commentary edited by the Center for Oceans Law and Policy of the University of Virginia. Both works will be relevant for academics and practitioners alike. The Virginia Commentary, with its focus on the legislative history of the Convention, will continue to provide insights into the development of the Convention's provisions while the new Commentary puts an emphasis on analysing each provision of the Convention and its Annexes, element by element. It will give particular consideration to the practice regarding the implementation of the Convention as developed by States and international organizations as well as to the jurisprudence of international courts and tribunals.

Thus, the new Commentary will serve all those who are called upon to contribute to the implementation and interpretation of the Convention and to ensure proper compliance with its provisions. It will also offer valuable information to those involved in ongoing or future negotiations on new instruments supplementing the Convention.

The preparation of the new Commentary is also welcomed because we need to ensure proper compliance with the provisions of the Convention in the light of new developments which, on the one hand, enhance our ability to use ocean resources but, on the other, require particular attention to be paid to the preservation and protection of the marine environment.

Let me therefore express my appreciation to the editors and contributors as well as to the publisher for their efforts in preparing and publishing this Commentary, which will establish itself as one of the standard works on the international law of the sea.

November 2016

Judge Vladimir Golitsyn  
President of the International Tribunal for the Law of the Sea

## Preface

When I first discussed the idea of launching a new commentary on the 1982 United Nations Convention on the Law of the Sea (UNCLOS) with participants of the Fourth J.H.W. Verzijl Memorial Symposium that took place at Utrecht University in November 2008, I had a general idea of the challenges that would come along with the process of editing such a volume, but certainly did not expect the project to take almost ten years. The reasons why it took such a long time for the book to finally become a reality are manifold. It is per se not a simple task to coordinate a scientific book project involving more than 60 authors from many different regions in the world. More importantly, the establishment of national research councils and the like, which require scientists and researchers to give account of their past activities on an annual basis, delays, or even endangers, every research project that, as is the case with Commentaries such as the present one, does not fall within the categories identified by these institutions as representing 'proper' research. It seems to me that the stereotyped approach on which these schemes are based ultimately results in compromising freedom of science rather than creating incentives for innovative research.

Notwithstanding these challenges, it is my sincere wish to use this opportunity to stress that it has been a privilege and pleasure to work together with such a distinguished group of legal practitioners, scholars and researchers in the context of the present book project. I am also indebted to the publishing houses C.H. Beck, Hart and Nomos, and in particular to Dr. *Wilhelm Warth*. As responsible person for the commentary series, Dr. *Warth* has been my main point of contact at C.H. Beck over all these years. He encouraged me to keep going with the project at times when I doubted that it would ever become a reality, and granted me all flexibility and support that an editor needs when conducting a research project of this magnitude. Together with *Thomas Klich*, he also kindly offered to compile the table of cases, the list of abbreviations and the index. Furthermore, I would like to cordially thank the German Research Foundation (Deutsche Forschungsgemeinschaft – DFG) for generously supporting the book project by way of a research grant. Last but not least, I owe a great debt of gratitude to my assistant editors. *Amber Maggio*, *Eike Blitza* and *Oliver Daum* (in order of degree of involvement) were, amongst many other issues, in charge of developing, adapting and applying the editorial guidelines, of communicating with the authors, but also of assisting me in safeguarding the scientific quality of the individual contributions to this Commentary. Without their input, perseverance and commitment, which went far beyond what can generally be expected from research associates that are additionally engaged in writing their PhD theses, this book would have not come into existence. They were supported at different stages of the project by a number of student researchers, namely *Felix Bode*, *Sara Cordes*, *Hannah Jentgens*, *Lara-Christin Meinert*, *Anika Natus* and *Martin Weiler*. *Killian O'Brien*, former research associate at the Walther-Schücking Institute for International Law at Kiel University, also deserves special mention for his assistance and input in the initial phase of the project prior to my move to Trier University.

The chapters written by the following authors solely reflect their private opinions and not the positions of the institutions for which they work: *Dorota Engleder*, *Gwenaëlle Le Gurun*, *Doris König*, *Killian O'Brien*, *Daniel Owen*, *Kai Trümpler*, *Kishor Uprety* and *Ingo Winkelmann*.

The UNCLOS, which has convincingly been labelled the 'constitution for the oceans' (*Tommy T.B. Koh*), is the most comprehensive and certainly one of the most important and influential international treaties ever concluded. One of the central aims of this Commentary is to show that its terms offer much more than one would initially expect, and that it thus constitutes a living instrument (without denying the need to further develop the requirements codified therein) capable of addressing challenges that were not anticipated at the time



## Preface

of its negotiation and adoption. I sincerely hope that this book will prove to be a useful tool for both researchers and practitioners in accessing the Convention, understanding the meaning of its provisions, and applying it in a lawful manner in practice.

Trier, November 2016

*Alexander Proelss*

# Contents

Foreword .....	V
Preface .....	VII
Authors .....	XIX
Abbreviations .....	XXIII
Cases .....	XXXI
Essential Treaties .....	LI

## PART I INTRODUCTION

Article 1. Use of terms and scope .....	17
---	----

## PART II TERRITORIAL SEA AND CONTIGUOUS ZONE

### Section 1. General provisions

Article 2. Legal status of the territorial sea, of the air space over the territorial sea and of its bed and subsoil .....	27
--	----

### Section 2. Limits of the territorial sea

Article 3. Breadth of the territorial sea .....	34
Article 4. Outer limit of the territorial sea .....	41
Article 5. Normal baseline .....	45
Article 6. Reefs .....	60
Article 7. Straight baselines .....	65
Article 8. Internal waters .....	84
Article 9. Mouths of rivers .....	96
Article 10. Bays .....	105
Article 11. Ports .....	119
Article 12. Roadsteads .....	128
Article 13. Low-tide elevations .....	131
Article 14. Combination of methods for determining baselines .....	147
Article 15. Delimitation of the territorial sea between States with opposite or adjacent coasts .....	149
Article 16. Charts and lists of geographical coordinates .....	167

### Section 3. Innocent passage in the territorial sea

Article 17. Right of innocent passage .....	176
Article 18. Meaning of passage .....	181
Article 19. Meaning of innocent passage .....	186
Article 20. Submarines and other underwater vehicles .....	196
Article 21. Laws and regulations of the coastal State relating to innocent passage .....	199
Article 22. Sea lanes and traffic separation schemes in the territorial sea .....	208
Article 23. Foreign nuclear-powered ships and ships carrying nuclear or other inherently dangerous or noxious substances .....	213
Article 24. Duties of the coastal State .....	217
Article 25. Rights of protection of the coastal State .....	222
Article 26. Charges which may be levied on foreign ships .....	226
Article 27. Criminal jurisdiction on board a foreign ship .....	229
Article 28. Civil jurisdiction in relation to foreign ships .....	237
Article 29. Definition of warships .....	241
Article 30. Non-compliance by warships with the laws and regulations of the coastal State .....	244
Article 31. Responsibility of the flag State for damage caused by a warship or other government ship operated for non-commercial purposes .....	248
Article 32. Immunities of warships and other government ships operated for non-commercial purposes ...	250

### Section 4. Contiguous zone

Article 33. Contiguous zone .....	254
-----------------------------------	-----

Contents

PART III  
STRAITS USED FOR INTERNATIONAL NAVIGATION

Section 1. General provisions

Article 34. Legal status of waters forming straits used for international navigation ..... 272

Article 35. Scope of this Part ..... 276

Article 36. High seas routes or routes through exclusive economic zones through straits used for international navigation ..... 284

Section 2. Transit passage

Article 37. Scope of this section ..... 287

Article 38. Right of transit passage ..... 293

Article 39. Duties of ships and aircraft during transit passage ..... 300

Article 40. Research and survey activities ..... 305

Article 41. Sea lanes and traffic separation schemes in straits used for international navigation ..... 307

Article 42. Laws and regulations of States bordering straits relating to transit passage ..... 313

Article 43. Navigational and safety aids and other improvements and the prevention, reduction and control of pollution ..... 320

Article 44. Duties of States bordering straits ..... 324

Section 3. Innocent passage

Article 45. Innocent passage ..... 327

PART IV  
ARCHIPELAGIC STATES

Article 46. Use of terms ..... 334

Article 47. Archipelagic baselines ..... 352

Article 48. Measurement of the breadth of the territorial sea, the contiguous zone, the exclusive economic zone and the continental shelf ..... 374

Article 49. Legal status of archipelagic waters, of the air space over archipelagic waters and of their bed and subsoil ..... 376

Article 50. Delimitation of internal waters ..... 379

Article 51. Existing agreements, traditional fishing rights and existing submarine cables ..... 382

Article 52. Right of innocent passage ..... 389

Article 53. Right of archipelagic sea lanes passage ..... 393

Article 54. Duties of ships and aircraft during their passage, research and survey activities, duties of the archipelagic State and laws and regulations of the archipelagic State relating to archipelagic sea lanes passage ..... 404

PART V  
EXCLUSIVE ECONOMIC ZONE

Article 55. Specific legal regime of the exclusive economic zone ..... 408

Article 56. Rights, jurisdiction and duties of the coastal State in the exclusive economic zone ..... 418

Article 57. Breadth of the exclusive economic zone ..... 437

Article 58. Rights and duties of other States in the exclusive economic zone ..... 444

Article 59. Basis for the resolution of conflicts regarding the attribution of rights and jurisdiction in the exclusive economic zone ..... 458

Article 60. Artificial islands, installations and structures in the exclusive economic zone ..... 464

Article 61. Conservation of the living resources ..... 480

Article 62. Utilization of the living resources ..... 493

Article 63. Stocks occurring within the exclusive economic zones of two or more coastal States or both within the exclusive economic zone and in an area beyond and adjacent to it ..... 506

Article 64. Highly migratory species ..... 513

Article 65. Marine mammals ..... 519

Article 66. Anadromous stocks ..... 527

Article 67. Catadromous species ..... 536

Article 68. Sedentary species ..... 540

Article 69. Right of land-locked States ..... 543

Article 70. Right of geographically disadvantaged States ..... 548

Article 71. Non-applicability of articles 69 and 70 ..... 552

Article 72. Restrictions on transfer of rights ..... 554

Article 73. Enforcement of laws and regulations of the coastal State ..... 556

Article 74. Delimitation of the exclusive economic zone between States with opposite or adjacent coasts .. 563

Article 75. Charts and lists of geographical coordinates ..... 583

## PART VI CONTINENTAL SHELF

Article 76. Definition of the continental shelf .....	587
Annex II to the Final Act. Statement of understanding concerning a specific method to be used in establishing the outer edge of the continental margin .....	600
Article 77. Rights of the coastal State over the continental shelf .....	604
Article 78. Legal status of the superjacent waters and air space and the rights and freedoms of other States .....	614
Article 79. Submarine cables and pipelines on the continental shelf .....	618
Article 80. Artificial islands, installations and structures on the continental shelf .....	628
Article 81. Drilling on the Continental Shelf .....	634
Article 82. Payments and contributions with respect to the exploitation of the continental shelf beyond 200 nautical miles .....	639
Article 83. Delimitation of the continental shelf between States with opposite or adjacent coasts .....	651
Article 84. Charts and lists of geographical coordinates .....	666
Article 85. Tunnelling .....	670

## PART VII HIGH SEAS

### Section 1. General provisions

Article 86. Application of the provisions of this Part .....	675
Article 87. Freedom of the high seas .....	678
Article 88. Reservation of the high seas for peaceful purposes .....	682
Article 89. Invalidity of claims of sovereignty over the high seas .....	687
Article 90. Right of navigation .....	690
Article 91. Nationality of Ships .....	692
Article 92. Status of ships .....	700
Article 93. Ships flying the flag of the United Nations, its specialized agencies and the International Atomic Energy Agency .....	704
Article 94. Duties of the flag State .....	707
Article 95. Immunity of warships on the high seas .....	714
Article 96. Immunity of ships used only on government non-commercial service .....	716
Article 97. Penal jurisdiction in matters of collision or any other incident of navigation .....	721
Article 98. Duty to render assistance .....	725
Article 99. Prohibition of the transport of slaves .....	730
Article 100. Duty to cooperate in the repression of piracy .....	733
Article 101. Definition of piracy .....	737
Article 102. Piracy by a warship, government ship or government aircraft whose crew has mutinied .....	744
Article 103. Definition of a pirate ship or aircraft .....	746
Article 104. Retention or loss of the nationality of a pirate ship or aircraft .....	747
Article 105. Seizure of a pirate ship or aircraft .....	749
Article 106. Liability for seizure without adequate grounds .....	753
Article 107. Ships and aircraft which are entitled to seize on account of piracy .....	755
Article 108. Illicit traffic in narcotic drugs or psychotropic substances .....	759
Article 109. Unauthorized broadcasting from the high seas .....	763
Article 110. Right of visit .....	767
Article 111. Right of hot pursuit .....	772
Article 112. Right to lay submarine cables and pipelines .....	779
Article 113. Breaking or injury of a submarine cable or pipeline .....	782
Article 114. Breaking or injury by owners of a submarine cable or pipeline of another submarine cable or pipeline .....	785
Article 115. Indemnity for loss incurred in avoiding injury to a submarine cable or pipeline .....	788

### Section 2. Conservation and management of the living resources of the high seas

Article 116. Right to fish on the high seas .....	791
Article 117. Duty of States to adopt with respect to their nationals measures for the conservation of the living resources of the high seas .....	803
Article 118. Cooperation of States in the conservation and management of living resources .....	817
Article 119. Conservation of the living resources of the high seas .....	830
Article 120. Marine mammals .....	850

## PART VIII REGIME OF ISLANDS

Article 121. Regime of islands .....	858
--------------------------------------	-----

Contents

PART IX	
ENCLOSED OR SEMI-ENCLOSED SEAS	
Article 122. Definition .....	881
Article 123. Cooperation of States bordering enclosed or semi-enclosed seas .....	886
PART X	
RIGHT OF ACCESS OF LAND-LOCKED STATES TO AND FROM THE SEA AND FREEDOM OF TRANSIT	
Article 124. Use of Terms .....	893
Article 125. Right of access to and from the sea and freedom of transit .....	898
Article 126. Exclusion of application of the most-favoured-nation clause .....	911
Article 127. Customs duties, taxes and other charges .....	916
Article 128. Free zones and other customs facilities .....	920
Article 129. Cooperation in the construction and improvement of means of transport .....	924
Article 130. Measures to avoid or eliminate delays or other difficulties of a technical nature in traffic in transit .....	927
Article 131. Equal treatment in maritime ports .....	929
Article 132. Grant of greater transit facilities .....	933
PART XI	
THE AREA	
Section 1. General provisions	
Article 133. Use of terms .....	936
Article 134. Scope of this Part .....	943
Article 135. Legal status of the superjacent waters and air space .....	946
Section 2. Principles governing the Area	
Article 136. Common heritage of mankind .....	949
Article 137. Legal status of the Area and its resources .....	957
Article 138. General conduct of States in relation to the Area .....	964
Article 139. Responsibility to ensure compliance and liability for damage .....	968
Article 140. Benefit of mankind .....	976
Article 141. Use of the Area exclusively for peaceful purposes .....	982
Article 142. Rights and legitimate interests of coastal States .....	986
Article 143. Marine scientific research .....	989
Article 144. Transfer of technology .....	1002
Article 145. Protection of the marine environment .....	1007
Article 146. Protection of human life .....	1028
Article 147. Accommodation of activities in the Area and in the marine environment .....	1035
Article 148. Participation of developing States in activities in the Area .....	1046
Article 149. Archaeological and historical objects .....	1052
Section 3. Development of resources of the Area	
Article 150. Policies relating to activities in the Area .....	1058
Article 151. Production policies .....	1066
Article 152. Exercise of powers and functions by the Authority .....	1074
Article 153. System of exploration and exploitation .....	1080
Article 154. Periodic Review .....	1089
Article 155. The Review Conference .....	1092
Section 4. The Authority	
Article 156. Establishment of the Authority .....	1097
Article 157. Nature and fundamental principles of the Authority .....	1107
Article 158. Organs of the Authority .....	1115
Article 159. Composition, procedure and voting .....	1122
Article 160. Powers and functions .....	1132
Article 161. Composition, procedure and voting .....	1148
Article 162. Powers and functions .....	1157
Article 163. Organs of the Council .....	1169
Article 164. The Economic Planning Commission .....	1174
Article 165. The Legal and Technical Commission .....	1178
Article 166. The Secretariat .....	1187
Article 167. The staff of the Authority .....	1191
Article 168. International character of the Secretariat .....	1198
Article 169. Consultation and cooperation with international and non-governmental organizations .....	1205

## Contents

Article 170. The Enterprise .....	1210
Article 171. Funds of the Authority .....	1216
Article 172. Annual budget of the Authority .....	1220
Article 173. Expenses of the Authority .....	1222
Article 174. Borrowing power of the Authority .....	1224
Article 175. Annual audit .....	1226
Article 176. Legal status .....	1228
Article 177. Privileges and immunities .....	1232
Article 178. Immunity from legal process .....	1236
Article 179. Immunity from search and any form of seizure .....	1238
Article 180. Exemption from restrictions, regulations, controls and moratoria .....	1240
Article 181. Archives and official communications of the Authority .....	1241
Article 182. Privileges and immunities of certain persons connected with the Authority .....	1244
Article 183. Exemption from taxes and customs duties .....	1246
Article 184. Suspension of the exercise of voting rights .....	1248
Article 185. Suspension of exercise of rights and privileges of membership .....	1249

### Section 5. Settlement of disputes and advisory opinions

Article 186. Sea-Bed Disputes Chamber of the International Tribunal for the Law of the Sea .....	1250
Article 187. Jurisdiction of the Seabed Disputes Chamber .....	1254
Article 188. Submission of disputes to a special chamber of the International Tribunal for the Law of the Sea or an ad hoc chamber of the Seabed Disputes Chamber or to binding commercial arbitration .....	1261
Article 189. Limitation on jurisdiction with regard to decisions of the Authority .....	1266
Article 190. Participation and appearance of sponsoring States Parties in proceedings .....	1271
Article 191. Advisory opinions .....	1274

## PART XII

### PROTECTION AND PRESERVATION OF THE MARINE ENVIRONMENT

#### Section 1. General provisions

Article 192. General obligation .....	1277
Article 193. Sovereign right of States to exploit their natural resources .....	1287
Article 194. Measures to prevent, reduce and control pollution of the marine environment .....	1295
Article 195. Duty not to transfer damage or hazards or transform one type of pollution into another .....	1315
Article 196. Use of technologies or introduction of alien or new species .....	1319

#### Section 2. Global and regional cooperation

Article 197. Cooperation on a global or regional basis .....	1328
Article 198. Notification of imminent or actual damage .....	1333
Article 199. Contingency plans against pollution .....	1338
Article 200. Studies, research programmes and exchange of information and data .....	1341
Article 201. Scientific criteria for regulations .....	1344

#### Section 3. Technical assistance

Article 202. Scientific and technical assistance to developing States .....	1346
Article 203. Preferential treatment for developing States .....	1352

#### Section 4. Monitoring and environmental assessment

Article 204. Monitoring of the risks or effects of pollution .....	1356
Article 205. Publication of reports .....	1364
Article 206. Assessment of potential effects of activities .....	1369

#### Section 5. International rules and national legislation to prevent, reduce and control pollution of the marine environment

Article 207. Pollution from land-based sources .....	1378
Article 208. Pollution from seabed activities subject to national jurisdiction .....	1391
Article 209. Pollution from activities in the Area .....	1400
Article 210. Pollution by dumping .....	1407
Article 211. Pollution from vessels .....	1419
Article 212. Pollution from or through the atmosphere .....	1443

#### Section 6. Enforcement

Article 213. Enforcement with respect to pollution from land-based sources .....	1451
Article 214. Enforcement with respect to pollution from seabed activities .....	1458
Article 215. Enforcement with respect to pollution from activities in the Area .....	1463

## Contents

Article 216. Enforcement with respect to pollution by dumping .....	1467
Article 217. Enforcement by flag States .....	1474
Article 218. Enforcement by port States .....	1487
Article 219. Measures relating to seaworthiness of vessels to avoid pollution .....	1496
Article 220. Enforcement by coastal States .....	1505
Article 221. Measures to avoid pollution arising from maritime casualties .....	1512
Article 222. Enforcement with respect to pollution from or through the atmosphere .....	1521

### Section 7. Safeguards

Article 223. Measures to facilitate proceedings .....	1527
Article 224. Exercise of powers of enforcement .....	1531
Article 225. Duty to avoid adverse consequences in the exercise of the powers of enforcement .....	1534
Article 226. Investigation of foreign vessels .....	1537
Article 227. Non-discrimination with respect to foreign vessels .....	1544
Article 228. Suspension and restrictions on institution of proceedings .....	1547
Article 229. Institution of civil proceedings .....	1552
Article 230. Monetary penalties and the observance of recognized rights of the accused .....	1554
Article 231. Notification to the flag State and other States concerned .....	1557
Article 232. Liability of States arising from enforcement measures .....	1561
Article 233. Safeguards with respect to straits used for international navigation .....	1563

### Section 8. Ice-covered areas

Article 234. Ice-covered areas .....	1566
--------------------------------------	------

### Section 9. Responsibility and liability

Article 235. Responsibility and liability .....	1585
---	------

### Section 10. Sovereign immunity

Article 236. Sovereign immunity .....	1591
---------------------------------------	------

### Section 11. Obligations under other conventions on the protection and preservation of the marine environment

Article 237. Obligations under other conventions on the protection and preservation of the marine environment .....	1596
---	------

## PART XIII

## MARINE SCIENTIFIC RESEARCH

### Section 1. General provisions

Article 238. Right to conduct marine scientific research .....	1605
Article 239. Promotion of marine scientific research .....	1614
Article 240. General principles for the conduct of marine scientific research .....	1617
Article 241. Non-recognition of marine scientific research activities as the legal basis for claims .....	1624

### Section 2. International cooperation

Article 242. Promotion of international cooperation .....	1630
Article 243. Creation of favourable conditions .....	1636
Article 244. Publication and dissemination of information and knowledge .....	1639

### Section 3. Conduct and promotion of marine scientific research

Article 245. Marine scientific research in the territorial sea .....	1643
Article 246. Marine scientific research in the exclusive economic zone and on the continental shelf .....	1649
Article 247. Marine scientific research projects undertaken by or under the auspices of international organizations .....	1664
Article 248. Duty to provide information to the coastal State .....	1673
Article 249. Duty to comply with certain conditions .....	1679
Article 250. Communications concerning marine scientific research projects .....	1690
Article 251. General criteria and guidelines .....	1693
Article 252. Implied consent .....	1696
Article 253. Suspension or cessation of marine scientific research activities .....	1700
Article 254. Rights of neighbouring land-locked and geographically disadvantaged States .....	1707
Article 255. Measures to facilitate marine scientific research and assist research vessels .....	1713
Article 256. Marine scientific research in the Area .....	1717
Article 257. Marine scientific research in the water column beyond the exclusive economic zone .....	1725

<b>Section 4. Scientific research installations or equipment in the marine environment</b>	
Article 258. Deployment and use .....	1731
Article 259. Legal status .....	1738
Article 260. Safety zones .....	1740
Article 261. Non-interference with shipping routes .....	1744
Article 262. Identification markings and warning signals .....	1746
<b>Section 5. Responsibility and liability</b>	
Article 263. Responsibility and liability .....	1749
<b>Section 6. Settlement of disputes and interim measures</b>	
Article 264. Settlement of disputes .....	1757
Article 265. Interim measures .....	1761
<b>PART XIV</b>	
<b>DEVELOPMENT AND TRANSFER OF MARINE TECHNOLOGY</b>	
<b>Section 1. General provisions</b>	
Article 266. Promotion of the development and transfer of marine technology .....	1764
Article 267. Protection of legitimate interests .....	1774
Article 268. Basic objectives .....	1778
Article 269. Measures to achieve the basic objectives .....	1783
<b>Section 2. International cooperation</b>	
Article 270. Ways and means of international cooperation .....	1788
Article 271. Guidelines, criteria and standards .....	1791
Article 272. Coordination of international programmes .....	1793
Article 273. Cooperation with international organizations and the Authority .....	1796
Article 274. Objectives of the Authority .....	1797
<b>Section 3. National and regional marine scientific and technological centres</b>	
Article 275. Establishment of national centres .....	1801
Article 276. Establishment of regional centres .....	1803
Article 277. Functions of regional centres .....	1806
<b>Section 4. Cooperation among international organizations</b>	
Article 278. Cooperation among international organizations .....	1807
<b>PART XV</b>	
<b>SETTLEMENT OF DISPUTES</b>	
<b>Section 1. General provisions</b>	
Article 279. Obligation to settle disputes by peaceful means .....	1813
Article 280. Settlement of disputes by any peaceful means chosen by the parties .....	1817
Article 281. Procedure where no settlement has been reached by the parties .....	1820
Article 282. Obligations under general, regional or bilateral agreements .....	1825
Article 283. Obligation to exchange views .....	1830
Article 284. Conciliation .....	1838
Article 285. Application of this section to disputes submitted pursuant to Part XI .....	1841
<b>Section 2. Compulsory procedures entailing binding decisions</b>	
Article 286. Application of procedures under this section .....	1844
Article 287. Choice of procedure .....	1849
Article 288. Jurisdiction .....	1857
Article 289. Experts .....	1863
Article 290. Provisional measures .....	1866
Article 291. Access .....	1878
Article 292. Prompt release of vessels and crews .....	1881
Article 293. Applicable law .....	1893
Article 294. Preliminary proceedings .....	1896
Article 295. Exhaustion of local remedies .....	1900
Article 296. Finality and binding force of decisions .....	1904



Contents

Section 3. Limitations and exceptions to applicability of section 2

Article 297. Limitations on applicability of section 2 ..... 1907

Article 298. Optional exceptions to applicability of section 2 ..... 1919

Article 299. Right of the parties to agree upon a procedure ..... 1933

PART XVI

GENERAL PROVISIONS

Article 300. Good faith and abuse of rights ..... 1937

Article 301. Peaceful uses of the seas ..... 1943

Article 302. Disclosure of information ..... 1947

Article 303. Archaeological and historical objects found at sea ..... 1950

Article 304. Responsibility and liability for damage ..... 1961

PART XVII

FINAL PROVISIONS

Article 305. Signature ..... 1968

Article 306. Ratification and formal confirmation ..... 1979

Article 307. Accession ..... 1983

Article 308. Entry into force ..... 1985

Article 309. Reservations and exceptions ..... 1992

Article 310. Declarations and Statements ..... 2001

Article 311. Relation to other conventions and international agreements ..... 2009

Article 312. Amendment ..... 2019

Article 313. Amendment by simplified procedure ..... 2023

Article 314. Amendments to the provisions of this Convention relating exclusively to activities in the Area ..... 2025

Article 315. Signature, ratification of, accession to and authentic texts of amendments ..... 2028

Article 316. Entry into force of amendments ..... 2030

Article 317. Denunciation ..... 2033

Article 318. Status of Annexes ..... 2037

Article 319. Depositary ..... 2039

Article 320. Authentic texts ..... 2044

ANNEX I

HIGHLY MIGRATORY SPECIES ..... 2049

ANNEX II

COMMISSION ON THE LIMITS OF THE CONTINENTAL SHELF

Article 1. .... 2067

Article 2. .... 2069

Article 3. .... 2076

Article 4. .... 2081

Article 5. .... 2087

Article 6. .... 2093

Article 7. .... 2098

Article 8. .... 2100

Article 9. .... 2104

ANNEX III

BASIC CONDITIONS OF PROSPECTING, EXPLORATION AND EXPLOITATION

Article 1. Title to minerals ..... 2113

Article 2. Prospecting ..... 2117

Article 3. Exploration and exploitation ..... 2126

Article 4. Qualifications of applicants ..... 2135

Article 5. Transfer of technology ..... 2147

Article 6. Approval of plans of work ..... 2154

Article 7. Selection among applicants for production authorizations ..... 2161

Article 8. Reservation of areas ..... 2166

Article 9. Activities in reserved areas ..... 2177

Article 10. Preference and priority among applicants ..... 2189

Article 11. Joint arrangements ..... 2193

Article 12. Activities carried out by the Enterprise ..... 2195

Article 13. Financial terms of contracts ..... 2199

Article 14. Transfer of data ..... 2209

Article 15. Training programmes ..... 2216

Article 16. Exclusive right to explore and exploit ..... 2224

Article 17. Rules, regulations and procedures of the Authority ..... 2236

## Contents

Article 18. Penalties .....	2250
Article 19. Revision of contract .....	2257
Article 20. Transfer of rights and obligations .....	2261
Article 21. Applicable law .....	2263
Article 22. Responsibility .....	2268

### ANNEX IV STATUTE OF THE ENTERPRISE

Article 1. Purposes .....	2275
Article 2. Relationship to the Authority .....	2278
Article 3. Limitation of liability .....	2282
Article 4. Structure .....	2284
Article 5. Governing Board .....	2285
Article 6. Powers and functions of the Governing Board .....	2288
Article 7. Director-General and staff of the Enterprise .....	2293
Article 8. Location .....	2296
Article 9. Reports and financial statements .....	2297
Article 10. Allocation of net income .....	2298
Article 11. Finances .....	2300
Article 12. Operations .....	2304
Article 13. Legal status, privileges and immunities .....	2307

### ANNEX V CONCILIATION

#### Section 1. Conciliation procedure pursuant to Section 1 of Part XV

Article 1. Institution of proceedings .....	2311
Article 2. List of conciliators .....	2312
Article 3. Constitution of conciliation commission .....	2314
Article 4. Procedure .....	2318
Article 5. Amicable settlement .....	2320
Article 6. Functions of the commission .....	2321
Article 7. Report .....	2322
Article 8. Termination .....	2325
Article 9. Fees and expenses .....	2326
Article 10. Right of parties to modify procedure .....	2327

#### Section 2. Compulsory submission to conciliation procedure pursuant to section 3 of Part XV

Article 11. Institution of proceedings .....	2328
Article 12. Failure to reply or to submit to conciliation .....	2330
Article 13. Competence .....	2331
Article 14. Application of section 1 .....	2332

### ANNEX VI STATUTE OF THE INTERNATIONAL TRIBUNAL FOR THE LAW OF THE SEA

Article 1. General provisions .....	2334
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#### Section 1. Organization of the tribunal

Article 2. Composition .....	2337
Article 3. Membership .....	2339
Article 4. Nominations and elections .....	2341
Article 5. Term of office .....	2342
Article 6. Vacancies .....	2345
Article 7. Incompatible activities .....	2346
Article 8. Conditions relating to participation of members in a particular case .....	2347
Article 9. Consequence of ceasing to fulfil required conditions .....	2349
Article 10. Privileges and immunities .....	2350
Article 11. Solemn declaration by members .....	2352
Article 12. President, Vice-President and Registrar .....	2353
Article 13. Quorum .....	2355
Article 14. Seabed Disputes Chamber .....	2357
Article 15. Special chambers .....	2358
Article 16. Rules of the Tribunal .....	2362
Article 17. Nationality of members .....	2363
Article 18. Remuneration of members .....	2366
Article 19. Expenses of the Tribunal .....	2369

Contents

Section 2. Competence	
Article 20. Access to the Tribunal .....	2370
Article 21. Jurisdiction .....	2374
Article 22. Reference of disputes subject to other agreements .....	2383
Article 23. Applicable law .....	2384
Section 3. Procedure	
Article 24. Institution of proceedings .....	2387
Article 25. Provisional measures .....	2395
Article 26. Hearing .....	2400
Article 27. Conduct of case .....	2406
Article 28. Default .....	2412
Article 29. Majority for decision .....	2422
Article 30. Judgment .....	2425
Article 31. Request to intervene .....	2430
Article 32. Right to intervene in cases of interpretation or application .....	2435
Article 33. Finality and binding force of decisions .....	2439
Article 34. Costs .....	2451
Section 4. Seabed disputes chamber	
Article 35. Composition .....	2453
Article 36. Ad hoc chambers .....	2455
Article 37. Access .....	2457
Article 38. Applicable law .....	2458
Article 39. Enforcement of decisions of the Chamber .....	2459
Article 40. Applicability of other sections of this Annex .....	2461
Section 5. Amendments	
Article 41. Amendments .....	2463
ANNEX VII ARBITRATION	
Article 1. Institution of proceedings .....	2465
Article 2. List of arbitrators .....	2467
Article 3. Constitution of arbitral tribunal .....	2470
Article 4. Functions of arbitral tribunal .....	2474
Article 5. Procedure .....	2475
Article 6. Duties of parties to a dispute .....	2477
Article 7. Expenses .....	2479
Article 8. Required majority for decisions .....	2480
Article 9. Default of appearance .....	2482
Article 10. Award .....	2483
Article 11. Finality of award .....	2486
Article 12. Interpretation or implementation of award .....	2487
Article 13. Application to entities other than States Parties .....	2489
ANNEX VIII SPECIAL ARBITRATION	
Article 1. Institution of proceedings .....	2491
Article 2. Lists of experts .....	2498
Article 3. Constitution of special arbitral tribunal .....	2502
Article 4. General provisions .....	2505
Article 5. Fact finding .....	2508
ANNEX IX PARTICIPATION BY INTERNATIONAL ORGANIZATIONS	
Article 1. Use of terms .....	2512
Article 2. Signature .....	2517
Article 3. Formal confirmation and accession .....	2522
Article 4. Extent of participation and rights and obligations .....	2527
Article 5. Declarations, notifications and communications .....	2532
Article 6. Responsibility and liability .....	2540
Article 7. Settlement of disputes .....	2544
Article 8. Applicability of Part XVII .....	2550
Index .....	2553

## Authors

Richard A <b>Barnes</b> , Professor, School of Law and Politics, University of Hull	2, 17–32; 51–54 together with Massarella
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Felix <b>Beck</b> , Research Associate, Faculty of Law, University of Freiburg	143–148 together with Vöneky
Vasco <b>Becker-Weinberg</b> , Professor, Faculty of Law, Universidade NOVA de Lisboa	223–233
Marco <b>Benatar</b> , Research Fellow, Max Planck Institute Luxembourg for Procedural Law	305 together with Franckx; Annex IX together with Cambou, Franckx, Janssens, Mampaey, Scotcher and Tran
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Ciarán <b>Burke</b> , Professor, Friedrich-Schiller-University Jena	186–191; Annex VII
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Detlef <b>Czybulka</b> , Professor, Faculty of Law, University of Rostock	192–196, 237
James G. <b>Devaney</b> , Lecturer, School of Law, University of Glasgow	263, 304
Erik <b>van Doorn</b> , Research Associate, Walther Schücking Institute for International Law, Kiel University	161–165
Dorota Jadwiga <b>Englander</b> , DLR GTP, European Space Agency, Paris	79
Pablo <b>Ferrara</b> , Dr., Estudio O’Farrell Abogados, Buenos Aires	170–185, 293–296

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Douglas <b>Guilfoyle</b> , Professor, Faculty of Laws, Monash University	86–112; 113–115 together with Miles
Shotaro <b>Hamamoto</b> , Professor, Graduate School of Law, Kyoto University	220, 270–277; Annex V
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Bing Bing <b>Jia</b> , Professor, Law School, Tsinghua University, Beijing	34–45
Daniel-Erasmus <b>Khan</b> , Professor, University of the Bundeswehr, Munich	33
Doris <b>König</b> , Professor, Bucerius Law School, Hamburg, Judge of the Federal Constitutional Court, Karlsruhe	213–214, 218
Rainer <b>Lagoni</b> , Professor, Faculty of Law, University of Hamburg	Preamble
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Killian <b>O’Brien</b> , Training Officer, European Asylum Support Office, Malta	300–302
Daniel <b>Owen</b> , Barrister, Fenners Chambers, Cambridge	Annex I
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Stefan <b>Talmon</b> , Professor, Faculty of Law and Political Economy, University of Bonn	121
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Authors

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Ingo <b>Winkelmann</b> , Dr., Ambassador of the Federal Republic of Germany in Costa Rica	122–123

## Abbreviations

<b>A</b>	
A&E .....	Ammunition and Explosives
ABE-LOS .....	Advisory Body of Experts on the Law of the Sea
ABNJ .....	Areas Beyond National Jurisdiction Program
AC .....	Appeal Cases
ACCOBAMS .....	Agreement on the Conservation of Cetaceans of the Black Sea, Mediterranean Sea and Contiguous Atlantic Area
ACP .....	African, Caribbean and Pacific
AFDI .....	Annuaire Français der Droit International
AIDCP .....	Agreement on the International Dolphin Conservation Program
AJEL .....	American Journal of Environmental Law
AJIL .....	American Journal of International Law
AnDrMer .....	Annuaire du Droit de la Mer
AnnIDI .....	Annuaire de l'Institut de Droit International
AoA .....	Agreement on Agriculture
Art. ....	Article
Asian JIL .....	Asian Journal of International Law
ASIL .....	American Society of International Law
ASR .....	Articles on the Responsibility of States for Internationally Wrongful Acts
ATBA .....	Area To Be Avoided
AVR .....	Archiv des Völkerrechts
AWPPA .....	Arctic Waters Pollution Prevention Act
AWZ .....	Ausschließliche Wirtschaftszone
<b>B</b>	
BARCON .....	Barcelona Convention for the Protection of the Mediterranean Seas against Pollution
BAT .....	Best Available Technology
BBNJ Working Group .....	Ad Hoc Open-Ended Informal Working Group to Study Issues relating to the Conservation and Sustainable Use of Marine Biological Diversity Beyond Areas of National Jurisdiction
BDGVR .....	Berichte der Deutschen Gesellschaft für Völkerrecht
BEP .....	Best Environmental Practices
BN .....	Bundesamt für Naturschutz
BOEMRE .....	Bureau of Ocean Energy Management, Regulation and Enforcement
BSFP .....	Boating Safety and Facilities Program
BWM .....	International Convention for the Control and Management of Ships' Ballast Water and Sediments
BYBIL .....	British Year Book of International Law
<b>C</b>	
CBD .....	Convention on Biological Diversity
CCAMLR .....	Convention on the Conservation of Antarctic Marine Living Resources
CCAS .....	Convention for the Conservation of Arctic Seals
CCBSP .....	Convention on the Conservation and Management of Pollock Resources in the Central Bering Sea
CCS .....	Carbon Capture and Storage
CCSBT .....	Commission for the Conservation of Southern Bluefin Tuna
CDEM .....	Construction, Design, Equipment and Manning
cf. ....	confer
CFC .....	Chlorofluorocarbon
Ch. ....	Chapter
CHS .....	Convention on the High Seas
CITES .....	Convention on International Trade in Endangered Species of Wild Flora and Fauna
CJEU .....	Court of Justice of the European Union



## Abbreviations

CJICL .....	Cambridge Journal of International and Comparative Law
CLCS .....	Commission on the Limits of the Continental Shelf
CMATS Treaty .....	Treaty on Certain Maritime Arrangements in the Timor Sea
CMS .....	Convention on the Conservation of Migratory Species of Wild Animals
COLREGs .....	Convention on the International Regulations for Preventing Collisions at Sea
Colum J. Transnat'l L. ....	Columbia Journal of Transnational Law
COP .....	Conference of the Parties
CPD .....	Common Depth Point
CPUCH .....	Convention on the Protection of the Underwater Cultural Heritage
CSC .....	Convention on the Continental Shelf
CTS .....	Canada Treaty Series
CTSCZ .....	Convention on the Territorial Sea and the Contiguous Zone
CWILJ .....	California Western International Law Journal
CWRJIL .....	Case Western Reserve Journal of International Law
CYIL .....	Canadian Yearbook of International Law
<b>D</b>	
DOALOS .....	Division for Ocean Affairs and the Law of the Sea
Doc. ....	Document
Dods. ....	Dodson's Admiralty Report
<b>E</b>	
e. g. ....	exempli gratia (for example)
E.R. ....	All England Law Reports
EBSAs .....	Scientific Criteria for Identifying Ecologically and Biologically Significant Marine Areas in Need of Protection in Open-Ocean Waters and Deep Sea Habitats
EC .....	Electronic Chart/European Community
ECAFE .....	Economic Commission for Asia and the Far East
ECDIS .....	Electronic Chart Display and Information System
ECJ .....	European Court of Justice
ECOSOC .....	UN Economic and Social Council
ECR .....	European Court Reports
ECS .....	Extended Continental Shelf
ECtHR .....	European Court of Human Rights
ed./eds. ....	editor/editors
edn. ....	edition
EEZ .....	Exclusive Economic Zone
EFZ .....	Exclusive Fishing Zone
EIAs .....	Environmental Impact Assessments
EMSA .....	European Maritime Safety Agency
ENC .....	Electronic Navigational Chart
EnvlPolyL .....	Environmental Policy and Law
et seq. ....	et sequentia (and that which follows)
EU .....	European Union
EUNAVFOR .....	European Union-led Naval Force
EurUP .....	Zeitschrift für Europäisches Umwelt- und Planungsrecht
<b>F</b>	
F.Supp. ....	Federal Supplement, 2nd Series – U.S. Federal Case
FAO .....	Food and Agricultural Organization of the United Nations
Florida JIL .....	Florida Journal of International Law
FOCP .....	Foreign Office Confidential Print
<b>G</b>	
GA .....	General Assembly
GA. J. Int' l & Comp. L. ....	Georgia Journal of International and Comparative Law
GAIRS .....	Generally Accepted International Rules and Standards
GAOR .....	UN General Assembly Official Records
GATT .....	General Agreement on Tariffs and Trade
GDS .....	Geographically Disadvantaged States

## Abbreviations

GEF .....	The Global Environment Facility
GESAMP .....	Joint Group of Experts on the Scientific Aspects of Marine Environmental Protection
GFCM .....	General Fisheries Commission for the Mediterranean
GIELR .....	Georgetown International Environmental Law Review
GPA .....	Global Programme of Action
GYIL .....	German Yearbook of International Law

### H

HELCOM .....	Baltic Marine Environment Protection Commission
HMS .....	Highly Migratory Species
HNS .....	Hazardous and Noxious Substances
HSSC .....	Harmonized System of Survey and Certification
HVDC .....	High Voltage Direct Current

### I

IAEA .....	International Atomic Energy Agency
IAG .....	International Association of Geodesy
IASS .....	Institute for Advanced Sustainable Studies
IATTC .....	Inter-American Tropical Tuna Commission
ibid. ....	ibidem (in that very place)
IBRU .....	International Boundaries Research Unit
ICAO .....	International Civil Aviation Organization
ICCAT .....	Inter-American Tropical Tuna Commission
ICCAT .....	International Commission for the Conservation of Atlantic Tunas
ICES .....	International Council for the Exploration of the Seas
ICJ .....	International Court of Justice
ICLQ .....	International Comparative Law Quarterly
ICLR .....	International and Comparative Law Review
ICNT .....	Informal Composite Negotiating Text
ICOA .....	International Coastal and Ocean Organization
ICRW .....	International Convention for the Regulation of Whaling
IDDRI .....	Institute for Sustainable Development and International Relations
IHB .....	International Hydrographic Bureau
IHO .....	International Hydrographic Organization
IJECL .....	International Journal of Estuarine and Coastal Law
IJMCL .....	International Journal of Marine and Coastal Law
ILA .....	International Law Association
ILC .....	International Law Commission
ILM .....	International Legal Materials
ILR .....	International Law Reports
IMCO .....	Intergovernmental Maritime Consultative Organization
IMLI .....	International Maritime Law Institute
IMO .....	International Maritime Organization
Int Crim L Rev .....	International Criminal Law Review
IOC .....	Intergovernmental Oceanographic Commission
IOLR .....	International Organizations Law Review
IOTC .....	Indian Ocean Tuna Commission
IPCC .....	Intergovernmental Panel on Climate Change
ISA .....	International Seabed Authority
ISBA .....	International Seabed Authority
ISNT .....	Informal Single Negotiating Text
ITLOS .....	International Tribunal for the Law of the Sea
ITU .....	International Telecommunication Union
IUCN .....	International Union for Conservation of Nature and Natural Resources
IUU .....	illegal, unreported and unregulated
IWC .....	International Whaling Commission
IWGMP .....	Intergovernmental Working Group on Marine Pollution

### J

JARPA .....	Japan's Southern Ocean Whaling Program
J. Transnat'l L. & Pol'y .....	Journal of Transnational Law and Policy

Abbreviations

JDI .....	Journal du Droit International
JIL .....	Journal of International Law
JMOA .....	Journal of Maritime and Ocean Affairs
JSpace L .....	Journal of Space Law
L	
LAT .....	Lowest Astronomical Tide
LDC .....	Least Developed Countries
LJIL .....	Leiden Journal of International Law
LL .....	Land-locked
LLGDS; LL/GDS .....	Land-locked and Geographically Disadvantaged States
Lloyd's Rep. ....	Lloyds Law Reports
LLS .....	Land-locked State
LN .....	League of Nations
LN Docs .....	League of Nations Documents
LNTS .....	League of Nations Treaties Series
LOS [Convention] .....	United Nations Convention on the Law of the Sea
LOSb .....	Law of the Sea Bulletins
LOSIC .....	Law of the Sea Information Circular
LR .....	Law Review
LTE .....	Low-tide Elevation
M	
m .....	metre(s)
MARPOL .....	International Convention for the Prevention of Marine Pollution from Ships
MCA Convention .....	Convention in the Determination of the Minimal Conditions for Access and Exploitation of Marine Resources within the Maritime Areas under Jurisdiction of the Member States of the Sub-Regional Fisheries Convention (MCA Convention)
McGill Int'l J. Sust. Dev. & Pol'y	Mc Gill Journal on Sustainable Development and Policy
Melb.J.Int'l L. ....	Melbourne Journal of International Law
MFN .....	Most Favoured Nation
MN .....	Margin Number
MoU .....	Memorandum of Understanding
MPA .....	Marine Protected Area
MPEPIl .....	Max Planck Encyclopedia of Public International Law
MPYUNL .....	Max Planck Yearbook on United Nations Law
MSR .....	Marine Scientific Research
MSY .....	Maximum Sustainable Yield
N	
NAFO .....	Northwest Atlantic Fisheries Organization
NAMMCO .....	North Atlantic Marine Mammal Commission
NASCO .....	North Atlantic Salmon Conservation Organization
NEAFC .....	North-East Atlantic Fisheries Commission
NG .....	Negotiating Group
NGO .....	Non-governmental Organization
NIEO .....	New International Economic Order
NILR .....	Netherlands International Law Review
NM .....	Nautical Mile
NordÖR .....	Zeitschrift für öffentliches Recht in Norddeutschland
NORDREG .....	Northern Canada Vessel Traffic Services Zone Regulations
Notre Dame L.Rev. ....	Notre Dame Law Review
NPAFC .....	Convention for the Conservation of Anadromous Stocks in the North Pacific Ocean
NPFC .....	North Pacific Fisheries Commission
NSCR .....	Netherlands Institute for the Study of Crime and Law Enforcement
NSHC .....	North Sea Hydrographic Commission
NuR .....	Natur und Recht
NYIL .....	Netherlands Yearbook of International Law

## Abbreviations

NYUJILP .....	NYU Journal of International Law and Politics
NZJEL .....	New Zealand Journal of Environmental Law
<b>O</b>	
OCLJ .....	Ocean and Coastal Law Journal
OCT .....	Organization of Communication and Transit
ODAS .....	Ocean Data Acquisition Systems
ODIL .....	Ocean Development and International Law
OEG .....	Operational Experts Group
OILPOL .....	International Convention for the Prevention of Pollution of the Sea by Oil
OJ .....	Official Journal
OPPRC .....	Convention on Oil Pollution Preparedness, Response and Cooperation
OSPAR Convention .....	Convention for the Protection of the Marine Environment of the North-East Atlantic
OSY .....	Optimum Sustainable Yield
<b>P</b>	
PCA .....	Permanent Court of Arbitration
PCASP .....	Privately Contracted Armed Security Personnel
PCIJ .....	Permanent Court of International Justice
PD .....	Practice Directions concerning Civil Appeals in the Court of Appeal
PICES .....	North Pacific Marine Science Organisation
PLOS .....	Public Library of Science
POPs .....	Persistent Organic Pollutants
Prepcom .....	Preparatory Commission
PROFISH .....	World Bank Global Program on Fisheries
PSC .....	Port State Control
PSI .....	Proliferation Security Initiative
PSSA .....	Particularly Sensitive Sea Areas
<b>R</b>	
RabelsZ .....	Rabels Zeitschrift für ausländisches und internationales Privatrecht
RCADI .....	Recueil des Cours de l'Académie de Droit International de La Haye
RdC .....	Recueil des Cours de l'Académie de Droit International de La Haye
RECIEL .....	Review of European, Comparative & International Environmental Law
Res. ....	Resolution
RFMO .....	Regional Fisheries Management Organization
RGDIP .....	Revue Générale de Droit International Public
RIAA .....	Reports of International Arbitral Awards
RINA .....	Registro Italiano Navale
RMP .....	Revised Management Procedure
RMS .....	Revised Management Scheme
RSNT .....	Revised Single Negotiating Text
RSP .....	Regional Seas Programme
<b>S</b>	
s. ....	section
S.Ct. ....	Decisions of the US Supreme Court
San Diego LRev .....	San Diego Law Review
SBSTTA .....	Subsidiary Body on Scientific, Technical and Technological Advice
SDC .....	Seabed Dispute Chambers
SEAFO .....	South-East Atlantic Fisheries Organisation
SENC .....	System Electronic Navigational Chart
Sess. ....	Session
SFS .....	Straddling Fish Stocks
SIMPLY .....	Scandinavian Institute's Maritime and Petroleum Law Yearbook
SIOFA .....	South Indian Ocean Fisheries Agreement
SIPRI .....	Stockholm International Peace Research Institute
SOLAS .....	International Convention for the Safety of Life at Sea 1974
SPRFMO .....	South Pacific Regional Fisheries Management Organisation

Abbreviations

SRFC .....	West African Sub-Regional Fisheries Commission
StanfordELJ .....	Stanford Environmental Law Journal
STWC .....	International Convention on Standards of Training, Certification and Watchkeeping for Seafarers
SUA .....	Convention for the Suppression of Unlawful Acts against the Safety of Maritime Navigation
Suppl. ....	Supplement
SYBIL .....	Singapore Yearbook of International Law
T	
TAC .....	Total Allowable Catch
Tex. Int'l L.J. ....	Texas International Law Journal
TS .....	Treaties Series
TSS .....	Traffic Separation Schemes
U	
U. Miami L. Rev. ....	University of Miami Law Review
UKTS .....	United Kingdom Treaty Series
UN .....	United Nations
UN DOALOS .....	United Nations Division of Ocean Affairs and Law of the Sea
UNC .....	Charter of the United Nations
UNCED .....	United Nations Conference on Environment and Development
UNCHE .....	United Nations Conference on the Human Environment
UNCLOS .....	United Nations Convention on the Law of the Sea
UNCLOS I .....	First United Nations Conference on the Law of the Sea
UNCLOS II .....	Second United Nations Conference on the Law of the Sea
UNCLOS III .....	Third United Nations Conference on the Law of the Sea
UNCTAD .....	United Nations Conference on Trade and Development
UNDP .....	United Nations Development Programme
UNEP .....	United Nations Environment Programme
UNESCO .....	United Nations Educational, Scientific and Cultural Organization
UNESCO (IOC) .....	Intergovernmental Oceanographic Commission of the United Nations Educational, Scientific and Cultural Organization
UNFSA .....	Agreement for the Implementation of the Provisions of the United Nations Convention of the Law of the Sea Relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks (United Nations Fish Stocks Agreement)
UNGA .....	United Nations General Assembly
UNICPOLOS .....	United Nations Open-ended Informal Consultative Process on Oceans and the Law of the Sea
UNIDO .....	United Nations Industrial Development Organization
UNTS .....	United Nations Treaties Series
V	
VCCR .....	Vienna Convention on Consular Relations
VCLT .....	Vienna Convention on the Law of Treaties
VCLTIO .....	Vienna Convention on the Law of Treaties between States and International Organizations or between International Organizations
VJIL .....	Virginia Journal of International Law
vol. ....	volume
VPD .....	Vessel Protection Detachments
W	
WCPFC .....	Western and Central Pacific Fisheries Commission
WGBOSV .....	Working Group on Ballast and Other Ship Vectors
WILJ .....	Wisconsin International Law Journal
WIPO .....	World Intellectual Property Organization
WMD .....	Weapons of Mass Destruction
WMO .....	World Meteorological Organization
WTO .....	World Trade Organization

# Abbreviations

	Y
YaleJIL .....	Yale Journal of International Law
YIEL .....	Yearbook of International Environmental Law
YIL .....	Yearbook of International Law
	Z
ZaöRV .....	Zeitschrift für ausländisches öffentliches Recht und Völkerrecht
ZUR .....	Zeitschrift für Umweltrecht



## Cases

### International Court of Justice

<i>Accordance with International Law of the Unilateral Declaration of Independence in Respect of Kosovo</i> (Request for Advisory Opinion), Advisory Opinion of 22 July 2010, ICJ Reports (2010), 403	191 8; Annex III 17 19; Annex VI 21 19
<i>Admissibility of Hearings of Petitioners by the Committee on South West Africa</i> , Advisory Opinion of 1 June 1956, ICJ Reports (1956), 23	305 19
<i>Aegean Sea Continental Shelf Case</i> (Greece v. Turkey), Request for the Indication of Interim Measures of Protection, Order of 11 September 1976, ICJ Reports (1976), 3	74 35, 36; 83 21; 246 7; Annex VI 28 12, 29
<i>Aegean Sea Continental Shelf Case</i> (Greece v. Turkey) Judgment of 19 December 1978, ICJ Reports (1978), 3	7 16; 81 8; 241 7; Annex VI 28 3
<i>Ahmadou Sadio Diallo</i> (Republic of Guinea v. Democratic Republic of the Congo), Compensation Owed by the Democratic Republic of the Congo to the Republic of Guinea, Judgment of 19 June 2012, ICJ Reports (2012), 324	Annex VI 34 1
<i>Ambatielos</i> (Greece v. United Kingdom), Preliminary Objections, Judgment of 1 July 1952, ICJ Reports (1952), 28	306 5
<i>Appeal Relating to the Jurisdiction of the ICAO Council</i> (India v. Pakistan), Judgment of 18 August 1972, ICJ Reports (1972), 46	156 10
<i>Application for Review of Judgment No. 158 of the United Nations Administrative Tribunal</i> , Advisory Opinion of 12 July 1973, ICJ Reports (1973), 166	Annex VI 34 2
<i>Application for Revision and Interpretation of the Judgment of 24 February 1982 in the Case concerning the Continental Shelf</i> (Tunisia v. Libyan Arab Jamahiriya), Judgment of 10 December 1985, ICJ Reports (1985), 192	Annex VI 33 27; Annex VII 12 6
<i>Application for Revision of the Judgment of 11 July 1996 in the Case concerning Application of the Convention on the Prevention and Punishment of the Crime of Genocide</i> (Bosnia and Herzegovina v. Yugoslavia), Preliminary Objections (Yugoslavia v. Bosnia and Herzegovina), Judgment of 3 February 2003, ICJ Reports (2003), 7	Annex VI 33 27
<i>Application for Revision of the Judgment of 11 September 1992 in the Case concerning the Land, Island and Maritime Frontier Dispute</i> (El Salvador v. Honduras Nicaragua intervening), Judgment of 18 December 2003, ICJ Reports (2003), 392	Annex VI 33 27
<i>Application of the Convention on the Prevention and Punishment of the Crime of Genocide</i> (Bosnia and Herzegovina v. Serbia and Montenegro), Judgment of 26 February 2007, ICJ Reports (2007), 43	Annex VI 33 11
<i>Application of the International Convention on the Elimination of All Forms of Racial Discrimination</i> (Georgia v. Russian Federation), Preliminary Objections, Judgment, ICJ Reports (2011), 70	283 2, 8, 10
<i>Arbitral Award of 31 July 1986</i> (Guinea-Bissau v. Senegal), Judgment of 12 November 1991, ICJ Reports (1991), 53, 75	9 18; 15 11; 57 6; 74 40
<i>Arrest Warrant of 11 April 2000</i> (Democratic Republic of the Congo v. Belgium), Judgment of 14 February 2002, ICJ Reports (2002), 3	105 9; 295 5



## Cases

<i>Avena and Other Mexican Nationals</i> (Mexico v. United States of America), Judgment of 31 March 2004, ICJ Reports (2004), 12	295 5
<i>Barcelona Traction, Light and Power Company, Limited</i> (New Application: 1962) (Belgium v. Spain), Preliminary Objections, Judgment of 24 July 1964, ICJ Reports (1964), 6	Annex VI 33 1
<i>Barcelona Traction, Light and Power Company, Limited</i> (Belgium v. Spain), Merits, Judgment of 5 February 1970, ICJ Reports (1970), 3	91 5, 8; 116 14; 117, 35
<i>Certain Activities Carried Out by Nicaragua in the Border Area</i> (Costa Rica v. Nicaragua) and <i>Construction of a Road in Costa Rica Along the San Juan River</i> (Nicaragua v. Costa Rica), (2015), available at: <a href="http://www.icj-cij.org/docket/files/150/18848.pdf">http://www.icj-cij.org/docket/files/150/18848.pdf</a>	198 3
<i>Certain Expenses of the United Nations</i> (Article 17, paragraph 2, of the Charter), Advisory Opinion of 20 July 1962, ICJ Reports (1962), 151	156 9; 158 13
<i>Certain Questions on Mutual Assistance in Criminal Matters</i> (Djibouti v. France), Judgment of 4 June 2008, ICJ Reports (2008), 177	Annex VI 21 13; 24 7
<i>Competence of the General Assembly for the Admission of a State to the United Nations</i> , Advisory Opinion of 3 March 1950, ICJ Reports (1950), 4	170 8
<i>Conditions of Admission of a State to Membership in the United Nations</i> (Article 4 of the Charter), Advisory Opinion of 28 May 1948, ICJ Reports (1948), 57	157 14
<i>Constitution of the Maritime Safety Committee of the Inter-Governmental Maritime Consultative Organization</i> , Advisory Opinion of 8 June 1960, ICJ Reports (1960), 150	156 10
<i>Continental Shelf</i> (Libyan Arab Jamahiriya v. Malta), Application to Intervene, Judgment of 21 March 1984, ICJ Reports (1984), 3	Annex VI 27 8
<i>Continental Shelf</i> (Libyan Arab Jamahiriya v. Malta), Judgment of 3 June 1985, ICJ Reports (1985), 13	55 3; 56 2; 57 6; 74 11; 77 3; 83 1, 7; 85 9; 122 16; Annex VIII 1 1
<i>Continental Shelf</i> (Tunisia v. Libyan Arab Jamahiriya), Application by Malta for Permission to Intervene, Judgment of 14 April 1981, ICJ Reports (1981), 3	Annex VI 27 8
<i>Continental Shelf</i> (Tunisia v. Libyan Arab Jamahiriya), Judgment of 24 February 1982, ICJ Reports (1982), 18	10 6, 22, 32; 55 3; 56 9; 57 1; 74 4; 77 3; 83 1, 7; 5 9; Annex VI 31 11
<i>Delimitation of the Maritime Boundary in the Gulf of Maine Area</i> (Canada v. United States of America), Appointment of Expert, Order of 30 March 1984, ICJ Reports (1984), 165	Annex VI 27 8
<i>Delimitation of the Maritime Boundary in the Gulf of Maine Area</i> (Canada v. United States of America), Judgment of 12 October 1982, ICJ Reports (1984), 246	57 5; 74 11; 83, 8; 310
<i>Delimitation of Maritime Boundary between Guinea-Bissau and Senegal</i> , 31 July 1989, ICJ Reports (1991), 53	74 40; 83 14, 25
<i>Difference Relating to Immunity from Legal Process of a Special Rapporteur of the Commission on Human Rights</i> , Advisory Opinion of 29 April 1999, ICJ Reports (1999), 62	170 9

<i>Dispute Regarding Navigational and Related Rights</i> (Costa Rica v. Nicaragua), Judgment of 13 July 2009, ICJ Reports (2009), 213	225 10
<i>Elettronica Sicula S.P.A. (ELSI)</i> (United States of America v. Italy), Judgment of 20 July 1989, ICJ Reports 1989, 15	295 4
<i>Fisheries Case</i> (United Kingdom v. Norway), Judgment of 18 December 1951, ICJ Reports (1951), 116	2 15; 3 3; 4 2; 7 3, 4, 5, 6, 16, 19, 35, 38, 40, 41, 43, 55; 10 3, 6; 15 35; 16 21; 35 4; 37 8; 46 9, 11; 47 4; 52 4; 71 2; Annex II 1 1; Annex II 7 6
<i>Fisheries Jurisdiction</i> (Federal Republic of Germany v. Iceland), Provisional Measures, Order of 17 August 1972, ICJ Reports (1972), 12, 16, 30	290 10; Annex VI 28 28
<i>Fisheries Jurisdiction</i> (Federal Republic of Germany v. Iceland), Jurisdiction of the Court, Judgment of 2 February 1973, ICJ Report (1973), 49	Annex VI 28 3
<i>Fisheries Jurisdiction</i> (Federal Republic of Germany v. Iceland), Merits, Judgment of 25 July 1974, ICJ Report (1974), 175	55 8; 71 2; Annex VI 28 3
<i>Fisheries Jurisdiction</i> (Spain v. Canada), Jurisdiction of the Court, Judgment of 4 December 1998, ICJ Reports (1998), 432	117 14; 118 23; 119 19; Annex IX 7
<i>Fisheries Jurisdiction</i> (United Kingdom of Great Britain and Northern Ireland v. Iceland), Order of 18 August 1972, ICJ Reports (1972), 181	Annex VI 28 21
<i>Fisheries Jurisdiction</i> (United Kingdom of Great Britain and Northern Ireland v. Iceland), Judgment of 25 July 1974, ICJ Reports (1974), 3	55 5, 8; 56 24, 25; 57 2; 61 7, 8; 62 12; 116 2; 117 9; 118 1; 290 10; Annex III 9 27; Annex III 16 9; Annex VI 28 3
<i>Frontier Dispute</i> (Burkina Faso v. Mali), Judgment of 22 December 1986, ICJ Reports (1986), 554	59 6
<i>Gabčíkovo-Nagymaros Project</i> (Hungary v. Slovakia), Order of 5 February 1997, ICJ Reports (1997), 3	Annex VI 27 8
<i>Gabčíkovo-Nagymaros Project</i> (Hungary v. Slovakia), Judgment of 25 September 1997, ICJ Reports (1997), 7	118 16; 198 11; 204 4, 22; 206 4; 221 3; 225 15; 226 8; 228 26; 229 11; 232 10
<i>Haya de la Torre</i> (Colombia v. Peru), Judgment of 13 June 1951, ICJ Reports (1951), 71	Annex VI 32 2
<i>Interhandel</i> (Switzerland v. United States), Preliminary Objections, Judgment of 31 March 1959, ICJ Reports (1959), 6	295 4
<i>International Status of South West Africa</i> , Advisory Opinion of 11 July 1950, ICJ Reports (1950), 128	121 51; 305 19
<i>Interpretation of Peace Treaties with Bulgaria, Hungary and Romania (First Phase)</i> , Advisory Opinion of 30 March 1950, ICJ Reports (1950), 65	279 6
<i>Interpretation of the Agreement of 25 March 1951 between the WHO and Egypt</i> , Advisory Opinion of 20 December 1980, ICJ Reports (1980), 73	147 14; 157 13; Annex IX 6 3

## Cases

<i>Jurisdictional Immunities of the State</i> (Germany v. Italy: Greece intervening), Application to Intervene, Order of 4 July 2011, ICJ Reports (2011), 494	Annex VI 27 8; 31 2
<i>Jurisdictional Immunities of the State</i> (Germany v. Italy: Greece intervening), Judgment of 3 February 2012, ICJ Reports (2012), 99	236 16
<i>Kasikili Sedudu Island</i> (Botswana v. Namibia), Judgment of 13 December 1999, ICJ, Reports (1999), 1045	320 5
<i>Land and Maritime Boundary between Cameroon and Nigeria</i> (Cameroon v. Nigeria), Judgment of 11 June 1998, ICJ Reports (1998), 275	157 12; 300 5; 306 8; 310 18
<i>Land and Maritime Boundary between Cameroon and Nigeria</i> (Cameroon v. Nigeria; Equatorial Guinea intervening), Application by Equatorial Guinea for Permission to Intervene, Order of 21 October 1999, ICJ Reports (1999), 1029	Annex VI 27 8; 31 14
<i>Land and Maritime Boundary between Cameroon and Nigeria</i> (Cameroon v. Nigeria;), Judgment of 10 October 2002, ICJ Reports (2002), 303	15 11, 12, 18; 74 12; 83 15
<i>Land, Island and Maritime Frontier Dispute</i> (El Salvador v. Honduras), Application by Nicaragua for Permission to Intervene, Judgment of 13 September 1990, ICJ Reports (1990), 92	Annex VI 27 8; 31 11; 33 18
<i>Land, Island and Maritime Frontier Dispute</i> (El Salvador v. Honduras; Nicaragua intervening), Judgment of 11 September 1992, ICJ Reports (1992), 351	10 24, 26, 30, 31, 32; Annex VI 31 2; 33 27
<i>Legal Consequences for States of the Continued Presence of South Africa in Namibia (South West Africa) notwithstanding Security Council Resolution 276 (1970)</i> , Orders 1–3 of 26 January 1971, ICJ Reports (1971), 3	Annex VI 27 8
<i>Legal Consequences for States of the Continued Presence of South Africa in Namibia (South West Africa) notwithstanding Security Council Resolution 276 (1970)</i> , Order of 29 January 1971, ICJ Reports (1971), 12	Annex VI 26 13
<i>Legal Consequences for States of the Continued Presence of South Africa in Namibia (South West Africa) notwithstanding Security Council Resolution 276 (1970)</i> , Advisory Opinion of 21 June 1971, ICJ Reports (1971), 16	137 11; 305 19, 25
<i>Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory</i> , Order of 30 January 2004, ICJ Reports (2004), 3	Annex VI 27 8
<i>Legality of the Threat or Use of Nuclear Weapons</i> , Advisory Opinion of 8 July 1996, ICJ Reports (1996), 226	231 3, 4; 139 11; Annex VI 29 8; Annex VII 8 5
<i>Legality of the Use by a State of Nuclear Weapons in Armed Conflict</i> , Advisory Opinion of 8 July 1996, ICJ Reports (1996), 66	156 5; 157 6
<i>Maritime Delimitation and Territorial Questions between Qatar and Bahrain</i> (Qatar v. Bahrain), Merits, Judgment of 16 March 2001, ICJ Reports (2001), 40	5 25; 7 9, 16, 24; 9 1; 15 4, 11, 12, 14, 23, 27, 29, 37, 41; 46 7; 74 12; 83 7; 121 6
<i>Maritime Delimitation in the Area between Greenland and Jan Mayen</i> (Denmark v. Norway), Judgment of 14 June 1993, ICJ Reports (1993), 38	74 10; 83 15; 121 6, 33, 51

<i>Maritime Delimitation in the Black Sea</i> (Romania v. Ukraine), Judgment of 3 February 2009, ICJ Reports (2009), 61	9 13; 10 30; 11 4, 5, 7, 8, 9, 10, 12, 14, 16, 20, 22; 15 17, 21, 23, 29, 39, 40; 16 21; 47 53; 57 8; 74 22; 83 16; 121 29; Annex IX 7 9
<i>Military and Paramilitary Activities in and against Nicaragua</i> (Nicaragua v. United States of America), Declaration of Intervention of the Republic of El Salvador, Order of 4 October 1984, ICJ Reports (1984), 215	Annex VI 32 2
<i>Military and Paramilitary Activities in and against Nicaragua</i> (Nicaragua v. United States), Merits, Judgement of 26 November 1984, ICJ Reports (1984), 392	302 5
<i>Military and Paramilitary Activities in and against Nicaragua</i> (Nicaragua v. United States of America), Merits, Judgment of 27 June 1986, ICJ Reports (1986), 14	8 14, 17; 17 10; 18 6; 25 9; 58 1; 131 11; 211 22; 290 10; 302 5; 306 5; Annex VI 27 10; 28 3
<i>Monetary Gold Taken from Rome in 1943</i> (Italy v. France, United Kingdom of Great Britain and Northern Ireland and United States of America), Preliminary Objection, Judgment of 15 June 1954, ICJ Reports (1954), 19	Annex VI 21 13; 24 5
<i>North Sea Continental Shelf Cases</i> (Federal Republic of Germany v. Netherlands; Federal Republic of Germany v. Denmark), Judgment of 20 February 1969, ICJ Reports (1969), 3	7 16; 15 2, 9, 39; 55 3; 57 6; 74 16; 76 8, 25; 77 23; 79 20; 83 7; 97 5; 98 5; 118 21; 283 11; 298 3; 303 10; 306 5
<i>Nottebohm</i> (Liechtenstein v. Guatemala), Preliminary Objection, Judgment of 18 November 1953, ICJ Reports (1953), 111	Annex VI 28 2, 10, 24
<i>Nottebohm</i> (Liechtenstein v. Guatemala), Merits, Judgment of 6 April 1955, ICJ Reports (1955), 4	91 8, 10; 116 14; 117 5; Annex VI 28 10
<i>Nuclear Tests</i> (Australia v. France), Provisional Measures, Order of 22 June 1973, ICJ Reports (1973), 135	222; Annex VI 28 4
<i>Nuclear Tests</i> (Australia v. France), Judgment of 20 December 1974, ICJ Reports (1974), 253, 457	88 7; 194 19; 196 2; 222 5; 300 10; Annex VI 28 3
<i>Obligation to Negotiate Access to the Pacific Ocean</i> (Bolivia v. Chile), Application Instituting Proceedings of 24 April 2013, available at: <a href="http://www.icj-cij.org/docket/index.php?p1=3&amp;p2=3&amp;k=f3&amp;case=153&amp;co-de=bch&amp;p3=0">http://www.icj-cij.org/docket/index.php?p1=3&amp;p2=3&amp;k=f3&amp;case=153&amp;co-de=bch&amp;p3=0</a>	125 36
<i>Oil Platforms</i> (Islamic Republic of Iran v. United States of America), Judgment of 6 November 2003, ICJ Reports (2003), 161	Annex VI 24 13; Annex IX 6 6
<i>Passage through the Great Belt</i> (Finland v. Denmark), Provisional Measures, Order of 29 July 1991, ICJ Reports (1991), 12	24 7
<i>Passage through the Great Belt</i> (Finland v. Denmark), Order of 10 September 1992, ICJ Reports (1992), 348	35 14, 16; 45 16

## Cases

<i>Pulp Mills on the River Uruguay</i> (Argentina v. Uruguay), Judgment of 20 April 2010, ICJ Reports (2010), 14, 18	67 9; 118 120; 139 11; 194 20; 198 4, 13; 204 20; 206 1, 9, 14; 213 13; 225 12; 242 14; 263 15; 289 1; Annex VII 6 6
<i>Question of the Delimitation of the Continental Shelf between Nicaragua and Colombia beyond 200 Nautical Miles from the Nicaraguan Coast</i> (Nicaragua v. Colombia) (pending)	83 18
<i>Questions Related to the Obligation to Prosecute or Extradite</i> (Belgium v. Senegal), Judgment of 20 July 2012, ICJ Reports (2012), 422	113 10
<i>Reparation for Injuries Suffered in the Service of the United Nations</i> , Advisory Opinion of 11 April 1949, ICJ Reports (1949), 174	157 6; 170 8; 176 4; 304 13
<i>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</i> (New Zealand v. France) Case, Order of 22 September 1995, ICJ Reports (1995), 288	Annex VI 32 2
<i>Request for Interpretation of the Judgment of 11 June 1998 in the Case concerning the Land and Maritime Boundary between Cameroon and Nigeria</i> (Cameroon v. Nigeria), Preliminary Objections (Nigeria v. Cameroon), Judgment of 25 March 1999, ICJ Reports (1999), 31	Annex VI 33; 34
<i>Request for Interpretation of the Judgment of 20 November 1950 in the Asylum Case</i> (Colombia v. Peru), Judgment of 27 November 1950, ICJ Reports (1950), 395	Annex VI 33 21; Annex VII 12 8
<i>Reservations to the Convention on the Prevention and Punishment of the Crime of Genocide</i> , Advisory Opinion of 28 May 1951, ICJ Reports (1951), 15	305 2; 319 9
<i>Right of Passage over Indian Territory</i> (Portugal v. India), Preliminary Objections, Judgment of 26 November 1957, ICJ Reports (1957), 125	125 33; 298 32; 319 9
<i>Right of Passage over Indian Territory</i> (Portugal v. India), Merits, Judgment of 12 April 1960, ICJ Reports (1960), 6	125 45; 192 21
<i>Rights of Nationals of the United States of America in Morocco</i> (France v. United States of America), Judgment of 27th August 1952, ICJ Reports (1952), 176, 192	126 11
<i>South West Africa Cases</i> (Ethiopia v. South Africa; Liberia v. South Africa), Preliminary Objections, Judgment of 21 December 1962, ICJ Reports (1962), 319	279 6; Annex VI 21 8
<i>South West Africa Cases</i> (Ethiopia/South Africa; Liberia v. South Africa), Order of 18 March 1965, ICJ Reports (1965), 3	Annex VI 27 8
<i>South West Africa Cases</i> (Ethiopia v. South Africa; Liberia v. South Africa), Judgment of 18 July 1966, ICJ Reports (1966), 6	300 13; 305 19; Annex VI 29 8; Annex VII 8 5
<i>Sovereignty over Pulau Ligitan and Pulau Sipadan</i> (Indonesia v. Malaysia), Application by the Philippines for Permission to Intervene, Judgment of 23 October 2001, ICJ Reports (2001), 575	Annex VI 27 8; 31 11
<i>Sovereignty over Pulau Ligitan and Pulau Sipadan</i> (Indonesia v. Malaysia), Judgment of 17 December 2002, ICJ Reports (2002), 625	46 19; 241 8

<i>Sovereignty over Pedra Branca/Pulau Batu Puteh, Middle Rocks and South Ledge</i> (Malaysia v. Singapore), Judgment of 23 May 2008, ICJ Report (2008), 12	15 16; 43 3
<i>Temple of Preah Vihear</i> (Cambodia v. Thailand), Judgment of 15 June 1962, ICJ Reports (1962), 6	Annex VI 26 13
<i>Territorial and Maritime Dispute</i> (Nicaragua v. Colombia), Application by Honduras for Permission to Intervene, Judgment of 4 May 2011, ICJ Reports (2011), 348	Annex VI 31 11
<i>Territorial and Maritime Dispute between Nicaragua and Honduras in the Caribbean Sea</i> (Nicaragua v. Honduras), Judgment of 8 October 2007, ICJ Reports (2007), 659	9 10; 15 2, 9, 11, 27, 29, 35, 3; 74 21; 83 7; 298 15; Annex IX 7 9
<i>Territorial and Maritime Dispute</i> (Nicaragua v. Colombia), Judgment of 19 November 2012, ICJ Reports (2012), 624	15 1; 83 18; 121 6
<i>Territorial Dispute</i> (Libyan Arab Jamahiriya v. Chad), Judgment of 3 February 1994, ICJ Reports (1994), 6	279 7
<i>The ‘Corfu Channel’ Case</i> (United Kingdom of Great Britain and Northern Ireland v. Albania), Preliminary Objection, Judgment of 25 March 1948, ICJ Reports (1947–1948), 15	Annex VI 21 13; Annex VI 24 5
<i>The ‘Corfu Channel’ Case</i> (United Kingdom of Great Britain and Northern Ireland v. Albania), Order of 17 December 1948, ICJ Reports (1948), 124	Annex VI 27 8
<i>The ‘Corfu Channel’ Case</i> (United Kingdom of Great Britain and Northern Ireland v. Albania), Merits, Judgment of 9 April 1949, ICJ Reports (1949), 4	8 28; 17 5; 19 3, 11; 24 3, 10; 35 4; 37 1; 38 11, 20; 194 19; 198 2; 225 15; 233 5
<i>The ‘Corfu Channel’ Case (Assessment of Amount of Compensation)</i> , (United Kingdom of Great Britain and Northern Ireland v. Albania), Judgment of 15 December 1949, ICJ Reports (1949), 244	263 19; Annex VI 28 3
<i>The ‘La Grand’ Case</i> (Germany v. United States of America), Judgment of 27 June 2001, ICJ Reports (2001), 466	290 19; 320 5; Annex VI 25 6
<i>United States Diplomatic and Consular Staff in Tehran</i> (United States of America v. Iran), Provisional Measures, Order of 15 December 1979, ICJ Reports (1979), 7	Annex VI 28 28
<i>Voting Procedure on Questions relating to Reports and Petitions concerning the Territory of South West Africa</i> , Advisory Opinion of 7 June 1955, ICJ Reports (1955), 67	305 19
<i>Western Sahara</i> , Advisory Opinion of 16 October 1975, ICJ Reports (1975), 12	191 8; 305 25, 28; Annex VI 21 19
<i>Whaling in the Antarctic</i> (Australia v. Japan; New Zealand Intervening), Merits, Judgment of 31 March 2014, ICJ Reports (2014), 226	65 15; 120 14; 204 19; 238 13; Annex VIII 1 2; 3 8

Permanent Court of International Justice

<i>Appeal from a Judgment of the Hungaro v. Czechoslovak Mixed Arbitral Tribunal (the Peter Pázmány University) (Czechoslovakia v. Hungary)</i> , Judgment of 15th December 1933, PCIJ Series A/B, No. 61	191 3
<i>Electricity Company of Sofia and Bulgaria Case</i> (Belgium v. Bulgaria), Request for the Indication of Interim Measures of Protection, Order of 5 December 1939, PCIJ Series A/B, No. 79, 194	265 1
<i>Factory at Chorzów Case</i> (Germany v. Poland), Claim for Indemnity, Merits, Judgment of 13 September 1928, PCIJ Series A, No. 17	139 16; 225 14; 226 8; 228 26; 229 11; 279 16
<i>Free Zones of the Upper Savoy and the District of Gex</i> , Series A, No. 22 (1929)	Annex VI 27 6; 33 9
<i>Interpretation of Judgments Nos. 7 and 8 concerning the Case of the Factory at Chorzów</i> , Judgment of 16 December 1927, PCIJ Series A, No. 13, 3	Annex VI 33 13
<i>Legal Status of Eastern Greenland</i> (Denmark v. Norway), Judgment of 5 September 1933, Series A/B, No. 53, 22	2 8; 241 6
<i>Mavrommatis Palestine Concessions</i> (Greece v. United Kingdom), Judgment of 30 August 1924, PCIJ Series A, No. 2	264 4; 279 6; 283 18; 320 5; Annex VI 21 8
<i>Nationality Decrees in Tunis and Morocco</i> , Advisory Opinion of 7 February 1923, PCIJ Reports, Series B, No. 4, 7	116 15
<i>Postal Service in Danzig</i> , Advisory Opinion of 16 May 1925, PCIJ Series B, No. 11, 6	Annex VI 32 11; 33 13
<i>Prince von Pless Administration</i> (Germany v. Poland), Order of 4 February 1933, PCIJ Series A/B, No. 52, 11	Annex VI 24 13
<i>Railway Traffic between Lithuania and Poland</i> , Advisory Opinion of 15 October 1931, PCIJ Series A/B, No. 42	128 1; 283 11; 298 13
<i>Rights of Minorities in Upper Silesia (Minority Schools)</i> , Judgment of 26 April 1928, PCIJ Series A, No. 15	Annex VI 21 13; 24 7
<i>The ‘Wimbledon’ Case</i> (United Kingdom, France, Italy and Japan v. Germany), Question of Intervention by Poland, Judgment of 28 June 1923, PCIJ Series A, No. 1	125 9; Annex VI 32 2
<i>Société commerciale de Belgique</i> (Belgium v. Greece), Judgment of 15 June 1939, Series A/B, No. 78, 160	Annex VI 24 13
<i>The ‘Lotus’ Case</i> (France v. Turkey), Judgment of 7 September 1927, PCIJ Series A, No. 10	2 2; 92 1, 9; 97 2, 3, 5; 224 2; 227 7; Annex VI 29 8

## International Tribunal for the Law of the Sea

<i>Conservation and Sustainable Exploitation of Swordfish Stocks in the South-Eastern Pacific Ocean</i> (Chile v. European Union), Order of 20 December 2000, ITLOS Reports (2000), 148	291 5; 297 16; 300 7; Annex VI 15 8; 24 8; 27 8; Annex IX 7 5
<i>Conservation and Sustainable Exploitation of Swordfish Stocks in the South-Eastern Pacific Ocean</i> (Chile v. European Community), Order 2001/1 of 15 March 2001, available at: <a href="https://www.itlos.org/fileadmin/itlos/documents/cases/case_no_7/Ord.2001.1.E.pdf">https://www.itlos.org/fileadmin/itlos/documents/cases/case_no_7/Ord.2001.1.E.pdf</a> .	117 21; 118 35
<i>Conservation and Sustainable Exploitation of Swordfish Stocks in the South-Eastern Pacific Ocean</i> (Chile v. European Union), Order of 29 December 2005, ITLOS Reports (2005–2007), 4	Annex VI 17 4
<i>Conservation and Sustainable Exploitation of Swordfish Stocks</i> (Chile v. European Union), Order of 16 December 2009, ITLOS Reports (2008–2010), 13	117 21; 118 35; 287 21; 299 8; Annex VI 20 2; 27 4, 8; 33; Annex III 1 18; Annex IX 7 5
<i>Delimitation of the Maritime Boundary in the Bay of Bengal</i> (Bangladesh v. Myanmar), Judgment of 14 March 2012, ITLOS Reports (2012), 4	15 2, 11, 12, 13, 14, 17, 18, 19, 20, 21, 23, 26, 28, 29, 30, 34, 35, 37, 40; 16 22; 76 23, 26, 32; 83 16, 17, 18; 287 14, 22, 26; 297 16; Annex II 9 10; Annex VI 21 9; 23 1; Annex VI 17 3; 24 8; 33 20
<i>Delimitation of the Maritime Boundary between Ghana and Côte d'Ivoire in the Atlantic Ocean</i> (Ghana v. Côte d'Ivoire), Merits, Order 2015/1 of 12 January 2015, available at: <a href="https://www.itlos.org/fileadmin/itlos/documents/cases/case_no.23/C23_Ord_202015-1_12.01.15.pdf">https://www.itlos.org/fileadmin/itlos/documents/cases/case_no.23/C23_Ord_202015-1_12.01.15.pdf</a> )	Annex VI 15 8; 17 4; 24 8
<i>Delimitation of the Maritime Boundary between Ghana and Côte d'Ivoire in the Atlantic Ocean</i> (Ghana v. Côte d'Ivoire), Provisional Measures, Order of 25 April 2015, available at: <a href="https://www.itlos.org/fileadmin/itlos/documents/cases/case_no.23_prov_meas/C23_Order_prov.measure-s_25.04.2015_orig_Eng.pdf">https://www.itlos.org/fileadmin/itlos/documents/cases/case_no.23_prov_meas/C23_Order_prov.measure-s_25.04.2015_orig_Eng.pdf</a>	74 37; 280 7; 290 7; Annex VI 25 1
<i>Land Reclamation by Singapore in and around the Straits of Johor</i> (Malaysia v. Singapore), Provisional Measure, Order of 8 October 2003, ITLOS Reports (2003), 10	Preamble 22; 11 3, 10, 19; 15 21, 23; 45 13; 197 10; 206 9; 279 12; 281 6; 283 2; 290 7; Annex VI 17 3; 25 1; 27 8; 30 6; 34 2
<i>Request for an Advisory Opinion Submitted by the Sub-Regional Fisheries Commission (SRFC)</i> , Order of 24 May 2013, ITLOS Reports (2013), 202	Annex VI 27 4
<i>Request for Advisory Opinion submitted by the Sub-Regional Fisheries Commission</i> , Advisory Opinion of 2 April 2015, available at: <a href="https://www.itlos.org/fileadmin/itlos/documents/cases/">https://www.itlos.org/fileadmin/itlos/documents/cases/</a>	58 13; 60 29; 61 16; 62 28; 63 2; 64 2; 94 7; 194 20; 203 6; 285 1; 288 7; 305 34; Annex VI 20 7; 21 1; 23 4; 33 7; 40 5; Annex IX 5 3, 6 11



## Cases

<i>Responsibilities and Obligations of States Sponsoring Persons and Entities With Respect To Activities in the Area</i> , Advisory Opinion of 1 February 2011, ITLOS Report (2011), 10; available at: <a href="http://www.itlos.org/fileadmin/itlos/documents/cases/case_no_17/adv_op_010211.pdf">http://www.itlos.org/fileadmin/itlos/documents/cases/case_no_17/adv_op_010211.pdf</a>	1 11; 33 24; 61; 135 11; 91,11; 140 10; 141 9; 144 2; 145 6; 146 10; 147 10; 148 9; 153 7, 14; 159 17; 186 7; 187 13; 189 10; 190 5; 191 1; 194 20; 198 13; 199 8; 201 4; 206 3; 215 9; 225 12; 235 7; 242 14; 260 8; 263 12; 293 7; 304 7; Annex III 1 11; 2 12; 3 8; 4 1; 9 20; 15 6; 17 12; 18 24; 21 7; 22 1; Annex VI 14 1; 21 12; 23 3; 27 4; 30 3; 31 9; 37 3; 40 4; Annex IX 6 2; 20 8
<i>Southern Bluefin Tuna Cases</i> (Australia v. Japan; New Zealand v. Japan), Order of 16 August 1999, ITLOS Reports (1999), 274	145 41; 206 9; Annex VI 27 7
<i>Southern Bluefin Tuna Cases</i> (New Zealand v. Japan; Australia v. Japan), Provisional Measures, Order of 27 August 1999, ITLOS Reports (1999), 277	1 14; 64 2; 116 19; 117, 28; 118, 24, 119 5; 192 3, 25; 194 31; 198 13; 203 6; 204 5, 11; 278 8; 279 6; 281 9; 282 12; 283 12; 286 5; 288 11; 289 12; 290 12, 13, 17, 20, 24, 29, 34; 300 7, 14; 311 6; Annex V 7 3; Annex VI 17 3; 21 8; 25 1; 30 6
<i>The 'ARA Libertad' Case</i> (Argentina v. Ghana), Provisional Measures, Order of 15 December 2012, ITLOS Reports (2012), 326	8 30; 29 5; 31 5; 32 2, 9; 95 1; 236 2, 11; 283 12; 290 7; 298 31; Annex VI 17 3; 25 1; 27 6; 30 5
<i>The 'Arctic Sunrise' Case</i> (Kingdom of the Netherlands v. Russian Federation), Provisional Measures, Order of 22 November 2013, ITLOS Reports (2013), 230	56 11; 60 16; 283 9; 286 6; 290 7; 298 26, 27; Annex VI 25 1; 27 6; 28 3,13; 33 9; Annex VIII 1 17; 4 3
<i>The 'Camouco' Case</i> (Panama v. France), Prompt Release, Judgment of 7 February 2000, ITLOS Reports (2000), 1	147 16; 226 20, 21; 292 10, 19, 29, 40; 294 6; 298 29; Annex VI 27 12
<i>The 'Chaisiri Reefer 2' Case</i> (Panama v. Yemen), Order of 13 July 2001, ITLOS Reports (2001), 82	Annex VI 27 5; 30 6; 33 9
<i>The 'Enrica Lexie' Incident</i> (Italy v. India), Provisional Measures, Order of 24 August 2015, available at: <a href="https://www.itlos.org/fileadmin/itlos/documents/cases/case_no.24_prov_meas/C24_Order_24.08.2015_orig_Eng.pdf">https://www.itlos.org/fileadmin/itlos/documents/cases/case_no.24_prov_meas/C24_Order_24.08.2015_orig_Eng.pdf</a>	107 8, 9; 290 7, 16, 17; Annex VI 17 3; 25 1; 26 15; 27 12

<i>The ‘Grand Prince’ Case</i> (Belize v. France), Prompt Release, Judgment of 20 April 2001, ITLOS Reports (2001), 10, 17	91 12, 14, 15, 18; 217 11; 292 3, 11, 20; 298 29; Annex VI 17 3; 24 2; 27 11
<i>The ‘Hoshinmaru’ Case</i> (Japan v. Russian Federation), Judgment of 6 August 2007, ITLOS Reports (2005–2007), 18	226 21; 292 10, 24, 29, 38
<i>The ‘Juno Trader’ Case</i> (Japan v. Russian Federation), Prompt Release, Judgment of 18 December 2004, ITLOS Reports (2004), 17	91 16; 226 21; 292 10, 20, 28; Annex VI 34 2
<i>The ‘Louisa’ Case</i> (Saint Vincent and the Grenadines v. Kingdom of Spain), Provisional Measures, Order of 23 December 2010, ITLOS Reports (2008–2010), 52	263 19; 283 16; 290 7, 10, 15, 17, 21, 28; 297 19; 298 11; Annex VI 25 1; 27 6; 28 19; 33 9
<i>The ‘Louisa’ Case</i> (Saint Vincent and the Grenadines v. Kingdom of Spain), Judgment of 28 May 2013, ITLOS Reports (2013), 1, 4	279 9; 283 1, 2, 9, 12, 16, 19, 21; 286 5; 287 14; 288 13; 297 19; Annex VI 15 3; 21 9; 24 2; 26 13; 27 8; 34 2
<i>The ‘Monte Confurco’ Case</i> (Seychelles v. France), Judgment of 18 December 2000, ITLOS Reports (2000), 86	58 13; 73 12; 121 13; 147 16; 226 3, 21; 292 2, 10, 29, 31, 32, 38; 298 29
<i>The ‘MOX Plant’ Case</i> (Ireland v. United Kingdom), Provisional Measures, Order of 3 December 2001, ITLOS Reports (2001), 95	118 14; 197 10; 206 14; 213 13; 237 4; 278 8; 281 10; 282 8, 9, 13, 16; 283 12; 290 7, 10, 12, 15, 20, 32; 311 4; Annex VII 7 3; 24 9; 25 1; 27 8; 30 6; 34 2
<i>The ‘Saiga’ (No. 1) Case</i> (Saint Vincent and the Grenadines v. Guinea), Judgment of 4 December 1997, ITLOS Reports (1997), 16	8 28; 25 7; 27 12; 73 13; 219 18; 226 20, 21; 292 8; 293 9; 294 6; 295 4; 297 14, 19; Annex VI 15 3
<i>The ‘Saiga’ (No. 2) Case</i> (Saint Vincent and the Grenadines v. Guinea), Provisional Measures, Order of 11 March 1998, ITLOS Reports (1998), 24	297 14, 16, 19; Annex VI 25 1; 30 6
<i>The ‘Saiga’ (No. 2) Case</i> (Saint Vincent and the Grenadines v. Guinea), Order of 6 October 1998, ITLOS Reports (1998), 78	Annex VI 27 6; 33 89
<i>The ‘Saiga’ (No. 2) Case</i> (Saint Vincent and the Grenadines v. Guinea), Judgment of 1 July 1999, ITLOS Reports (1999), 10	Preamble 23; 8 28; 25 8; 27 12; 56 11; 58 24; 59 1; 60 25; 62 7; 73 9; 91 2, 5, 12, 13, 15, 18; 94 6; 105 6; 106 7; 110 12; 111 6, 10, 13; 116 15; 118 24; 119 21; 139 2; 217 11; 221 3; 225 14; 226 8; 232 7, 10; 287 21; 288 13; 290 7, 10, 17, 20, 21; 292 25, 27, 28, 37, 38; 293 7; 304 15; Annex VI 21 9; 24 2; 27 11; 28 18; 34 28

## Cases

<i>The 'Tomimaru' Case</i> (Japan v. Russian Federation), Prompt Release, Judgment of 6 August 2007, ITLOS Reports (2005–2007), 68	73 18; 91 16; 117 35; 118 35; 226 3; 292 21, 24; Annex VI 21 15
<i>The 'Virginia G' Case</i> (Panama v. Guinea-Bissau), Notification submitted by Panama on 4 July 2011, available at: <a href="https://www.itlos.org/fileadmin/itlos/documents/cases/case_no.19/Notification_submitted_by_Panama.pdf">https://www.itlos.org/fileadmin/itlos/documents/cases/case_no.19/Notification_submitted_by_Panama.pdf</a>	Annex VII 1 3
<i>The 'Virginia G' Case</i> (Panama v. Guinea-Bissau), Order of 2 November 2012, ITLOS Reports (2012), 309	Annex VI 24 13; 27 5, 8; 30 6
<i>The 'Virginia G' Case</i> (Panama v. Guinea Bissau), Judgment 14 April 2014, available at: <a href="https://www.itlos.org/fileadmin/itlos/documents/cases/case_no.19/judgment/C19-Judgment_14.04.14_corr.pdf">https://www.itlos.org/fileadmin/itlos/documents/cases/case_no.19/judgment/C19-Judgment_14.04.14_corr.pdf</a>	27 20; 56 11, 12; 58 10; 62 24; 73 4; 86 7; 91 2; 94 6; 116 15; 117 34; 119 21; 287 22; Annex VI 21 9; 24 8
<i>The 'Volga' Case</i> (Russian Federation v. Australia), Order of 2 December 2002, ITLOS Reports (2002), 4	Annex VI 27 5; 30 6
<i>The 'Volga' Case</i> (Russian Federation v. Australia), Judgment of 23 December 2002, ITLOS Reports (2002), 10	73 14; 111 6, 10; 121 13; 147 16; 226 20; 292 26, 29, 31, 32; Annex VI 17 3; 27 11

## Permanent Court of Arbitration

<i>Affaire relative à la concession des phares de l'Empire ottoman</i> (Grèce, France), Sentence de 24/27 juillet 1956, RIAA XII, 155	Annex VI 33 19
<i>Arbitration between Barbados and the Republic of Trinidad and Tobago</i> (Barbados v. Trinidad and Tobago), Award of 11 April 2006, RIAA XXVII, 147	15 11; 47 53; 48 7; 56 34; 74 21; 83 15; 281 10; 283 13; 293 8; 297 20; 298 10; Annex V 7 3; Annex VII 1, 3; 10 3
<i>Arbitration between Guyana and Suriname</i> (Guyana v. Suriname), Award of 17 September 2007, ILM 47 (2008)	5 25; 74; 83; 279; 283; 286; 288; 297; Annex V 7 3; Annex VII 1 3; 10 3
<i>Award of the Arbitral Tribunal in the Second Stage – Maritime Delimitation</i> (Eritrea v. Yemen), 17 December 1999, RIAA XXII, 335	13 8, 15 11, 19, 30, 34, 35, 37, 39; 51 10; 74 21
<i>Award on Territorial Sovereignty and Scope of the Dispute</i> (Eritrea v. Yemen), Award of 9 October 1998, ILM (2001), 900	7 41
<i>Barbados v. Trinidad and Tobago Arbitration</i> , Award of 11 April 2006, ILM 45, 839	Annex VII 1 3; 10 3
<i>Bay of Bengal Maritime Boundary Arbitration between the People's Republic of Bangladesh and the Republic of India</i> (2014) (Bangladesh v. India), Award of 7 July 2014, available at: <a href="http://www.pca-cpa.org">http://www.pca-cpa.org</a>	7 50; 83 16; 283 20; 287 14; Annex II 9 10; Annex V 7 3; Annex VI 33 20; Annex VII 1 3; 3 9; 10 3
<i>Dispute between Argentina and Chile Concerning the Beagle Channel</i> (Argentina v. Chile), Award of 18 February 1977, RIAA XXI, 53	15 26, 27, 41

<i>Duzgit Integrity Arbitration</i> (Malta v. São Tomé and Príncipe), Procedural Order No. 1, 17 March 2014	Annex VII 3 5
<i>Guyana v. Suriname</i> , Award of 17 September 2007, ILM 47 (2008), 166	83 15; 105 7; Annex VII 1 3; 10 3
<i>Indus Waters Kinshenganga Arbitration</i> (Pakistan v. India), Partial Award, 18 February 2013, available at: <a href="http://www.pca-cpa.org/showpage.asp?pag_id=1392">http://www.pca-cpa.org/showpage.asp?pag_id=1392</a>	1 13
<i>Island of Palmas Case</i> (Netherlands v. United States), Award of 4 April 1928, RIAA II, 829	2 14
<i>Land Reclamation by Singapore in and Around the Straits of Johor</i> (Malaysia v. Singapore), Award on Agreed Terms of 1 September 2005, RIAA XXVII, 133	11; 24 7; 290 7; Annex VII 1 3
<i>South China Sea Arbitration</i> (Philippines v. China), Award of 12 July 2016, available at: <a href="https://pcacases.com/web/view/7">https://pcacases.com/web/view/7</a>	2 23; 5 28, 32; 10 22, 24; 15 35; 47 4; 51 10; 56 8; 58 10; 60 8; 62 12; 68 6; 87 12; 89 8; 121 7; 192 3, 5, 7, 19, 23, 25; 193 1; 194 1, 2, 13, 20, 30, 33; 197 13; 237 4, 20; 280 6; 286 6, 11; 287 18; 290 20; Annex VIII 1 17
<i>Southern Bluefin Tuna Case</i> (Australia and New Zealand v. Japan), Statement of Claim by Australia and New Zealand, 15 July 1999, available at <a href="https://icsid.worldbank.org/apps/ICSIDWEB/Documents/Statement%20of%20Claim%20of%20Australia%20and%20New%20Zealand.pdf">https://icsid.worldbank.org/apps/ICSIDWEB/Documents/Statement%20of%20Claim%20of%20Australia%20and%20New%20Zealand.pdf</a>	Annex VII 3 11
<i>Southern Bluefin Tuna Case</i> (Australia and New Zealand v. Japan), Jurisdiction and Admissibility, Award of 4 August 2000, RIAA XXIII, 1	51 7; 118 24; 280 5,6; 281 8, 9, 10, 11, 13; 283 12, 21; 286 4, 5; 290 7, 10, 13, 17, 20, 24, 29, 32, 34; 293 8; 299 8; 300 5, 7, 14; 311 4, 6; Annex V 7 3; Annex VII 1 2; 7 3; 10 3
<i>The ‘ARA Libertad’ Arbitration</i> (Argentina v. Ghana), Termination Order of 11 November 2013, available at: <a href="http://www.pca-cpa.org/showpagefc8a.html?pag_id=1526">http://www.pca-cpa.org/showpagefc8a.html?pag_id=1526</a>	287 18; Annex VII 1 3
<i>The ‘Arctic Sunrise’ Arbitration</i> (Netherlands v. Russian Federation), Note Verbale from the Russian Federation to the PCA, 27 February 2014, available at: <a href="http://www.pcacases.com/web/sendAttach/1315">http://www.pcacases.com/web/sendAttach/1315</a>	Annex VII 3 5
<i>The ‘Arctic Sunrise’ Arbitration</i> (Netherlands v. Russian Federation), Award on Jurisdiction of 26 November 2014, available at: <a href="http://www.pca-cpa.org/2014-02%20Award%20on%20Jurisdiction1f28.pdf?fil_id=2845">http://www.pca-cpa.org/2014-02%20Award%20on%20Jurisdiction1f28.pdf?fil_id=2845</a>	297 15; 298 26, 28
<i>The ‘Arctic Sunrise’ Arbitration</i> (Netherlands v. Russia), Award on the Merits of 14 August 2015, available at: <a href="http://www.pcacases.com/web/view/21">http://www.pcacases.com/web/view/21</a>	87 10; 88 9; 91 2; 92 3; 111 5; 234 37, 39; 286 6; Annex VIII 1 17
<i>The ‘Atlanto-Scandian Herring’ Arbitration</i> (Denmark in respect of the Faroe Islands v. European Union), Procedural Order No. 1 of 15 March 2014	Annex IX 7 6

## Cases

<i>The 'Atlanto-Scandian Herring' Arbitration</i> (Denmark in respect of the Faroe Islands v. European Union), Termination Order of 23 September 2014, available at: <a href="http://www.pcacases.com/web/view/25">http://www.pcacases.com/web/view/25</a>	63 5; Annex VII 7 3; Annex IX 7 6
<i>The 'Chagos Marine Protected Area' Arbitration</i> (Mauritius v. United Kingdom), Award of 18 March 2015, available at: <a href="http://www.pca-cpa.org/showpagea579.html?pag_id=1429">http://www.pca-cpa.org/showpagea579.html?pag_id=1429</a>	2 23; 55 15; 56 25; 61 14; 15; 68 5; 192 3; 194 1, 31; 203 6; 204 12, 16; 207 12; 208 13; 279 10; 281 13; 282 14; 283 2, 8, 21; 286 11; 287 18; 297 1, 10, 12, 13, 18, 21, 23; 298 2, 16, 18, 22; 299 8; 305 5; Annex V 7 3; Annex VI 21 9; Annex VII 1 3; 7 3; 10 3
<i>The 'Enrica Lexie' Incident Arbitration</i> (Italy v. India), Provisional Measures Order of 29 April 2016, available at: <a href="http://www.pca-cpa.org">www.pca-cpa.org</a>	287 18; 290 7, 16, 17, 32
<i>The 'Grisbådarna' Case</i> (Norway v. Sweden), Award of 23 October 1909, RIAA XI, 147	2 8, 15; 15 26, 41; 74; 83 2
<i>The 'MOX Plant' Case</i> (Ireland v. United Kingdom), Order No 3: Suspension of Proceedings on Jurisdiction and Merits and Request for further Provisional Measures of 24 June 2003, ILM 42 (2003), 1187	282 9; 290 15
<i>The 'MOX Plant' Case</i> (Ireland v. United Kingdom), Order No 6, Termination of Proceedings of 6 June 2008, 42 ILM 1187	282 9; Annex VII 1 3; 7 3
<i>The 'Muscat Dhows' Case</i> (France v. Great Britain), Award of 8 August 1905, RIAA XI, 83	91 2, 7; 92 8; Annex III 9
<i>The 'North Atlantic Coast Fisheries' Case</i> (Great Britain v. United States of America), Award of 7 September 1910, RIAA XI, 167	2 8, 23; 10 6, 33; 61 5
<i>The Republic of the Philippines v. The People's Republic of China</i> , Award on Jurisdiction and Admissibility, 29 October 2015, available at: <a href="https://pca-cases.com/web/sendAttach/1506">https://pca-cases.com/web/sendAttach/1506</a>	Annex VIII 1 17

## Other International Courts

<i>Arbitration between Petroleum Development (Trucial Coast) Ltd. and Sheikh of Abu Dhabi</i> , AJIL 47 (1953), 156	77 8; 81 8
<i>Award between the United States and the United Kingdom, Relating to the Rights of Jurisdiction of United States in the Bering's Sea and the Preservation of Fur Seals</i> (United States v. United Kingdom), Decision of 15 August 1893, RIAA XXVIII, 263	2 7; 65 4; 66 5; 116 6; 117 6; 118 4; 119 6; 120 5
<i>Behrami and Behrami v. France, Saramati v. France, Germany and Norway</i> , Admissibility, Decision of 2 May 2007, available at: <a href="http://hudoc.echr.-coe.int/webservices/content/pdf/001-80830?TID=knhmsepxft">http://hudoc.echr.-coe.int/webservices/content/pdf/001-80830?TID=knhmsepxft</a>	31 4
<i>Chile – Measures Affecting the Transit and Importation of Swordfish</i> , Agreement between the European Communities and Chile of 6 April 2001, WT/DS193/3 (01-1770)	117 21

<i>Chile – Measures Affecting the Transit and Importation of Swordfish</i> , Communication from the European Communities of 9 April 2001, WT/DS193/Add.1	117 21
<i>Chile – Measures Affecting the Transit and Importation of Swordfish</i> , Request for the Establishment of a Panel by the European Communities of 7 November 2000, WT/DS/193/2 (00-4761)	117 21
<i>Claim of Finnish Shipowners against Great Britain in Respect of the Use of Certain Finnish Vessels During the War</i> (Finland v. Great Britain), Award of May 9 1934 by Mr. Algot Bagge, RIAA III, 1479	186 3
<i>Costa Rica v. Nicaragua</i> , Judgment of 30 September 1916, AJIL 11 (1917), 181	10 32
<i>Delimitation of the Continental Shelf between the United Kingdom of Great Britain and Northern Ireland, and the French Republic</i> (1977), RIAA XVIII, 3	83 15
<i>Delimitation of the Maritime Areas between Canada and France</i> (France v. Canada), Decision of 10 June 1992, RIAA XXI, 265	57 6; 74 11; 83 15
<i>Delimitation of the Maritime Boundary</i> (Guinea v. Guinea-Bissau), Award of 14 February 1985, ILM 25 (1986), 251	15 1, 31
<i>Delimitation of the Maritime Boundary between Guinea and Guinea-Bissau</i> (1985), RIAA XIX, 149	74 11, 19, 40; 83 15
<i>Dispute between Argentina and Chile Concerning the Beagle Channel</i> (Argentina v. Chile), Judgment of 18 February 1977, RIAA XXI, 53	41 1
<i>Dubai v. Sharjah Border Arbitration</i> , Arbitral Award of 19 October 1981, ILR 91 (1993), 543	11 1, 4, 5, 12, 21; 15 1
<i>El Salvador v. Nicaragua</i> , Opinion and Decision of 9 March 1917, AJIL 11 (1917), 674	10 6, 32, 33; 33 6
<i>European Union – Measures on Atlanto-Scandian Herring</i> , Joint Communication from Denmark in respect of the Faroe Islands and the European Union of 21 August 2014, WT/DS469/3	63 5
<i>Filleting in the Gulf of St. Lawrence</i> (Canada v. France), Award of 17 July 1986, RIAA XIX, 225	55 3; 56 12; 62 7; 311 11
<i>Japan – Measures Affecting the Import of Applies</i> , 10 December 2003, WT/DS245/AB/R	206 14
<i>Kate A. Hoff, Administratrix of the Estate of Samuel B. Allison, Deceased (U.S.A.) v. United Mexican States (The Rebecca)</i> , 2 April 1929, RIAA IV, 444	98 11
<i>Lac Lanoux Arbitration</i> (France v. Spain) Award of 16 November 1957, ILR 24, 101	67 11; 118 20
<i>Libyan Arab Foreign Investment Company (LAFICO) v. Republic of Burundi</i> , Arbitral Award 4 March 1991, ILR 96 (1994), 279	18 10
<i>Matthews v. the United Kingdom</i> , Judgment of 18 February 1999, <a href="http://hudoc.echr.coe.int/hudoc">http://hudoc.echr.coe.int/hudoc</a>	139 21
<i>Medvedyev v. France</i> , Judgment of 29 March 2010, available at: <a href="http://hudoc.echr.coe.int/hudoc/">http://hudoc.echr.coe.int/hudoc/</a>	108 9; 110 3

## Cases

<i>Owners, Officers and Men of the Wanderer</i> (Great Britain v. United States), Award of 9 December 1921, RIAA VI, 68	33 5
<i>Request for Interpretation</i> , Iran-U.S. Claims Tribunal Reports 14 (1987), 324	296 1
<i>Saudi Arabian v. Arabian American Oil Company (ARAMCO)</i> , Award of 23 August 1958, ILR 27 (1963) 117, 212	8 17; 131
<i>The 'I'm Alone' Case</i> (Canada v. United States), Award of 5 January 1935, RIAA III, 1609	111 13
<i>The Prosecutor v. Dragoljub Kunarac</i> , ICT-96-23-T, Judgment of 22 February 2001	99 6; 110 14
<i>The 'Red Crusader' Case</i> , Commission of Enquiry Established by the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of Denmark, (Denmark v. United Kingdom), Award of 23 March 1962, ILR 35 (1967), 485	111 13; Annex VIII 5 2
<i>The 'Trail Smelter' Case</i> (US v. Canada), Award of 16 April 1938 and Award of 11 March 1941, RIAA III, 1905	194 1, 19; 204 20; 206 10; 230 11
<i>United States – Import Prohibition of Certain Shrimp and Shrimp Products</i> , Report of the Appellate Body of 12 October 1998, WT/DS58/AB/R, available at: <a href="http://www.wto.org/english/tratop_e/dispu_e/distabase_wto_members4_e.htm">http://www.wto.org/english/tratop_e/dispu_e/distabase_wto_members4_e.htm</a>	300 12
<i>United States – Restrictions on Imports of Tuna</i> , DS21/R, 3 September 1991, unadopted, BISD 39S/155	65 19
<i>United States – Measures concerning the Importation, Marketing and Sale of Tuna and Tuna Products</i> , WT/DS381/AB/R, 16 May 2012	65 19
<i>Waite and Kennedy v. Germany</i> , Judgment of 18 February 1999, <a href="http://hudoc.echr.coe.int/hudoc">http://hudoc.echr.coe.int/hudoc</a>	139 21
<i>Women on the Waves and Others v. Portugal</i> , Judgment of 2 March 2009, App. No. 31276/05	19 12

## Court of Justice of the European Union

Case C-146/89, <i>Commission of the European Communities v. United Kingdom</i> [1991] ECR I-03533, I-03533	3 10
Case C-2/90, <i>Commission of the European Communities v. Kingdom of Belgium</i> [1992] ECR I-4431	195
Case C-286/90, <i>Anklagemyndigheden v. Peter Michael Poulsen and Diva Navigation Corp.</i> [1992] ECR I-6019	17 10
Case C-29/99, <i>Commission of the European Communities v. Council of the European Union</i> [2002] ECR I-11221	Annex IX 5 15
Case C-459/03, <i>Commission of the European Communities v. Ireland</i> [2006] ECR I-4635	282; Annex IX 5 15; 7 7
Case C-440/05, <i>Commission of the European Communities v. Council of the European Union</i> [2007] ECR I-09097	Annex IX 4 14

Case C-308/06, <i>The Queen on the Application of: International Association of Independent Tanker Owners (Intertanko) and Others v. Secretary of State for Transport</i> [2008] ECR I-4057	17 1; 56 9; 58 9; 60 29; Annex IX 4 14
Case C-73/14, <i>Council of the European Union v. European Commission</i> , available at: <a href="http://curia.europa.eu/juris/liste.jsf?language=en&amp;jur=C,T,F&amp;num=C-73/14&amp;td=ALL">http://curia.europa.eu/juris/liste.jsf?language=en&amp;jur=C,T,F&amp;num=C-73/14&amp;td=ALL</a>	Annex IX 7 5

## Domestic Courts

<i>ACT Shipping (OTE) Ltd v. Minister for the Marine, Ireland and the Attorney-General (The MV Toledo)</i> [1995] 2 ILM 30 (Ireland)	18 12
<i>Alaska v. United States</i> , 546 U.S. 413 (2006) (USA)	10 33
<i>Alfred Dunhill Inc v. Republic of Cuba</i> , 425 U.S. 682 (1976) (USA)	96 10
<i>American Telephone &amp; Telegraph Co v. M/V Cape Fear</i> , 967 F.2 d 864 (3rd Circ. 1992) (USA)	113 3; 114 10
<i>Antoni Case</i> , 6 El Foro 194 (Mexico)	27 15
<i>Attican Unity</i> , Supreme Court of the Netherlands, 7 February 1986, <i>Schip en Schade</i> No. 61 (1986) (Netherlands)	19 25; 25 7
<i>Attorney-General for British Columbia v. Attorney-General for Canada</i> [1914] AC 153 (UK)	2 8
<i>Attorney-General v. Ngati Apa</i> [2003] 3 NZLR 643 (New Zealand)	17 10
<i>Carr v. Francis Times &amp; Co.</i> [1902] AC 176 (UK)	2 8
<i>Castle John and Nederlandse Stichting Sirius v. NV Mabeco and NV Parfin</i> , 19 December 1986, ILR 77 (1988), 537 (Netherlands)	101 10
<i>Chung Chi Cheung v. The King</i> [1938] 4 All ER 786 (UK)	32 13
<i>Church v. Hubbard</i> (1804), U.S. Supreme Court, 6 U.S. 2 Cranch 187, (1804) (USA)	33 4
<i>Compania Naviera Panlieve SA v. Public Prosecutor</i> , ILR 101 (1996), 409	109 7
<i>Congreso del Partido</i> [1983] 1 AC 244 (UK)	96 10
<i>Cope v. Vallette Dry-Dock Co</i> , 119 U.S. 625 (1887) (USA)	17 9
<i>Cornish Submarine Mines</i> (First) Arbitration of 1856	77 4; 85 6
<i>Croft v. Dunphy</i> [1933] AC 156 (UK)	33 6
<i>Cunard Steamship Co. v. Mellon</i> , 262 U.S. 100 (1923) (USA)	2 8; 27 4
<i>Cygnus Case (Somali Pirates)</i> , 17 June 2010, ILR 145 (2012), 491 (Netherlands)	105 9
<i>Ellis v. United States</i> , 206 U.S. 246 (1907) (USA)	17 9; 121 53
<i>Ex parte Marincovich</i> , Judgment of 10 July 1920, 192 P. 156 (Cal. App. 2 Dist. 1920) (USA)	9 10
<i>Georgia v. South Carolina</i> , 497 U.S. 376 (1990) (USA)	96 10



## Cases

<i>ICC Handel Maatschappij v. Union of Soviet Socialist Republics</i> , 4 February 1976, Schip en Schade (1976), No. 43 (Netherlands)	16 25
<i>Image and Sun Cruises Ltd, Sun Vista v. Sembawang Ship Management Pte Ltd</i> , Suit No. 76 of 2002/w (Singapore)	100 2; 101 5;
<i>In re Piracy Jure Gentium</i> [1934] AC 586 (UK)	102 5; 105 2
<i>Institute of Cetacean Research v. Sea Shepherd Conservation Society</i> , 725 F 3 d 940 (2013), US Court of Appeals (9th Circuit), 944 (USA)	101 10
<i>Lauritzen v. Larsen</i> , 345 U.S. 571 (1953) (USA)	91 7
<i>Le Louis</i> [1817] 165 ER 1464 (UK)	33 5; 92 4; 99 3
<i>Long Lin</i> , Raad van State, 10 April 1995, Netherlands Juristen Blaad (1995), 199–200 (Netherlands)	25 7
<i>Manchester v. Massachusetts</i> , 139 U.S. 240 (1891) (USA)	33 6
<i>MC Ruby</i> , No. 95-80725, 3 May 1995 (France)	27 21
<i>Middleton v. United States</i> , Judgment of 23 April 1929, 32 F.2 d 239, 240 (C.C.A. 5th, 1929) (USA)	121 13
<i>Mustafic et al. v. the Netherlands</i> , Gerechtshof, Judgment of 5 July 2011, LJN: BR5386, available at <a href="http://zoeken.rechtspraak.nl/detailpage.aspx?ljn=BR5386">http://zoeken.rechtspraak.nl/detailpage.aspx?ljn=BR5386</a> (Netherlands)	31 4
<i>Nuhanovic v. Netherlands</i> , Gerechtshof, Judgment of 5 July 2011, ILR 153, 467 (Netherlands)	31 4
<i>Ownership of the Bed of the Strait of Georgia and Related Areas</i> [1984] 8 DLR (4th) 161 (Canada)	35 3
<i>Petit Jules</i> [1850] 39 FOCP 2633 (UK)	33 5
<i>Pianka v. R</i> [1979] AC 107 (UK)	17 10; 27 8
<i>Post Office v. Estuary Radio Ltd.</i> [1968] 2 QB 740 (UK)	9 15; 10 12, 17; 17 10
<i>Prof. Merlin M. Magallona et.al. v. Hon. Eduardo Ermita</i> , in his Capacity as Executive Secretary et al., G.R. No. 187167, 16 July 2011 (Philippines)	53 7
<i>Public Prosecutor v. Haraldsson and Others</i> , Judgment of 7 May 1996, 140 ILR 559 (Norway)	121 33, 48
<i>Public Prosecutor v. KVD and LMT</i> , ILR 74 (1987), 200 (Netherlands)	109 6, 7
<i>R v. Dean and Bolden</i> [1998] 2 Cr. App. R. 171 (UK)	108 11
<i>R v. Sunila and Soleyman</i> (1986) 28 DLR (4th) 450 (Canada)	111 9
<i>R. v Goodwin</i> [2006] 1 Lloyd's Rep. 432 (UK)	17 9; 20 6
<i>R. v. Keyn</i> [1876] 2 Ex. D. 63 (UK)	2 7; 17 3; 19 2; 27 4
<i>R.M.S. Titanic v. Haver, et al.</i> , 171 F.3 d 943 (4th Cir. 1999) (USA)	303 22
<i>Re Martinez</i> (1959), Court of Cassation, ILR 28 (1963), 170 (Italy)	33 24
<i>Re Pulos</i> , ILR 77 (1988), 587 (Italy)	111 9
<i>Republic of Italy v. Union of India</i> , Supreme Court of India (SLP (C) No 20370 of 2012), 18 January 2013 (India)	107 9

<i>Scaramanga v. Stamp</i> [1880] 5 CPD 295, 304 (UK)	98 4
Seabed and Subsoil of the Continental Shelf Offshore Newfoundland [1984] 1 S.C.R. 86 (Canada)	85 9
Seizure and Search of the 'Lucky Star' (Jurisdiction – Offshore Broadcasting), ILM 2 (1963), 343 (Denmark)	109 7
<i>Sellers v. Maritime Safety Inspector</i> [1999] 2 NZLR 44 (CA) (New Zealand)	113 7
Société Telus Communications and Ors. v. Peracom Inc, [2012] FC 199 (Canada)	21 7
<i>Steedman v. Scofield</i> [1992] 2 Lloyd's Rep 163 (UK)	17 9
<i>Stewart v. Dutra Construction</i> , 543 U.S. 481 (2005) (USA)	17 9
<i>Telefónica de España, S.A. v. Ministro de Medio Ambiente</i> , 1341/2004, available at: <a href="http://www.poderjudicial.es/search/doAction?action=contentpdf&amp;-databasematch=TS&amp;reference=97398&amp;links=Telef%F3nica%20S.A.&amp;optimize=20080710&amp;publicinterface=true">www.poderjudicial.es/search/doAction?action=contentpdf&amp;-databasematch=TS&amp;reference=97398&amp;links=Telef%F3nica%20S.A.&amp;optimize=20080710&amp;publicinterface=true</a> (Spain)	79 26
<i>Texas v. Louisiana</i> , 406 U.S. 465 (1976) (USA)	9 10
<i>The 'Ambrose Light'</i> , 25 Fed 408 (S.D.N.Y., 1885) (USA)	102 5
<i>The 'Anna'</i> , [1805] 165 E.R. 809, 817, 814 (UK)	3 4; 121 10
<i>The 'Antelope'</i> (1825) 23 U.S. (10 Wheat.) 66 (USA)	99 3
<i>The 'Asya'</i> (Naim Molvan v. Attorney General for Palestine) [1948] AC 351 (UK)	92 14; 110 15
<i>The 'Charkeih'</i> [1873] LR 4 A&E 59 (UK)	32 4
<i>The 'Charkow'</i> , Landgericht Bremen, 21 December 1959, ILR 65 (1984), 100 (Germany)	96 10
<i>The 'Eleanor'</i> (1809) 165 ER 1067 (UK)	8 28
<i>The 'Marianna Flora'</i> , 24 U.S. (11 Wheaton) 1 (1826) (USA)	106 6; 110 12
<i>The 'Parlement Belge'</i> [1880] 5 PD 197 (UK)	32 4
<i>The 'Philippine Admiral' (Owners) v. Wallem Shipping (Hong Kong) Limited and Another</i> , ILR 64 (1983), 90 (UK)	96 10
<i>The 'Prins Frederik'</i> [1820] 4 Dods. 451 (UK)	32 4
<i>The Queen v. Tang</i> [2008] HCA 39 (Australia)	99 6
<i>The Schooner Exchange v. McFaddon</i> , 11 U.S. 116 (1812) (USA)	27 4; 32 4; 95 2; 236 2
<i>The 'Trade Resolve'</i> [1999] 4 SLR 424 (Singapore)	28 11
<i>Twee Gebroeders</i> (The Espiegle and four Dutch Vessels) [1800] 165 E.R. 422, 423 (UK)	3 4
<i>United States v. Alaska</i> , Judgment of 19 June 1997, 521 U.S. 1 (1997) (USA)	11 7; 121 6
<i>United States v. Ali</i> , Case No. 12-3056, US Court of Appeals, District of Columbia Circuit, 11 June 2013 (USA)	101 17
<i>United States v. Ali</i> , Criminal Case No. 11-0106, Memorandum Opinion of 13 July 2012, 885 F.Supp.2 d 17 (2012) (USA)	101 17

Cases

<i>United States v. California</i> , 382 U.S. 448 (1966) (USA)	10 9
<i>United States v. California</i> , 432 U.S. 40 (1977) (USA)	11 13
<i>United States v. California</i> , 447 U.S. 1 (1980) (USA)	11 1, 7, 8, 11, 13
<i>United States v. F/V Taiyo Maru</i> , 395 F.Supp. 413 (D. Me. 1975) (USA)	33 24
<i>United States v. Gonzalez</i> , 776 F.2 d 931 (11th Cir. 1985) (USA)	33 24
<i>United States v. Klintock</i> , 18 U.S. (5 Wheaton) 144 (1820) (USA)	100 1; 105 2
<i>United States v. Louisiana</i> , 394 U.S. 11 (1969) (USA)	10 9, 10, 12, 31; 17 10
<i>United States v. Marino-Garcia</i> , 679 F.2 d 1373 (11th Cir. 1982) (USA)	110 15
<i>United States v. Marshalls</i> , Decision of 8 May 2008, 2008 U.S. Dist. LEXIS 38627 (USA)	121 34, 44
<i>United States v. Palmer</i> , 16 U.S. 610 (1818) (USA)	101 7
<i>United States v. Postal et al</i> , 589 F.2d. 862 (5th Cir, 1979) (US) (USA)	27 21
<i>United States v. Smith</i> , 18 U.S. 153 (1820) (USA)	101 7
<i>Wijsmuller Salvage BV v. ADM Naval Services</i> , Rechtsbank Amsterdam, Judgment of 19 November 1987, NYIL 20 (1989), 294(Netherlands)	32 13
<i>Wildenhus Case</i> , 120 U.S. 1 (1897) (USA)	27 15

## Essential Treaties

The following international agreements are widely relied upon within the scope of this book and are thus not provided with official sources in the context of the specific commentaries:

Agreement relating to the Implementation of Part XI of the United Nations Convention on the Law of the Sea of 10 December 1982 (adopted 28 July 1994, entered into force 28 July 1996)	1836 UNTS 3
Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks (concluded 4 December 1995, entered into force 11 December 2001)	2167 UNTS 88
Charter of the United Nations (adopted 26 July 1945, entered into force 24 October 1945)	15 UNCIO 335
Convention on Biological Diversity (adopted 5 June 1992, entered into force 29 December 1993)	1760 UNTS 79
Geneva Convention on the Territorial Sea and the Contiguous Zone (adopted 29 April 1958, entered into force 10 September 1964)	516 UNTS 206
Geneva Convention on the High Seas (adopted 29 April 1958, entered into force 30 September 1962)	450 UNTS 12
Geneva Convention on Fishing and Conservation of the Living Resources of the High Seas (adopted 29 April 1958, entered into force 20 March 1966)	559 UNTS 286
Geneva Convention on the Continental Shelf (adopted 29 April 1958, entered into force 10 June 1964)	499 UNTS 312
Statute of the International Court of Justice (adopted 26 July 1945, entered into force 24 October 1945)	15 UNCIO 355
United Nations Convention on the Law of the Sea (adopted 10 December 1982, entered into force 16 November 1994)	1833 UNTS 3
Vienna Convention on the Law of Treaties (adopted 23 January 1969, entered into force 27 January 1980)	1155 UNTS 332

