

## TABLE OF CONTENTS

(an alphabetical list of contributors, a subject index, an index of cases noted and an index of book reviews and reviewers will be found at the end of this volume)

### ARTICLES

	PAGE
INTERNATIONAL ORGANISATIONS AND IMMUNITY FROM JURISDICTION: TO RESTRICT OR TO BYPASS <i>E. Gaillard and I. Pingel-Lenuzza</i>	1
JUDICIAL REVIEW IN EC LAW - SOME REFLECTIONS ON THE ORIGINS AND THE ACTUAL LEGAL SITUATION <i>Jürgen Schwarze</i>	17
GLOBAL DOCTRINE AND LOCAL KNOWLEDGE: LAW IN SOUTH EAST ASIA <i>Andrew Harding</i>	35
THE ECHR IMPLICATIONS OF THE INVESTIGATIVE PROVISIONS OF THE DRAFT COMPETITION REGULATION <i>Alan Riley</i>	55
AMNESTIES IN THE LIGHT OF DEVELOPMENTS IN INTERNATIONAL LAW AND THE ESTABLISHMENT OF THE INTERNATIONAL CRIMINAL COURT <i>Jessica Gavron</i>	91
BILLS OF RIGHTS IN COMMON LAW COUNTRIES <i>Beverley McLachlin</i>	197
LAW AS TRANSPOSITION <i>Esin Özücü</i>	205
DEMOCRACY IN INTERNATIONAL LAW: A EUROPEAN PERSPECTIVE <i>Steven Wheatley</i>	225
UNITED NATIONS MANDATED NAVAL INTERDICTION OPERATIONS IN THE TERRITORIAL SEA? <i>Robert McLaughlin</i>	249
REDRAWING THE TERRITORIAL SEA BASELINE IN THE FIRTH OF CLYDE <i>Geoffrey Marston</i>	279
THE LEGAL RECOGNITION OF SAME-SEX COUPLES - THE FRENCH PERSPECTIVE <i>Claudina Richards</i>	305
THE USE OF EXPERTS IN WTO DISPUTE SETTLEMENT <i>Joost Pauwelyn</i>	325
GETTING TO GRIPS WITH TORTURE <i>Malcolm D. Evans</i>	365
ON TIME AND PLACE IN CHOICE OF LAW FOR PROPERTY <i>Celia Wasserstein Fassberg</i>	385
FOREIGN RELATIONS AND THE JUDICIARY <i>Lawrence Collins</i>	485
A NEW INTERNATIONAL REGIME FOR THE PROTECTION OF UNDERWATER CULTURAL HERITAGE <i>Craig Forrest</i>	511
EGGS, JURISDICTION AND THE INTERNET <i>Uta Kohl</i>	555
SENTENCING AND THE GRAVITY OF THE OFFENCE IN INTERNATIONAL CRIMINAL LAW <i>Andrea Carcano</i>	583
'BARAVA TRU' – JUDICIAL APPROACHES TO THE PLEADING AND PROOF OF CUSTOM IN THE SOUTH PACIFIC <i>Jean G. Zorn and Jennifer Corrin Care</i>	611
TRANSPLANTED COMPANY LAW: AN IDEOLOGICAL AND CULTURAL ANALYSIS OF MARKET-ENTRY IN VIETNAM <i>John Gillespie</i>	641
MISFEASANCE IN PUBLIC OFFICE, GOVERNMENTAL LIABILITY AND EUROPEAN INFLUENCES <i>Mads Andenas and Duncan Fairgrieve</i>	757
SUSPECTS, DEFENDANTS AND VICTIMS IN THE FRENCH CRIMINAL PROCESS: THE CONTEXT OF RECENT REFORM <i>Jacqueline Hodgson</i>	781
ISLAMIC LAW AS CUSTOMARY LAW: THE CHANGING PERSPECTIVE IN NIGERIA <i>A.A. Oba</i>	817
RESOLUTION 242: A LEGAL REAPPRAISAL OF THE RIGHT-WING ISRAELI INTERPRETATION OF THE WITHDRAWAL PHRASE WITH REFERENCE TO THE CONFLICT BETWEEN ISRAEL AND THE PALESTINIANS <i>John McHugo</i>	851
THE BRUSSELS II REGULATION: HOW THE EUROPEAN COMMUNITY HAS MOVED INTO FAMILY LAW <i>Peter McEleavy</i>	883
MULTI-STATE ADVERTISING OVER THE INTERNET AND THE PRIVATE INTERNATIONAL LAW OF UNFAIR COMPETITION <i>Alexander Thiinken</i>	909

### SHORTER ARTICLES, COMMENTS AND NOTES

THE RESOLUTION OF THE INSTITUTE OF INTERNATIONAL LAW ON THE IMMUNITIES OF HEADS OF STATE AND GOVERNMENT <i>Hazel Fox</i>	119
---	-----

FORUM NON-CONVENIENS DISCRETION IN THIRD PARTY PROCEEDINGS	<i>Koji Takahashi</i>	127
THE TENSION BETWEEN PARTY AUTONOMY AND EUROPEAN UNION LAW: SOME OBSERVATIONS ON <i>INGMAR GB LTD V. EATON LEONARD TECHNOLOGIES INC.</i>	<i>H.L.E. Verhagen</i>	135
THE SCOTTISH ARRESTMENT AND THE ENGLISH FREEZING ORDER	<i>Richard Aird</i>	155
TERRORISM, THE USE OF FORCE AND INTERNATIONAL LAW AFTER 11 SEPTEMBER 2001	<i>Michael Byers</i>	401
THE AFRICAN UNION - A NEW DAWN FOR AFRICA? <i>Konstantinos D. Magliveras and Gino J. Naldi</i>		415
IS ENGLAND AND WALES CORRECTLY APPLYING THE 1980 HAGUE CONVENTION ON THE CIVIL ASPECTS OF INTERNATIONAL CHILD ABDUCTION?	<i>Sarah Armstrong</i>	427
DUTIES OF INVESTIGATION UNDER THE EUROPEAN CONVENTION ON HUMAN RIGHTS <i>Alastair Mowbray</i>		437
THE COMMISSION COMMUNICATION ON EUROPEAN CONTRACT LAW AND THE FUTURE PROSPECTS	<i>Dirk Staudenmayer</i>	673
'FORUM SHOPPING' DESPITE INTERNATIONAL UNIFORM CONTRACT LAW CONVENTIONS <i>Franco Ferrari</i>		689
THE PREVENTION OF ABUSIVE CROSS-BORDER RE-LITIGATION <i>Peter Barnett</i>		943
<i>PINOCHET</i> REVISITED <i>Campbell McLachlan</i>		959
THE USE OF MILITARY COURTS TO TRY SUSPECTS <i>A.P.V. Rogers</i>		967

**CURRENT DEVELOPMENTS: EUROPEAN  
COMMUNITY LAW, PRIVATE AND PUBLIC  
INTERNATIONAL LAW**

INTERNATIONAL LAW AND NUCLEAR WEAPONS IN SCOTTISH COURTS	<i>Stephen Neff</i>	171
TRANSPORT	<i>Rosa Greaves</i>	177
CIVIL AND COMMERCIAL LITIGATION	<i>Wendy Kennett and Peter McEleavy</i>	463
FAMILY LAW DEVELOPMENTS		472
DIPLOMATIC REPRESENTATIONS AND DIPLOMATIC PROTECTION	<i>Colin Warbrick</i>	723
IMPLEMENTATION OF THE INTERNATIONAL CRIMINAL COURT STATUTE IN ENGLAND AND WALES	<i>Robert Cryer</i>	733
"WITH OR WITHOUT ME": THE ECJ ADOPTS A POSE OF STUDIED NEUTRALITY TOWARDS EU ENLARGEMENT	<i>Antje Pedain</i>	981
EXTERNAL RELATIONS	<i>Eileen Denza</i>	990
LAW AND ENVIRONMENTAL GOVERNANCE IN THE EU	<i>Joanne Scott</i>	996

**DECISIONS OF INTERNATIONAL TRIBUNALS:  
THE INTERNATIONAL COURT OF JUSTICE**

THE <i>LaGrand</i> CASE	<i>Martin Mennecke and Christian J. Tams</i>	449
CASES BEFORE THE COURT	<i>Malcolm D. Evans</i>	456
OTHER DEVELOPMENTS		462
CASE CONCERNING MARITIME DELIMITATION AND TERRITORIAL QUESTIONS BETWEEN QATAR AND BAHRAIN ( <i>QATAR V. BAHRAIN</i> )	<i>M. D. Evans</i>	709
SOVEREIGNTY OVER PULAU LIGATAN AND PULAU SIPADAN ( <i>INDONESIA V. MALAYSIA</i> ) - THE PHILIPPINES' INTERVENTION	<i>J. G. Merrills</i>	718

**INDEX FOR VOLUME 51**

CONTRIBUTORS OF ARTICLES, SHORTER ARTICLES, COMMENTS AND NOTES	1020
SUBJECT INDEX	1022
INDEX OF CASES NOTED	1026
INDEX OF BOOK REVIEWS AND REVIEWERS	1045

**INDEX OF CONTRIBUTORS OF ARTICLES,  
SHORTER ARTICLES, COMMENTS AND NOTES**

(articles are indicated in bold page numbers)

AIRD, RICHARD The Scottish Arrestment and the English Freezing Order	155
ANDENAS, MADS and FAIRGRIEVE, DUNCAN Misfeasance in Public Office, Governmental Liability and European Influences	<b>757</b>
ARMSTRONG, SARAH Is England and Wales Correctly Applying the 1980 Hague Convention on the Civil Aspects of International Child Abduction?	<b>427</b>
BARNETT, PETER The Prevention of Abusive Cross-Border Re-Litigation	943
BYERS, MICHAEL Terrorism, the Use of Force and International Law after 11 September 2001	401
CARCANO, ANDREA Sentencing and the Gravity of the Offence in International Criminal Law	<b>583</b>
COLLINS, LAWRENCE Foreign Relations and the Judiciary	<b>485</b>
EVANS, MALCOLM D. Getting to Grips with Torture	<b>365</b>
FASSBERG, CELIA WASSERSTEIN On Time and Place in Choice of Law for Property	<b>385</b>
FERRARI, FRANCO 'Forum Shopping' Despite International Uniform Contract Law Conventions	689
FORREST, CRAIG A New International Regime for the Protection of Underwater Cultural Heritage	<b>511</b>
FOX, HAZEL The Resolution of the Institute of International Law on the Immunities of Heads of State and Government	119
GAILLARD, E. AND PINGEL-LENUZZA, I. International Organisations and Immunity from Jurisdiction: To Restrict or to Bypass	<b>1</b>
GAVRON, JESSICA Amnesties in the Light of Developments in International Law and the Establishment of the International Criminal Court	<b>91</b>
GILLESPIE, JOHN Transplanted Company Law: An Ideological and Cultural Analysis of Market-Entry in Vietnam	<b>641</b>
HARDING, ANDREW Global Doctrine and Local Knowledge: Law in South East Asia	<b>35</b>
HODGSON, JACQUELINE Suspects, Defendants and Victims in the French Criminal Process: The Context of Recent Reform	<b>781</b>
KOHL, UTA Eggs, Jurisdiction and the Internet	<b>555</b>
MAGLIVERAS, KONSTANTINOS D. and NALDI, GINO J. The African Union - A New Dawn for Africa?	415
MARSTON, GEOFFREY Redrawing the Territorial Sea Baseline in the Firth of Clyde	<b>279</b>
MCELEAVY, PETER The Brussels II Regulation: How the European Community has moved into Family Law	<b>883</b>
MCHUGO, JOHN Resolution 242: A Legal Reappraisal of the Israeli Interpretation of the Withdrawal Phrase with reference to the conflict between Israel and the Palestinians	<b>851</b>
MCLACHLAN, CAMPBELL <i>Pinochet</i> Revisited	959
MCLACHLIN, BEVERLEY Bills of Rights in Common Law Countries	<b>197</b>
MCLAUGHLIN, ROBERT Naval Interdiction Operations in the Territorial Sea?	<b>249</b>
MOWBRAY, ALASTAIR Duties of Investigation under the European Convention on Human Rights	437
OBA, A.A. Islamic Law as Customary Law: The Changing Perspective in Nigeria	<b>817</b>
ÖRÜCÜ, ESİN Law as Transposition	<b>205</b>
PAUWELYN, JOOST The Use of Experts in WTO Dispute Settlement	<b>325</b>
RICHARDS, CLAUDINA The Legal Recognition of Same-sex Couples - The French Perspective	<b>305</b>
RILEY, ALAN The ECHR Implications of the Investigative Provisions of the Draft Competition Regulation	<b>55</b>
ROGERS, A.P.V. The Use of Military Courts to Try Suspects	967

*Index of Contributors*

1021

SCHWARZE, JÜRGEN Judicial Review in EC Law - Some Reflections on the Origins and the Actual Legal Situation	17
STAUDENMAYER, DIRK The Commission Communication on European Contract Law and the Future Prospects	673
TAKAHASHI, KOJI <i>Forum Non-Conveniens</i> Discretion in Third Party Proceedings	127
THÜNKEN, ALEXANDER Multi-State Advertising over the Internet and the Private International Law of Unfair Competition	909
VERHAGEN, H.L.E. The Tension between Party Autonomy and European Union Law: Some Observations on <i>Ingmar GB Ltd v. Eaton Leonard Technologies Inc.</i>	135
WHEATLEY, STEVEN Democracy in International Law: A European Perspective	225
ZORN, JEAN G. and CORRIN CARE, JENNIFER 'Barava Tru' – Judicial Approaches to the Pleading and Proof of Custom in the South Pacific	611

## SUBJECT INDEX

(Covering articles, shorter articles, comments and notes, ICJ cases and current developments;  
page numbers in bold type indicate articles or the first page of a main entry)

- Administrative law
  - judicial review, EC law, **17**
  - public authorities, tort liability, **757**
- African Union
  - establishment, **415**
- Amnesties
  - International Criminal Court, **91**
- Arbitration
  - international organisations, use by, 12
- Armed conflict
  - terrorism, use of force after September 11, **401**
  - intervention by invitation, 403
  - pre-emptive action, 410
  - self defence, 405
  - unilateral humanitarian intervention, 404
- Banking
  - supervision, EU, 765
- Canada
  - Charter of Rights and Freedoms, 198
- Caribbean States
  - capital appeals to Privy Council, 494
- Central and Eastern Europe
  - transposition of law, 214
- Children
  - international child abduction, Hague Convention, **427**
- Chile
  - amnesties, 112
- Civil procedure
  - arrestment and freezing orders, **155**
- Common law jurisdictions
  - bills of right, **197**
- Company law
  - Vietnam, **641**
- Comparative law
  - tort liability, public authorities, **757**
  - transposition of law, **205**
  - company law, Vietnam, **641**
- Competition law
  - draft regulation, ECHR implications, **5**
  - investigative provisions, 65
  - unfair competition, Internet advertising, **909**
- Constitutional law
  - bills of right, **197**
  - diplomatic protection, right to, 731
- Contract
  - choice of law, party autonomy, **135**
  - EC Communication, **673**
  - cross-border transactions, 138
  - Rome Convention, 135,151
  - uniform contract law conventions and forum shopping, **689**
- Council of Europe
  - European Committee for the Prevention of Torture, 373
- Criminal law *see* International Criminal law
- Criminal procedure
  - immunities of Heads of State, 120
  - reform, France, **781**
  - custody, 794
  - instruction, 805
  - investigation, regulation, 794
  - juge d'instruction*, 805
  - juveniles, 805
  - lawyers, 788, 800
  - presumption of innocence, 791
  - silence, right to, 803
  - trial and sentencing, 809
  - victims, 792
  - witnesses, 802
  - self incrimination, 68
- Cross-border litigation
  - abusive re-litigation, prevention, **943**
  - abuse of process, 956
  - Brussels regulation, 953
  - estoppel, 946, 949, 955
  - former recovery, 946
  - res judicata*, 943
- Customary international law
  - act of state doctrine, 504
  - intervention by invitation, 403
  - nuclear weapons, cases in Scottish courts, 171
  - self defence, 405
  - unilateral humanitarian intervention, 404
- Customary law
  - Islamic law, Nigeria, **817**
  - South Pacific, **611**
- Democracy
  - association, freedom of, 239
  - democratic government, right to, 235
  - international law, **225**
  - political expression, freedom of, 240
  - political participation, right to, 244
  - See also* Electoral law
- Dispute Resolution
  - international organisations, 11
- Electoral law
  - free and fair elections, right, 236

- Electronic communications *see* Internet
- Enforcement of judgments, *see* jurisdiction, enforcement and recognition of judgments
- England and Wales  
 child abduction, civil procedure, 428  
 freezing order, **155**  
 International Criminal Court statute, **733**  
 prosecution of international crimes, 739  
 jurisdiction, enforcement and recognition of judgments, cases, 463  
 statutory immunity, 758  
 transposition of law, 217  
*See also* United Kingdom
- Environment  
 law and governance in EU, **996**
- Estoppel  
 cross-border re-litigation, 946, 949, 955
- Europe  
 democracy in international law, **225**
- European Convention on Human Rights  
 Art.3, Protocol No.1, 82  
 Art.6(1), 67, 69  
 Art.8(1) 62, 72  
 Art.53, 85  
 draft competition regulation, implications, **55**  
 inquisitorial processes, 812  
 investigation, duties, **437**
- European Court of Human Rights  
 courts-martial jurisprudence, 977  
 torture, jurisprudence, 369
- European Court of Justice  
 EU enlargement, **981**  
 fundamental rights jurisprudence, 61  
*See also* European Law, European Union
- European Law  
 banking supervision, 765  
 contracts,  
 EC communication, 673  
 mandatory rules, **136**  
 e-commerce directive, 926  
 freedom to provide services, 146  
 tort liability, 773  
*See also* European Court of Justice, European Union
- European Union  
 Charter of Fundamental Rights, 87  
 common transport policy, **177**  
 Cotonou partnership, 993  
 defence policy, 991  
 enlargement, **981**  
 environment, law and governance **996**  
 external relations, **990**  
 co-operation agreements, 994  
 fundamental rights jurisprudence, 61  
 judicial review, **17**
- See also* European Court of Justice, European Law
- Executive  
 Non-justiciable decisions, 497  
 relationship with judiciary in foreign relations matters, **485**  
 treaty making power, 493
- Experts  
 WTO dispute settlement, use in, **325**
- Family law  
 Brussels II regulation, **883**  
 international child abduction, **427**  
 jurisdiction, 472  
 same sex couples, legal recognition, France, **305**  
 adoption, 309  
 marriage, 306  
 South East Asia, 38
- Fishing  
 Scottish inshore fishing legislation, 291
- France  
 criminal procedure, reform, **781**  
 custody, 794  
 instruction, 805  
 investigation, regulation, 794  
 juge d'instruction, 805  
 juveniles, 805  
 lawyers, 788, 800  
 presumption of innocence, 791  
 silence, right to, 803  
 trial and sentencing, 809  
 victims, 792  
 witnesses, 802  
 same sex couples, legal recognition, **305**  
 administrative recognition, 313  
 adoption, 309  
 marriage, 306  
 PACS, 315
- Human rights  
 judicial review, EC law, 18  
 terrorist suspects, 976
- Humanitarian law  
 internal armed conflict, 100
- Immunities  
 heads of state, **119**  
 international crimes, **959**
- Institute of International Law  
 immunities of heads of state, **119**
- Intellectual property, **714**  
 trademark infringement, 917
- Inter-American system  
 human rights violations, investigations, 94
- International Chamber of Commerce  
 Guidelines on advertising and marketing on the Internet, 926
- International Court of Justice,  
 cases before Court, 456  
 La Grand Case, **449**

- International Criminal Court, 31, 34, 36, 38  
 amnesties, **91**  
 statute, implementation in England and Wales, **733**
- International Criminal Law  
 immunities,  
 government ministers **959**  
 heads of state, 119  
 International Military Tribunal, 596  
 jurisdiction, 571  
*in absentia*, 963  
 prosecutions in England and Wales, 739  
 sentencing, **583**
- International Criminal Tribunal for Rwanda  
 case law, gravity of offence, 600
- International Criminal Tribunal for the Former Yugoslavia  
 case law, gravity of offence, 604
- International criminal tribunals  
 internal armed conflicts, 103
- International cultural heritage law  
 underwater cultural heritage, **511**
- International Law Commission  
 diplomatic protection, 729
- International Military Tribunal, Nuremberg, 596
- International organisations  
 dispute resolution, 11  
 immunity from jurisdiction, **1**  
 limitation, 4
- Internet  
 jurisdictional rules, **555, 909**
- Iraq  
 mandated naval blockage, 259
- Islamic law  
 Nigeria, **817**  
 personal law, 40
- Israel  
 Resolution 242, Israel/Palestinian conflict, **851**
- Judicial review  
 EC law, **17**
- Judiciary  
 relationship with organs of state, **485**
- Jurisdiction, enforcement and recognition of  
 Judgments  
 adjudicative jurisdiction, 561  
 Brussels II regulation, **883**  
 cases before English courts, **463**  
 enforcement, 470  
 family law, 472  
 jurisdiction, 463  
*lis pendens*, 467  
 securities for costs, 468  
 criminal cases, 571  
 cross-border re-litigation, **943**  
 Internet, **555, 909**
- Israel  
 sovereign territory, 879  
 UN Resolution 242, **851**
- Lawyers  
 criminal proceedings, France, 788,800
- Maritime delimitation  
*Indonesia v Malaysia* (ICJ), 718  
*Qatar v Bahrain* (ICJ), **709**  
 territorial sea baseline, Firth of Clyde, **279**
- Military courts  
 terrorist suspects, trials, **967**  
 proposed US military commissions, 972
- Military law  
 active service abroad, 968  
 use of force at home, 969
- Naval Forces  
 blockades, **249**
- Nigeria  
 Islamic law, **817**
- Private international law  
 choice of law  
 contracts, **135**  
 forum shopping, **689**  
 property, **385**  
 trademark infringement, 917  
*forum non conveniens*, third party proceedings, **127**  
 unfair competition, Internet advertising, **909**  
 multi-state torts, 918
- Privy Council  
 role in capital cases, 494
- Property  
 choice of law, **385**
- Public law  
 remedies for misfeasance in public office, **757**
- Recognition of states, 487
- Religious law  
 Islamic law, Nigeria, **817**
- Scotland  
 arrestment, **155**  
 inshore fishing legislation, 291  
 nuclear weapons, cases in Scottish courts, 171  
 territorial sea baseline, Firth of Clyde, **279**  
 transposition of law, 217
- Sea, law of the  
 Geneva Convention, 1958, 282  
 mandated naval operations, 264  
 innocent passage, 268  
 territorial sea baseline, Firth of Clyde, **279**  
 underwater cultural heritage, **511**  
*See also* Maritime Delimitation
- Sentencing  
 international criminal law, **583**
- South Africa  
 Truth and Reconciliation Commission, 113

- South East Asia  
  global doctrine and local knowledge, **35**
- South Pacific  
  customary law, **611**  
  constitutional provisions, 620  
  custom as law, 630  
  judicial approaches, 621  
  legal systems, 618
- Southern Rhodesia  
  Beira Patrol, 257
- State immunities  
  diplomatic representations and protection, **723**  
  International Law Commission rapporteur, 729
- Terrorism  
  military courts, trials, **967**  
  use of force after 11 September 2001, **401**
- Torture  
  European Court of Human Rights, jurisprudence, 369  
  UN convention, optional protocol, **365**
- Tort  
  public officials, **757**  
  statutory immunity, 758  
  unfair competition, 915
- Transport  
  EU Common Transport Policy, **177**
- Treaties  
  executive, prerogative power, 493  
  interpretation, role of judiciary, 493
- Turkey  
  transposition of law, 215
- United Kingdom  
  competition, unfair, Internet advertising, 910  
  diplomatic protection, 732  
  territorial sea baseline, Firth of Clyde, **279**  
  *See also* England and Wales, Scotland
- United Nations  
  mandated naval blockages, **249**  
  Beira Patrol, 257  
  consent, 271  
  Gulf War, 259  
  Resolution 242, Israel/Palestinian conflict, **851**  
  Yugoslavia, 261
- United Nations Educational, Scientific and Cultural Organisation (UNESCO)  
  Convention on the Protection of the Underwater Cultural Heritage, **511**
- United Nations Human Rights Commission  
  Convention against Torture, optional protocol, **365**  
  human rights violations, investigations, 98
- United States  
  act of state doctrine, 504  
  adjudicative jurisdiction, 561  
  choice of law, e-commerce, 927  
  executive, whether decisions justiciable, 498  
  terrorism, military commissions, 972
- Vietnam  
  company law, **641**
- World Trade Organization  
  dispute settlement, use of experts, **325**  
  panel experts, 339  
  permanent expert bodies, 336
- Yugoslavia  
  arms and export embargos, 261  
  *See also* International Tribunal for the Former Yugoslavia

## INDEX OF CASES NOTED

(Covering articles, shorter articles, comments and notes: page numbers are to the first reference to a case in any given article)

### **Court of Justice of the European Communities and Court of First Instance**

Case 8/55, Fédération charbonnière de Belgique v ECSC High Authority, [1955-56]	20,731
ECR 245	
Joined cases 7/56, 3/57-7/57, Algeria v Common Assembly of the ECSC, [1957] ECR 39	17
Case 6/60, Humblet v Belgium, [1960] ECR 559	22
Case 10/61, Commission v Italy, [1962] ECR 1	79
Joined Cases 8/66 to 11/66, Aktiengesellschaft Cimenteries CBR Cementbedrijven N.V. et al v Commission, (Noordwijks Cement Accord) [1967] ECR 99	22
Case 22/70, Commission v Council (ERTA), [1971] ECR 263	907
Case 81/72, Commission v Council, [1973] ECR 575	21
Joined Cases 6/73 and 7/73, Commercial Solvents v Commission, [1974] ECR 1281	60
C-181/73, Haegemann v Belgium, [1974] ECR 449	984
C-17/74, Transocean Marine Paint Association v Commission, [1974] ECR 1063	21
C-41/74, Van Duyn v Home Office, [1974] ECR 1337	984
C-21/76, Handelswekerij GJ Bier BV v Mines de Potasse d'Alsace S.A., 13.11.76	691
C-42/76, De Wolf v Cox BV, [1976] ECR 1759	955
C-136/79, National Panasonic, [1980] ECR 2033	61
C-155/79, AM & S Europe v Commission, [1982] ECR 1575	21,62
C-812/79, Attorney-General v Burgoa, [1980] ECR 2787	79
C-104/81, Kupferberg, [1982] ECR 3641	984
C- 64/82, Tradax Graanhandel v Commission, [1984] ECR 1359	22
Joined Cases 89/85,116/85,117/85 and 125/85-129/85, Åhlstrom and Others v Commission, ECR 1988, 5193	146
C-12/86, Demirel v Stadt Schwäbisch Gemünd, [1987] ECR 3719	984
Joined Cases 46/87 and 227/88, Hoechst v Commission, [1989] ECR 2859	59
C-374/87, Orkem v Commission, [1989] ECR 3283	62
C-69/88, Krantz GmbH & C v Ontvanger der Directe Belastingen en Staat der Nederlanden, 7.3.90, [1990] ECR I-583)	150
C-192/89, Sevince v Staatssecretaris van Justitie, [1990] ECR I-3641	984
C-339/89, Alsthom Atlantique/Suzer, 24.1.01, [1991] ECR I-107	150
T-30/89, Hilti AG v Commission, [1990] ECR II 163	64
C-18/90, ONEM v Kziber, [1991] ECR I-199	984
C-69/90, Nakajima All Precision Co Ltd, [1991] ECR I-2069	21
C-158/91, Criminal proceedings against Jean-Claude Levy, [1993] ECR I 4287	79
C-168/91, Konstantinidis v Stadt Altensteig-Standesamt, [1993] ECR I-1191 (Opinion of A-G Jacobs)	81
C-93/92, CMC Motorradcenter v Baskiciogullari, 13.10.93, [1993] ECR-I 5009	150
C-288/92, Custom Made Commercial v Stawa Metalbau, 29.6.94	692
C-398/92, Mund & Fester v Hatrex Internationaal Transport, [1994] ECR I-467	469
C-406/92, Taty v The owners of the ship Maciej Rataj, 6.12.94, OJ 1994 I, 5439	693
C-13/93, Office National de l'Emploi v Madeleine Minne, [1994] ECR I 371	80
C-324/93, Evans Medical v Macfarlane Smith, [1995] ECR I-563	79
T-34/93, Société Générale v.Commission, [1995] ECR II-545	62
C-2/94, Opinion, [1996] ECR I-1759	61
C-25/94, Commission v Council (Re FAO Agreement), [1996] ECR I-1469	422
Joined Cases T-305/94, T-307/94, T-313/94, T-314/94, T-316/94, T-318/94, T-325/94, T-328/94, T-329/94 and T-335/94, LVM and Others v Commission (PVC), CFI,[1999] ECR II 931	62
C-24/95, Land Rheinland-Pfalz/Alcan Deutschland, [1997] ECR I-1591	24
C-127/95, Norbrook Laboratories Limited v Ministry of Agriculture, [1998] ECR I-1531	774

C-222/95, Société Civile Immobilière Parodi v Banque H. Albert de Bary et Cie, [1997] ECR I-3899; [1997] All ER (EC) 946	767
C-299/95, Kremzow v Austria, [1997] ECR I-2629	61
C-391/95, Van Uden Maritime BV v Deco Line and Anr, 17.11.98	166
Joined Cases T-25-95, T-26/95, T-30/95 - T-32/95, T-34/95 - T-39/95, T-42/95 - T-46/95, T-48/95, T-50/95 - T-65/95, T-68-95 - T-71/95, T-87/95, T-88/95, T-103/95, T-104/95, Cimenteries CBR SA and Others v Commission (Cement), 15.3.00	78
C-99/96, Hans-Herman Mietz v Intership Yachting Sneek BV, 27.4.99	166
C-149/96, Portugal v Council, [1999] ECR I-8395	994
C-262/96, Sürül v Bundesanstalt für Arbeit, [1999] ECR I-2685	984
C-319/96, Brinkmann Tabakfabriken GmbH v Skatteministeriet, [1998] ECR I-5255	774
C-416/96, El-Yassini v Secretary of State for the Home Department, [1999] ECR I-1209	984
C-51/97, Réunion européenne SA u.a. v Spliethoff's Bevrachtungskantoor BV, Kapitän des Schiffes Alblasgracht V002, 27.10.98	691
C-113/97, Babahenini v Belgian State, [1998] ECR I-183	984
C-140/97, Rechberger and Greindel v Austria, [1999] ECR I-3499	774
C-158/97, Badeck (Georg) et al, 28.3.00, [2000] ECR I-1875	31
C-242/97, Haim (Salomone) v Kassenzahnärztliche Vereinigung Nordrhein, ECJ, 4.7.00	774
C-273/97, Sirdar (Maria)/The Army Board, Secretary of State for Defence, 26.10.99, [1999] ECR I-7403	28
C-302/97, Konle v Republic of Austria, [1999] ECR I-3099	774
C-321/97, Andersson and Wåkerås-Andersson v Swedish State, [1999] ECR I-3551	774
C-420/97, Leathertex Divisione Sintetici SpA v Bodetex BVBA, 5.10.99	691
C-423/97, Travel Vac, 22.4.99, ECR I-2195	677
C-424/97, Salomone Haim v Kassenzahnärztliche Vereinigung Nordrhein, 4.7.00	884
C-440/97, GIE Group Concorde v. Kapitän des Schiffes "Suhadiwarno Paniajn", 28.9.99	691
C-37/98, R v Secretary of State for the Home Department, Ex Parte Savas, 11.5.00	984
C-62/98 and C-84/98, Commission v Portugal ECJ, 4.7.00	79
C-294/98P, Metsa Serla Oj Y, 6.11.00	62
C-285/98, Kreil (Tanja) v Bundesrepublik Deutschland, ECJ, 11.1.00, [2000] ECR I-0069	28
C-376/98, Tobacco Judgment, 5.10.00, ECR I-8419	681
C-381/98, Ingmar GB Ltd v Eaton Leonard Technologies Inc, [2000] ECR I-9305	135
C-405/98, Gourmet International Products, 8.3.01	938
C-412/98, Group Josi Reinsurance Company SA v Universal General Insurance Company (UGIC), 13.7.00	691
T-112/98, Mannesmann Werke AK v Commission, 20.2.01	62
T-172/98 and T-175/98 to 177/98, Salamander et al v Parliament and Council, 27.6.00, [2000] ECR II-2490	27
C-63/99, R v Secretary of State for the Home Department, ex parte Gloszczuk and Gloszczuk;	981
C-122/99, P & C-125/99P, D v Council,	320
C-143/99, Adria Pipelines v Finanzlandesdirektion für Kärnten, OJ 1999, C 188, 18	31
C-235/99 R v Secretary of State for the Home Department, ex parte Kondova,	981
C-257/99, R v Secretary of State for the Home Department, ex parte Barkoci and Malik	981
C-353/99P, Council v Hautala, Opinion of A-G Lever, 10.7.01	62
C-453/99, Courage and Crehan, 20.9.01	674
C-50/00 P, Unión de Pequeños Agricultores v Council	1002
C-94/00, Roquette Freres v Directeur Generale de la Concurrence, Opinion of A-G Mischko, 20.9.01.	62
C-168/00, Leitner (Simone) v TUI Deutschland GmbH & Co KG, 12.3.00	678
T-177/01, Jégo-Quééré	1002
Bier v Mines de Potasse d'Alsace, 1976 ECR 1735	925
Brasserie du Pecheur SA v Federal Republic of Germany; R v Secretary of State for Transport, Ex p Factortame Ltd (No 4) [1996] ECR I-1029, [1996] QB 404	773
Cartegena Protocol (Opinion 2/2000), 6.12.01	994
De Agostini, [1998] ETMR 44	939
Dillenkofer [1996] ECR I-4845	767
Keck and Mithouard, 24.11.93, [1993] ECR I-6097	938

Marinari v Lloyds Bank, [1995] ECR I-49	925
Marleasing SA v La Comercial Alimentacion, [1990] ECR I-4135	941
Shevill v Press Alliance, 1995 ECR I-415	925

**Austrian Courts**

Decision, 21.11.90, Supreme Court, 120 Journal du droit international (JDI) 388 (1993)	2
--	---

**Belgian Courts**

(Decision - CMR), Rechtbank van Koophandel Antwerpen, 25.6.76, European Transport Law, (1976) 691	693
---	-----

**French Courts**

(Decision - adult adoption), Cour d'appel de Riom, 9.7.81, JCP 1982.II.19799, note Almairac	309
(Decision - adult adoption), TGI Paris, 3.2.82, D, 1983, II, 40 and TGI Paris, 3.11.82, D, 1983, II, 41	309
(Decision - adult adoption), Cour d'appel de Paris, 9.1.93, RTD civ, avril-juin 1993, 340	310
(Decision - adult adoption), Cour de cassation, 8.6.99, RTD civ 1999, 610, obs Hauser	310
(Decision - adult adoption), CA Versailles, 1er ch, 4.11.99, Droit de la famille, déc 2000, 15, note Murat	310
(Decision - CISG - conformity), Cour d'Appel de Grenoble, 13.1.95, CISG France, < <a href="http:witz.jura.uni-sb.de/CISG/decisions">http:witz.jura.uni-sb.de/CISG/decisions</a> >	706
(Decision - damages same sex partner), TGI Belfort, 25.7.95, JCP 1996.I.3903, no3, note Mattei	313
(Decision - direct application competition rules), Cour de cassation, 28.11.00, No 98-11.335	150
(Decision - nuclear weapons testing zone), Conseil d'Etat, 1975, 1976 Clunet 126	486
(Decision - place of performance), Cour d'appel d'Orléans, 17.2.00, Revue critique de droit international privé (2000) 473	691
(Decision - place of performance), Cour de cassation, 8.2.00, Revue critique de droit international privé (2000), 473	691
(Decision - place of performance), Cour de cassation, 16.7.98, Revue critique de droit international privé (1999), 122	691
(Decision - place of performance), Cour d'appel, Paris, 14.1.98, CISG France, < <a href="http:witz.jura.uni-sb.de/CISG/decisions">http:witz.jura.uni-sb.de/CISG/decisions</a> >	691
(Decision - place of performance), Cour d'appel, Paris, 21.5.97, International Litigation Procedure (1998) 379	691
(Decision - place of performance), Cour d'appel, Paris, 15.10.97, CISG France,	
(Decision - place of performance), Cour d'appel, Paris, 10.11.93 < <a href="http:witz.jura.uni-sb.de/CISG/decisions">http:witz.jura.uni-sb.de/CISG/decisions</a> >	692
(Decision - place of performance), Cour de cassation, 6.2.96, Revue critique de droit international privé, (1996) 504	691
(Decision - place of performance), Cour d'appel, Grenoble, 29.3.95, < <a href="http:witz.jura.uni-sb.de/CISG/decisions">http:witz.jura.uni-sb.de/CISG/decisions</a> >	692
(Decision - place of performance), Cour d'appel, Grenoble, 16.6.93, < <a href="http:witz.jura.uni-sb.de/CISG/decisions">http:witz.jura.uni-sb.de/CISG/decisions</a> >	692
Abetz, Cour de cassation, 28.7.50, noted (1952) 46 AJIL 16	738
Achard, Conseil d'Etat, 24.1.64, Recueil des Décisions de Conseil d'Etat, 43	769
Bellatou v Agence Spatiale Européenne, Cass Soc, 24.5.78, 1978 Bull Civ V No 392	10
Boulois v UNESCO, TGI Paris, 20.10.97 1997, Rev Arb 575	13
CEDAO v BCCI, Paris CA, 13.1.93, 120 JDI 353 (1993)	2
Commune de Hannappes, Conseil d'Etat, 29.4.98, Recueil des Décisions du Conseil d'Etat, 185 RDP 198.1001 note X. Prétot, JCP 1999.II.10109 note Genovèse (fire services)	769
Dame Klarsfeld v Office franco-allemand pour la jeunesse, Paris CA, 18.6.68, 96 JDI 671, (1969)	3
Dangereux, Ch Mixte, 27.2.70, 201, note Combaldieu	311
Darmont, Conseil d'Etat, 29.12.78, [1978] Recueil des Décisions de Conseil d'Etat 542	769

Dentico, Cour de cassation, 2.3.01, (00-81.388.No473P)	783
El Shikh, Cour Administrative d'Appel de Paris, 30.3.99, AJDA, 1999, 951	769
Hintermann v Union de l'Europe occidentale, Cass 1e civ, 14.11.95, 124 JDI, 141, (1997)	3
Kechichian, Cour Administrative d'Appel de Paris, 25.1.00, Req 93PA01250; Conseil d'Etat 30.11.01, AJFDA 2002.136	769
LICRA & UEJF v Yahoo!Inc & Yahoo France, Tribunal de Grande Instance de Paris, 20.11.00, < <a href="http://www.juriscom.net/txt/jurisfr/cti/giparis20001120.pdf">http://www.juriscom.net/txt/jurisfr/cti/giparis20001120.pdf</a> >	559
M. Girod de l'Ain et autres, Conseil d'Etat, 25.7.86, 1986 Revue française de droit administratif 956	10
Mobuto and Zaire v Societe Logrine, Paris CA, 31.5.94., 113 ILR 481	125
Nobili v Charles I of Austria, Clunet (1921) 626, AD 1919-22 no.90	125
Procureur général près la Court de cassation v. Sté immobilière Alfred Dehodencq, Cass 1e civ, 6.7.54, 83 JDI (1956)	3
Qadaffi, 13.3.01, Cass Crim, Arret no 1414, 13.3.01, 1, < <a href="http://courdecassation.fr/agenda/arrets/arrets/00-87215.htm">courdecassation.fr/agenda/arrets/arrets/00-87215.htm</a> >	121,962
Refievna (Béatrice) v Union Latine, Paris CA, 27.1.99	9
République Arabe d'Egypte v SPP, Paris CA, 12.7.84, 112 JDI 129 (1985)	14
SEEE v Yougoslavie, (Paris TGI, 8.7.70) 98 JDI 131 (1971)	14
Theux, Conseil d'Etat 20.6.97, Recueil des Décisions du Conseil d'Etat 253	769
UNESCO v Boulois, Paris CA, 19.6.98, 1999 Rev Arb 343	13
Vilela v Mme Weil, Cass. 17.12.1997, D, 1998, Juris 111, concl. Weber; Djigo, JCP, II 10093, no.24, 1998	312
X v Air France, and Mme X v. Caisse primaire d'assurance maladie de Nantes et autre, Cass. 11.7.89, D. 1990, II, 582	311
Yougoslavie v SEEE, France Cass 1e civ, 18.11.1986, 114 JDI 120 (1987)	14
<b>German Courts</b>	
(Decision - baby feeding bottles), Bundesgerichtshof, BGHZ 35,329 (334, 336)	920
(Decision - CISG - agency), OLG Hamm, 8.2.95, IPRax (1996), 197	699
(Decision - CISG - conformity), OLG München., 8.2.95, UNILEX	706
(Decision - CISG - conformity), OLG Karlsruhe, 25.6.97, BB (1998), 393	706
(Decision - CISG - limitation period), LG Düsseldorf, 11.10.95, CISG online < <a href="http://witz.jura.uni-sb.de/iprl/cisg/">http://witz.jura.uni-sb.de/iprl/cisg/</a> >, n 180	699
(Decision - CISG - set-off), OLG Koblenz, 31.1.97, OLG-Report Koblenz (1997) 37	699
(Decision - CISG - set-off), OLG München, 9.7.97, CISG online < <a href="http://witz.jura.uni-sb.de/iprl/cisg/">http://witz.jura.uni-sb.de/iprl/cisg/</a> >, n282	699
(Decision - CISG - set-off), OLG Hamm, 9.6.95, NJW-RR (1996), 179	699
(Decision - CMR), LG Oldenburg, 5.1.00, TranspR, (2001) 128	693
(Decision - competitors in local market), Bundesgerichtshof, BGHZ 35, 329	920
(Decision - equal treatment), BverfG, 9.1.01, 1 BvR 1036/99; NJW 2001, 1267	26
(Decision - directly applicable rules), Bundesarbeitsgericht, 24.8.89, IPRax 1991, 407, RIW 1990, 754	145
(Decision - insurance companies - supervision), BGH Z 58, 96	772
(Decision - place of performance), KG Berlin, 28.5.99, IPRax (2000), 405	691
(Decision - place of performance), OLG Celle, 11.11.98, IPRax (1999) 456	691
(Decision - place of performance), OGH, 29.10.97, RIW (1998) 639	691
(Decision - place of performance), LG Darmstadt, 9.5.00, Internationales Handelsrecht (2001) 27	692
(Decision - place of performance), LG Bückeburg, 3.2.98, CISG online, < <a href="http://witz.jura.uni-sb.de/CISG.decisions">http://witz.jura.uni-sb.de/CISG.decisions</a> >	692
(Decision - unfair competition), BGH, 20.12.63, BGHZ 40, 391	919
(Decision - unfair competition, internet), LG Bremen, 12 O 440/99, 25.11.99	924
Alcan, Bundesverwaltungsgericht, BverwGE 106, 328	24
Alcan, Bundesverfassungsgericht, 17.2.00) 2 BvR 1210/98, EuZW 2000, 445	23
Bananas judgment, Bundesverfassungsgericht, 7.6.00, 2 BvL 1/97, 64;1 EuZW 2000 702	25
Brunner v European Union Treaty, (German Federal Constitutional Court [1994] 1 CMLR 57	241

A Champagne among Mineral Waters, BGH GRUR (1982), 495	920
Domgarten, GRUR (1988), 453	920
Herstatt, Bundesgerichtshof, 1979, BGHZ 75	772
Honecker, BGH 14.12.84, (1984) 30 ILR 365	125
Maastricht, Bunderverfassungsgericht, BverfGE 89, 155	23
Purchases Abroad, GRUR (1991) 463 (464)	920
Solange I, Bundesverfassungsgericht, 1974 BverfGE 37, 271	25
Solange II, Bundesverfassungsgericht, 1986 BverfGE 73, 339	25
Steel Export, BGH GRUR (Gewerblicher Rechtsschutz unde Urheberrecht) (1961), 316	920
Toben, BGH, Urt. v 12.12.00-1 StR 184/00 (LG Mannheim), 2001 8 NJW 624	580
Wetterstein, Bundesgerichtshof, 1979, BGHZ 74, 144	772

**Italian Courts**

(Decision - CISG - set-off), Trib Vigevano, 12.7.00, Giurisprudenza italiana (2001), I, 280	699
(Decision - place of performance), Corte di Cassazione, 19.6.00, Giurisprudenza italiana (2001), 459	691
(Decision - place of performance), Corte di Cassazione, 10.3.00, Rivista di diritto internazionale privato e processuale (2000), 773	691
(Decision - place of performance), Corte di Cassazione, 14.12.99, Giurisprudenza italiana, (2000), 2057	691
(Decision - place of performance), Corte di Cassazione, 17.12.98, Rivista di diritto internazionale privato e processuale (2000), 456	691
(Decision - place of performance), Corte di Cassazione, 5.11.98, Rivista di diritto internazionale privato e processuale (2000), 508	692
Banca d'Italia, Corte di Cassazione, Cass 22.7.93 n.8181	773
Cassa di Risparmio di Prato-Landini, Corte di Cassazione, 27.10.94, Cass n.8836	773
Consob, Cass Sez I, 3.3.01, n.3132	773
Di Banella Schirone, Corte di Cassazione, 8.4.75, 77 ILR 572	9
Nacci v Bari Institute of the International Centre for Advanced Mediterranean Agronomic Studies, Corte di Cassazione, 8.6.94, 114 ILR 539	9
Ric Arafat e altro, Foro it (1986) II 279	125

**Netherlands Courts**

(Decision - CMR), Rechtbank Rotterdam, 19.10.00, Nederlands Internationaal Privaatrecht (2001) 274	693
(Decision - CMR), Rechtbank Rotterdam, 2.12.99, Nederlands Internationaal Privaatrecht (2000) 233	693
(Decision - matters relating to a contract) Rechtbank, Meddelburg, 26.1.00, Nederlands Internationaal Privaatrecht (2000) 231	691
(Decision - place of performance) Rechtbank Arnhem, 26.11.00, Nederlands Internationaal Privaatrecht (2001) 115	691
(Decision - place of performance) Rechtbank Arnhem, 3.2.00, Nederlands Internationaal Privaatrecht (2000), 460	691
(Decision - place of performance), Hoge Raad, 24.9.99, Nederlands Internationaal Privaatrecht (2000), 107	691
(Decision - place of performance), Hof s'Hertogensbosch, 1.3.01, Nederlands Internationaal Privaatrecht (2001) 357	692
(Decision - place of performance), Rechtbank Arnhem, 25.1.01, Nederlands Internationaal Privaatrecht (2001), 365	692
(Decision - place of performance), LG Flensburg, 19.1.01, Internationales Handelsrecht, (2001) 67	692
(Decision - place of performance), Rechtbank Arnhem, 31.8.00, Nederlands Internationaal Privaatrecht (2001) 114	692
(Decision - place of performance), Rechtbank Arnhem, 27.4.00, Nederlands Internationaal Privaatrecht (2000) 461	692
(Decision - place of performance), Hof Amsterdam, 8.10.98, Nederlands Internationaal Privaatrecht (2000) 337	692
(Decision - Special rules) Rechtbank Utrecht, 12.5.99, Nederlands Internationaal Privaatrecht	

(2000) 237; Hoge Raad, 24.9.99, Nederlands Internationaal Privaatrecht (2000), 107	691
Alnati, Hoge Raad, 13.5.66, NJ 1867 3; Revue critique de droit international privé 1967, 521	136
Bouterse, Supreme Court, 18.9.01	962
AS v Iran-United States Claims Tribunal, Supreme Court, 20.12.85	2
Sewrajsing, Hoge Raad, 12.1.79 NJ 1980 526; Revue critique de droit international privé 1980, 68	136
Sorensen v. Aramco Overseas Company, Hoge Raad, 23.10.87, NJ 1988, 842	144

**Spanish Courts**

(Decision - place of performance), Audiencia Provincial de Barcelona, 7.7.99, Actualidad civil, (2000/5) 87	692
---	-----

**Swiss Courts**

(Decision - immunity), Swiss Fed. Trib., 30.10.96, partially reported, 1997 Rev. Suisse Dr.Int. et Dr. Eur., 668	3
(Decision - CISG - conformity), Obergericht Luzern, Schweizerische Juristenzeitung (1998), 515	706
F SA v G, Swiss Fed Trib, 22.6.95, (1996) Rev Suisse Dr. Int. et Dr Eur., 657	2
Geneva Surveillance Authority for Debt Recovery and Bankruptcy Matters, 9 4.97, 1999 Rev. Suisse Dr. Int. et Dr. Eur., 656	4
Groupement Fougerolle & Consorts v CERN, (Swiss Fed. Trib.), 21.12.92, Bull ASA 259 (1993)	4
Marcos, (Swiss Fed. Trib.), 2.11.89, 102 ILR 202	125
Marcos, (Swiss Fed. Trib.), 1.12.89; 102 ILR 201	125

**WTO Panel and Appellate Body Reports**

Canada - Measures Affecting the Export of Civilian Aircraft, WT/DS70, 20.8.99	329
Australia - Salmon, WT/DS18, Panel and Appellate Body reports, 6.11.98	325
EC - Asbestos, WT/DS135, Panel and Appellate Body reports, 5.4.01	325
EC - Hormones, WT/DS48 and WT/DS26, Panel and Appellate Reports, 13.2.98	325
EC - Regime for the Importation, Sale and Distribution of Bananas, WT/DS27/AB/R, Appellate Body ruling, 25.9.97	333
India - Quantitative Restrictions, WT/DS90, Panel and Appellate Body reports, 19.3.99	325
Japan - Measures Affecting Consumer Photographic Film and Paper, WTO, WT/DS44, Panel Report, 22.4.98	325
Japan - Varietals, WT/DS76, Panel and Appellate Body reports, 19.3.99	325
Korea - Beef,	357
Philippines - Autos case, WT/DS^195	338
Turkey - Restrictions on Imports of Textile and Clothing Products, WT/DS34/AB/R, 19.11.99	338
US - Copyright Act, WT/DS160, Panel report, 27.7.00	325
US - Measures Affecting Imports of Woven Wool Shirts and Blouses from India, WT/DS33/AB/R, Appellate Body Report, 23.5.97	360
US - Section 301, WT/DS152, Panel report, 27.1.00	326
US - Shrimp/Turtle, WT/DS58, Panel and Appellate Body reports, 6.11.98	325
US - Wheat Gluten, WT/DS166/AB/R	334

**Alphabetical case index**

A v C, [1981] QB 956	160
A v UK, ECtHR 23.9.98, RJD 1998-VI, 2692; 27 EHRR 611	378
AB v South West Water Services Ltd [1993] QB 507	778
Abacha (General Sani) & Ors v Fawehinni, [2000] 4 SCNJ 401	842
Abdulaziz, Cabales and Balkandali v UK, ECtHR, 38.5.85, Ser.A No.94; 7 EHRR 471	372
Abuja v Bizi, (1989) 5 NWLR (Pt.119) 120	833
Ace Insurance SA-NV v Zurich Insurance Co, [2001] EWCA Civ 173; [2001] 1 Lloyd's Rep 618	467

Adams v Adams, [1971] P 188	488
Adesubokan v Yunusa, (1971) 1 All NLR 225	829
Adjeibi Kojo II v Bonsie, [1957] 1 WLR 1223	628
Ado and Rabi v Hhajiya Diye, (1983) 2 FNLR 216	846
Aerial Incident of 3788 (Islamic Republic of Iran v United States of America), (1988), UN Yearbook 199	410
Aerts v Belgium, ECtHR 30.7.98, RJD 1998-V, 1939; 29 EHRR 50	373
Ahmadou Sadio Diallo, (Republic of Guinea v. Democratic Republic of the Congo), ICJ	459
Ahmed and others v UK, ECHR Reports 1998-VI	241
Airbus Industrie GIE v Patel, [1999] 1 AC 119	965
A.J. Bechor & Co. v Bilton [1981] 1 QB 923	160
Akdeniz v Turkey, ECtHR 31.5.01	381
Akkoc v Turkey, ECtHR 10.10.00	373
Aksoy v Turkey, ECtHR, 18.12.96, RJD 1996-VI 2260; 23 EHRR 553	370
Akubor v Nauru Lands Committee and Jones, unreported, Supreme Court, Nauru, 622 Land. App.5/91, Dec.1997	622
Al-Adsani v UK, ECtHR, 21.11.01, App. No.35763/97,	377,723,775,962
Alphonso v FSM 1 FSM Intrm.R 209 (App.1981)	622
Alcoa case <i>see</i> United States v Aluminium Company of America,	572
Alfred Dunhill of London Ltd v Republic of Cuba, 425 US 682 (SC)	505
Alkamawa v Bello and Yaro, [1998] 6 SCNJ 127	838
Allen v Sir Alfred McAlpine Ltd, [1968] 2 QB 229	489
Allen & Ors v Jambo Holdings Ltd & Ors, [1980] 1 WLR 1252	164
Allied Bank Ltd v Hajjar & Ors,	160
Allied Maples Group v Simmons & Simmons, [1995] 1 WLR 1602	779
Andrea Merzario Ltd v Internationale Spedition Leitner Gesellschaft GmbH, [2001] EWCA Civ 61; [2001] 1 Lloyd's Rep 490	467
Anglo-Italian Bank v Wells, (1878) 38 LT 197	157
Anheuser-Busch v Budejovicky Budvar Narodni Podnik, (1984) 128 SJ 398; [1984] FSR 413	912
The Apollon, 9 Wheat 362 (1824)	571
Application of the Convention on the Prevention and Punishment of the Crime of Genocide, (Bosnia and Herzegovina v Yugoslavia), ICJ	457
(Bosnia and Herzegovina v Yugoslavia) Application for Revision of the Judgment of 11.7.96, ICJ	461
(Croatia v Yugoslavia) ICJ	460
Arab Monetary Fund v Hashim (No 3), [1991] 2 AC 114	496
Arab Monetary Fund v Hashim (No.9), Times 11.10.94	130
Argentine Republic v Amerada Hess Shipping Corporation, (1989) 109 S Ct 683	961
Armed Activities on the Territory of the Congo (Democratic Republic of the Congo v. Uganda), Provision Measures, Order of 1.7.00 (ICJ), (2000) 39 ILM 1100	418,460
Arrest Warrant of 11.4.00 (Democratic Republic of the Congo v. Belgium), ICJ	461,737,959
AS v Iran-United States Claims Tribunal, (Netherlands Sup Ct, 20.12.85) 94 ILR 321	2
Asahi Metal Industry Co. Ltd v Superior Court of California, Solano County, 480 US 102 (1987)	924
Assenov v Bulgaria, ECtHR 28.10.98, RJD 1998-VIII, 3264, 28 EHRR 611	378,443
Atlee v Laird, 347 F Supp 689 (ED Pa 1972)	500
Atlee v Richardson, 411 US 911 (1973)	500
Attorney-General v Unity Dow, [1992] LRC (Const) 623 (Botswana CA)	417
Attorney-General for Canada v Attorney-General for Ontario, [1937] AC 326 (PC)	493
Attorney-General for Trinidad and Tobago v Eliche, [1893] AC 518	944
Austria v Italy, ECt HR, No.788/60 (1961) 4 YbECHR 112	729
Ayscough v Sheed Thomson and Co, (1923) 129 LT 429	944
Azanian Peoples Organisation v President of the Republic of South Africa ,1996 (4) SA 671 (CC)	114
Babanaft Co SA v Bassante & Ors, [1990] Ch 13	166
Baehr v Lewin, (Hawaii Supreme Court) 85 P 2d	307
Baka v Dandare, (1997) 4 NWLR (Pt.498) 244	833

Baker v Carr, 369 US 186 (1962) (SC)	499
Banco Nacional de Cuba v Sabbatino, 376 US 398 (1964)	504
Banga v. Waiwo, unreported, Supreme Court of Vanuatu, Civ.App.1.96, 17.6.96	621
Bank of Australasia v Harding, (1850) 9 CB 661	947
Bankers Trust Co v. Shapira & Ors, [1980] 1 WLR 1274	160
Bankovic v Belgium and Others, ECtHR, 19.12.01	969
Barber v Lamb, (1860) 8 CB(NS) 95	947
Case concerning the Barcelona Traction, Light and Power Company Limited (Belgium v Spain),[1970] ICJ Reports 3	573
Barrett v Enfield LBC [2001] 2 AC 550	778
Basilius v Rengil (1963) 2 TTR 430	622
Baskaya and Okçuoglu v Turkey, ECHR Reports 1999-IV	243
Bath v Standard Land Company Ltd, [1911] 1 Ch 618	1008
Bayer v. Winter Order (No.1), [1986] 1 All ER 733	161
Beaumont v France, (1994) 19 EHRR 485	494
Beer and Regan v Germany, App. No.28934/95 ECtHR., 18.2.99	5,723
Bell v Lever Bros	1008
Bendenoun v France, ECtHR, [1994] 18 EHRR 54	66
Bensaid v UK, ECtHR 6.5.01	372
The Berge Sisar [1997] 1 Lloyd's Rep 635	129
Berkeley Administration Inc v McLellan, [1995] ILPr 201	955
Birrell v Dryer, (1884) 9 App Cas 345	625
Bishopsgate Investment Trust plc, (1996) 1 WLR 387	914
Black v Yates, [1992] 1 QB 526	947
Blackburn v Attorney-General, [1971] 1 WLR 1037 (CA)	493
Blackwall, 77 US 10 Wall 1 19L Ed 870 (1869))	534
Blair v Curran, (1939) 62 CLR 464	947
Booker Aquaculture v Scottish Ministers	87
Bosnia and Herzegovina v Yugoslavia, (Application of the Convention on the Prevention and Punishment of the Crime of Genocide), ICJ	457
Bosnia and Herzegovina v Yugoslavia, Application for Revision of the Judgment of 11.7.96,ICJ	461
Bourgoin SA v MAFF, [1986] QB 716	761
Bouygues Offshore SA v Caspian Shipping Co (No.3), [1997] 2 Lloyd's Rep 493	129
Bowman v Secular Society, [1917] AC 406	842
Boys v Chaplin, (1971) AC 356	916
Brandenburg v Ohio, 395 US 444 (1969)	580
Brannigan and McBride v UK, ECtHR, (1993) 17 EHRR 594	787
Breard v Greene, 523 US 371 (1998) (SC)	486
Briggs v Baptiste, [2000] 2 AC 40 (PC)	486
British Aerospace Plc v Dee Howard Co, [1993] 1 Lloyd's Rep 368	468
British Airways Board v Laker Airways Ltd, [1985] AC 58	488
Brogan v UK, ECtHR, (1989) 11 EHRR 117	787
Brown v Bowen, 847 F2d 342 (7th Cir 1988)	361
Buttes Gas & Oil v Hammer, [1975] QB 557	506
Buttes Gas & Oil Co v Hammer (Nos 2 and 3), [1982] AC 888	488
Bwalyu v Zambia, UN HRCtee Comm. No.314/1988, 14.7.93; 14 HRLJ (1993) 408	240
Re C (Abduction: Grave Risk of Physical or Psychological Harm), [1999] 2 FLR 478	429
C v C (Divorce: Stay of English Proceedings), [2001] 1 FLR 624	890
C v DPP, [1996] AC 1	741
Cakici v Turkey, ECtHR 8.7.99, 31 EHRR 133	380
Camenzind v Switzerland, [1997] 28 EHRR 458	74
Cameroon v. Nigeria, (Land and Maritime Boundary between Cameroon and Nigeria), ICJ	458,720
Cantoni v France, ECtHR, (1996) ECHR Reports, 1997-V-, 1614	81
Capital & Counties plc v Hampshire County Council, [1997] QB 1004	776
Carl Zeiss Stiftung v Rayner and Keeler Ltd (No 2), [1967] 1 AC 853	487,944
Carlberg v Borjesson, (1877) 5 R 188	158

Casio Computer Co Ltd v Sayo, [2001] EWCA Civ 661	465
CBS United Kingdom Ltd v Lambert & Another, [1983] 1 Ch 37 (CA)	161
Certain Property (Liechtenstein v. Germany), ICJ	462
CFDT v European Communities, E.Comm.H.R. App. No.8030/77	82
Chahal v UK, ECtHR 15.11.96, RJD 1996-V 1831; 23 EHRR 413	378
Chappell v UK, [1990] 12 EHRR 1	73
Chase-Manhattan Bank NA v Israel-British Bank (London) Ltd, [1981] Ch 105	160
Chassagnou and Others v France, ECHR Reports 1999-II	245
Chen Li Hung v Ting Lei Miao, [2000] HKLRD 252 (Hong Kong Court of Final Appeal)	492
Chevron USA Inc v Natural Resources Defense Council Inc	361
Chorzow Factory (Claim for Indemnity), PCIJ, Ser A, No 17 (1928)	331
Chulas v.Kolson, (1867) Leic 462	36
Cicek v Turkey, ECtHR 27.2.01	381
Cobb Coin Co v The Unidentified, Wrecked and Abandoned Sailing Vessel, 549 F.Supp (SD Fla 1982)	540 535
Cochrane v Moore (1870) 25 QBD 57 CA	385
Re Cole (a bankrupt) Ex Parte Trustee v. Cole, [1964] Ch 175 CA	385
Colt Industries Inc v Sarlie (No.2), [1966] 1 WLR 1287	944
Columbus-America Discovery Group v Atlantic Mutual Insurance, 742 FSupp 1327 (EDVa. 1990); 974 F 2d 450 (4th Cir 1992)	525
Commercial Aluminium Windows Ltd v Cumbernauld Development Corporation, 1987 SLT (Sh.Ct.) 91	165
Commercial Farmers Union v Minister of Lands, Agriculture and Resettlement and Others, 2001 (3) BCLR 197 (ZS) (Zimbabwe)	417
Condron v UK, ECtHR, [2000] JCIV LIB 253	787
I Congreso del Partido, [1978] QB 500	961
Conoco Speciality Products (Inc) v Merpro Montassa Ltd, No.2 1991 SLT 225	162
Continental Shelf (Tunisia v Libyan Arab Jamahiriya), ICJ Rep 1981, 3; ICJ Rep 1984, 3	720
Cooper v Hobart, 2001 SCC 79	777
Coreck Maritime GmbH v Sevrybokholodflot, 1994 SLT 893	162
Corfu Channel, ICJ Reports 1949, 238	331
Cossey v.United Kingdom, ECtHR, 27.9.90 Series A, No.184	308
Costain Building & Civil Engineering Ltd v Scottish Rugby Union plc [1993] SC 650	160
Costello Roberts v United Kingdom, ECtHR 25.3.93, Ser.A, No.247-C; 19 EHRR 112	371
Council of Civil Service Unions v Minister for Civil Service, [1985] AC 374	502,732
Credit Suisse v Cuoghi, [1998] QB 818	167
Cremieux v France, [1993] 16 EHRR 332	74
Cresswell v Colquhoun, [1987] SLT 329	158
Cretanor Maritime Co Ltd v Irish Marine Management Ltd, [1978] 1 WLR 966	165
Cummings v Heard, (1869) LR 4 QB 669	944
Cybersell Inc v Cybersell Inc, 130 F 3d 414 (9th Cir) (1997)	924
Cyprus v Turkey, ECtHR, [1997] 23 EHRR 244	86
Cyprus v Turkey, ECtHR (GC), 10.5.01	372,437
D v United Kingdom, ECtHR 2.5.97, RJD 1997-III, 777; 24 EHRR 423	372
Dae v Pitia, unreported, High Court, Solomon Islands, Land App 1/1992, 8.6.95, 1	625
Davis v Bandemer, 418 US 109 (1986)	503
Davis v Radcliffe, [1990] 2 All ER 536	761
De Beer v Kanaar & Co, [2001] EWCA Civ 1318	468
Delchi Carrier SpA v Rotorex Corp., 71 F3d 1024 (2nd Cir 1995)	705
Denizci v Cyprus, ECtHR 21.5.01	377,445
Democratic Republic of the Congo v Belgium (Case concerning the Arrest Warrant of 11 April 2000), ICJ	461,737,959
Denmark v Turkey, ECtHR, (2000) 21 HRLJ 58	729
Desert Sun Loan Corp v Hill, [1996] 2 All ER 847	946
Deutsche Schachtbau und Tiefbohrgesellschaft mbH v Shell International Petroleum Co Ltd (DST)[1990] 1 AC 295	471
Deweere v Belgium, ECtHR, [1979-1980] 2 EHRR 439	67
Re Ding Do Ca deceased, [1966] MLJ 220	39

Doe d Davy v Haddon, (1783) 3 Doug KB 310	944
Dogiouwa, [1969-82] Nauru LR 9, Part B: Lands Appeals, 7.5.69	623
Donohue v Armco, HL 13.12.02	463
Doubert v Merrell Dow Pharmaceuticals, 113 SCt 2786 (1993)	347
Douglas Kwantlen Faculty Assn v. Douglas College, [1990] 3 SCR 570	199
Dougoz v Greece, ECtHR, 6.6.01	372
Dramgate Ltd v Tyne Dock Engineering, 1999 SCLR 1	163
DSR Senator Lines v.Fellow Members of the EU, ECtHR. App. No.56672/60	82
DSV Silo-und-Verwaltungsgesellschaft mbH v Owners of the Senner and others, [1985] 1 WLR 490	944
Dufay v European Communities, Eur.Comm.H.R. App. No.13539/80	82
Duff Development Co Ltd v Government of Kelantan [1924] AC 797	487
Duke of Brunswick v King of Hanover, (1848) 2 HLC 1	504
Dundee Magistrates v Tait & Grant, 1863 1M 701	162
Dunlop v Woollahra Municipal Council [1982] AC 158	761
Eads v Brazelton, 22 Ark 499 (1861)	535
East African Asians Case, Eur.Comm.H.R., 14.12.1973, DR78-A 62	372
East Timor Case (Portugal v Australia), ICJ, 1995 ICJ Rep 90	963
EDIAS Software International v Basis International Ltd, 947 F Supp. 413 (D Arizona 1996)	924
Edwards v UK, ECtHR, Series A 247-B (1992)	787
Egan v Macready, [1921] 1 LR 265	970
Egmez v Cyprus, ECtHR, 21.12.00	377
El Salvador v Honduras (Land, Island and Maritime Frontier Dispute), (1990) ICJ Rep, 92	720
Eleko v Government of Nigeria, [1931] AC 662	831
Eli Lilley and Company v Novo Nordisk A/S, [2001] 1 L Pr 73	468
Engel v Netherlands, ECtHR, [1979-80] 1 EHRR 647	66
Ergi v Turkey, ECtHR, ECHR Reports 1998-IV	437
The Eras EIL Actions, [1992] 1 Lloyd's Rep 570	128
Estée Lauder Cosmetics Ltd & Anr v Fragrance Counter Inc & Anr, [2000] ETMR 843	922
Euromarket Designs v Peters & Anr, [2001] FSR 288	920
Fairchild, [2002] UKHL 22	778
Fayed v UK, [1994] 18 EHRR 221	70
Federal Bank v Hadkinson, (CA) 27.10.99	470
Felton and Anr v Kallis, [1969] 1 QB 200	156
Fennoscandia Ltd v Clarke, [1999] All ER (Comm) 365	953
Fidelitas Shipping Co Ltd v VIO Exportchleb, [1966] 1 QB 630	944
Findlay v UK, ECtHR, App. No.110/1995/616/706, 21.1.97	977
Finland v Denmark (Passage through the Great Belt), (1991) ICJ Reps 12	268
First National City Bank of New York v Banco Nacional de Cuba, 406 US 759 (1972) (SC)	505
Fisher v Minister of Public Safety and Immigration (No 2), [2001] 1 AC 434 (PC)	495
Fitzgerald v Williams, [1996] QB 657	469
Fitzpatrick v Sterling Housing Association Ltd, (2000) 30 Family Law 14	312
Fogarty v UK, ECt HR 2001	723
Foster v Globe Venture Syndicate, [1901] Ch 811	487
France v Turkey (Lotus case), (1927) PCIJ Reports, Series A No.10	571
Franklin v JA Jones Inc (In Re Nazi Era Cases Against German Defendants Litigation), 129 F Supp 2d 370 (D NJ 2001)	498
(Case of) Freedom and Democracy Party, ECtHR, ECHR 1999-VIII	242
Funk-Schlesinger v Minister of Interior, 17 PD 225 (1962) (Israel)	394
Funke v France, [1993] 16 EHRR 297	68
Gambo v Tukuji, (1997) 10 NWLR (Pt.526) 591	833
Garba v Dogon Yara, (1991) 1 NWLR (Pt.165) 102	833
Gelua v Kakamo, unreported, High Court, Solomon Islands, Land App 6/91, 4.2.94	622
Germany v United States (LaGrand case), 526 US 111 (1999) (SC)	486
Germany v United States (LaGrand case), ICJ, judgment of 27.6.01	449,486,731
Gilligan v Morgan, 413 US 1 (1973)	503

Glencore International AG v Metro Trading International Inc, [2001] 1 Lloyds Rep 283	385
Glimmerveen and Hagenbeek v the Netherlands, ECtHR App. Nos.8384/78 and 8406/78, 18 DR 187 (1979)	244
Golder v UK, ECtHR, 21.2.75, Series A No 18	6
The Goldean Mariner, [1989] 2 Lloyd's Rep 390	129
Goldwater v Carter, 444 US 996 (1979) (SC)	500
Grant v Magistrates of Airdrie, 1939 SC 738	163
Greek case, ECtHR 12 YB 1	245, 369
Green v Mason, 996 F Supp 394 (1998)	562
Greenock Case <i>see</i> Lord Advocate's Reference, No.1 of 2001	
Greville v Sprake [2001] EWCA Civ 234	765
Grundler v Namaduk & ors. [1969-82] Nauru L R 92, Part B: Land Appeals, 8.5.73	623
GTE New Media Services Inc v Bellsouth Corp, 199 F 3d 1343	565
Guera v Italy, ECHR Reports 1998-I	246
Guinea (Republic of) v. Democratic Republic of the Congo (Ahmadio Sadio Diallo), ICJ	459
Gul v Turkey, ECtHR, 14.12.00	442
Gulec v Turkey, (1998) 28 EHRR 121	439
Gur Corp v Trust Bank of Africa Ltd, [1987] QB 599 (CA)	492
Re H and Others (Minor) (Abduction: Acquiescence), [1998] AC 72	432
Re H (Abduction: Rights of Custody), [2000] 1 FLR 374	900
Halean Products Inc v Beso Biological, 43 USPQ (BNA) 1672 (1997)	563
Halford v UK, [1997] 25 EHRR 523	72
Hall v Odber, (1809) 11 East 118	947
Hamilton v Dutch East India Co, (1732) 8 Bro PC 264	946
Hanna v Plumer, 380 US 460 (1965)	707
Hanson v Denckla, 357 US 235 (1958)	562
Re Harrods (Buenos Aires) Ltd, [1992] Ch 72	468
Hartford Fire Ins Co v California, 509 US 764 (1993)	575
Hasbro Inc v Clue Computing Inc, 994 F Supp 34 (D Mass 1997)	563
Hatton v UK, ECtHR	1005
H.C.M.A. v Netherlands, (UNCHR) GAOR 44th Sess Supp 40 (A/44/40) Annex XIB Comm NO.213/1986 (1989)	99
Hearst Corp v Goldberger, 1997 WL 97097 (SDNY 1997)	563
Hedley Byrne & Co Ltd v Heller & Partners, [1964] AC 465	777
Helen Kaminski PTY Ltd v Marketing Australian Products Inc, 1997 WL 414137 (SDNY)	705
Henderson v George Outram Publishers & Co Ltd 1993 SLT 140	162
Henderson v Henderson, (1843) 3 Hare 100; 67 ER 313	944
Her Majesty The Queen in Right of Ontario v Mar-Dive Corporation et al, 1997 AMC 1000	535
Hermosilla et al Inter-Am Comm., H Rts Report No.36/96 Case 10.843 Chile 15.10.96	112
Herrera (Alicia Consuela) et al, Case No.10.147 Am Rep Inter Am Comm H Rts 1992-3, 41	96
Higgs v Minister of National Security, [2000] 2 AC 228 (PC)	495
Hill v Church of Scientology., [1995] 2 SCR 1130	200
HLR v France, ECtHR 29.4.97, RJD 1997-III 758; 26 EHRR 29	372
Hodgkinson v Wards Mobility Services Ltd, (1995) FSR 169	911
Las Hojas Massacre, Case No.10287 Ann Rep Inter-Am Comm H Rts 1992-3, 83	96
Holtzman v Schlesinger, 361 F Supp 553, revd 484 F 2d 1307 (2d Cir 1973), cert den 414 US 1316 (1973)	486
Honecker, BGH 14 Dec. (1984); 80 ILR 365	125
Hotson v East Berkshire Area Health Authority, [1987] AC 750	779
House of Spring Gardens Ltd v. Waite, [1965] FSR 173	160
Huber v Switzerland, ECtHR 23.10.90, Series A, 188	814
Huvig v France, [1990] 12 EHRR 528	72
Hydraload Research & Developments Ltd v Bone Connell & Baxters Ltd, 1996 SLT 219	162
ICC Arbitral Award Nr 7660, ICC International Court of Arbitration Bulletin (1996/11) 69	699
Idehen v Idehen, (1991) 7 SCNJ (Pt II) 196; (1991) 6 NWLR (Pt.198) 382	829

I.J.K., G.M.R. and A.K.P. v UK, [2001] EHRR 11	70
Ilhan v Turkey, ECtHR, 27.6.00	377,444
In re Piracy Jure Gentium, [1934] AC 586	962
In the Goods of Lao Leong An, (1867) Leic. 418	36
In the Matter of Choo Eng Choon, Deceased (Six Widows Case), (1908) 12 SSLR 120	35
Incal v Turkey, ECHR Reports 1998-IV	241
Indonesia v Malaysia, (Sovereignty over Palau Ligitan and Palau Sipadan), ICJ	459,718
Inset Systems Inc v Instruction Set Inc, 937 F Supp 161 (D Conn 1996)	563
Interconnection Systems Ltd v Holland, 1994 SLT 777	162
International Shoe Co v State of Washington Office of Unemployment Compensation and Placement, 326 US 310 (1945) (SC)	561,923
International Tin Council, [1988] 3 All ER 257 (CA)	496
Iraqi Ministry of Defence and Ors v Arcepey Shipping Company SA, [1981] QB 65	160
Iran v USA, (Oil Platforms case), ICJ	456
Ireland v UK, Eur.Comm.H.R. 25.1.1976, ECtHR Ser.B No.23-I, 410; Judgment 18.1.78, Ser.A, No.25; 2 EHRR 25	370,729
Irons v Smallpiece, (1819) 2 B & Ald 551	385
Jacklick v Jeju, unreported, High Court, Marshall Islands, Civ.App.42/83	622
Jasinskij v Lithuania, ECtHR, App. No.38985/97	731
Jerusalem v Austria, ECtHR, App. No. 26958/95, 27.2.01	241
JH Rayner (Mincing Lane) Ltd. v Department of Trade and Industry, [1990] 2 AC 418	486,966
John v Donnelly, 1999 SC 336	171
Johnson v Gore Wood, [2001] 2 WLR 72	952
Jones (Jeremy) and Member of the Committee of Management of the Executive Council of Australian Jewry v Federick Toben, (5.10.00) < <a href="http://www.hreoc.gov.au">http://www.hreoc.gov.au</a> >	578
Jones v Swansea CC [1990] 3 All ER 737	761
Jordan (Hugh) v UK, ECtHR 4.5.01	438
Kaïd (Reinhardt and Slimane) v France, ECtHR 31.3.98	783
Kaïd (Slimane) v France, ECtHR 25.1.00	783
The Kapetan Georgis (Virgo Steamship Co SA v. Skaarup Shipping), [1988] 1 Lloyd's Rep. 352	129
Kasa & Kasa v Biku and the Commissioner of Lands, unreported, High Court, Solomon Islands, civ cas 126/1999, 14.1.00	627
Kaya (Mahmut )v Turkey, ECtHR 28.3.00, (1998) 28 EHRR	379,441
Kaye v Robertson, (1991) FRS 62	912
Keenan v UK, ECtHR 3.4.01	373
Kelly and Others v UK, ECtHR, 4.5.01	438
Kenburn Waste Management Ltd v Bergman, ChD 11.5.01	466
Kendall v Hamilton, (1879) 4 App Cas 504	947
Kenyul v Tanangia (1964) 2 TTR 648	622
Khalifaoui v France, ECtHR, 14.12.99	783
Khamis v Ahmed, (1934) EACA 130	836
Kilroy v Windsor, Civil Action No.C-78-291, (1978); 81 ILR 605 (Ireland)	124
King v Hoare, (1844) 13 M&W 494	947
King Emperor v Tirumal Reddi, (1901) ILR 24 Mad 523	626
Kitchen v Royal Air Force Association, [1958] 1 WLR 563	779
Klass v Germany, [1979-1980] 2 EHRR 214	73
Kuddus v Chief Constable of Leicestershire Constabulary, [2001] 2 WLR 1789	778
Kudla v Poland, ECtHR, 26.10.00	378
Kurt v Turkey, EctHR, 25.5.98, RJD 1998-III, 1152; 27 EHRR 373	380, 446
Kuwait Airways Corp. v. Iraqi Airways Co, [1995] WLR 1147	961
Kuwait Airways Corp. v. Iraqi Airways Co (Nos 4 and 5), [2001] 3 WLR 1117 (CA)	486
Labita v Italy, ECtHR 6.4.00	380
LaGrand case (Germany v USA), 526 US 111 (1999) (SC)	486
LaGrand case (Germany v. USA), ICJ Judgment of 27.6.01	449,486,731
LaGrand case (Germany v. USA), Inter-American Court, Advisory Opinion OC-16/99, 21 Human Rights Law Journal (2000), 24	454
LaGrand v Stewart 133 F.3d 1253 (US 9th Cir 1998)	452

Lakanmi and anor v Attorney General, Western State, (1971) 1 Univ of Ife LR 201	829
Lam v Brennan, [1997] PIQR P488	761
Land and Maritime Boundary between Cameroon and Nigeria (Cameroon v. Nigeria), ICJ	458,720
Land, Island and Maritime Frontier Dispute (El Salvador v Honduras) ICJ Rep 1990, 92	720
Lanjutok v Kabua, (1968) 3 TTR 630	622
Lavigne v OPSUE, [1991] 2 SCR 211	199
Legality of the Threat or Use of Nuclear Weapons, 1996 ICJ Rep. 225	171
Legality of the Use of Force (Yugoslavia v. Belgium etc.), ICJ	459
Lego System v Lego M. Lemelstrich, [1983] FSR 155	912
Levy v Gardiner, 1964 SLT (Notes 68)	162
Lewis v Attorney-General of Jamaica, [2001] 2 AC 50 (PC)	496
Lewis v Bankole, (1908) 1 NLR 81	831
Libyan Arab Jamahiriya v UK, (Questions of Interpretation and Application of the 1971 Montreal Convention arising from the Aerial Incident at Lockerbie)	456
Liechtenstein v Guatemala (Nottebohm Case), [1955] ICJ Reports 4	574
Lilo and Another v Ghomo, [1980/1] SILR 229	627
Lingens v Austria, ECtHR, Ser A 103	241
R.A. Lister & Co. Ltd. and Others v. E.G. Thompson (Shipping) Ltd. And Another (No.2) (The Benarty), [1987] 1 WLR 1614	130
Lock International plc v Beswick, [1989] WLR 1268	164
Loizidou v Turkey, ECtHR, 23.3.95,	84
Lord Advocate's Reference, No.1 of 2001, 2001 SLT 507	173,486
Lotus case, (France v Turkey), (1927) PCIJ Reports, Series A No.10	571
Loving v Virginia, 388 US (1967)	307
Luther v Sagor, [1921] 3 KB 532 (CA)	504
M & Co. v Germany, E.Comm.H.R. App. No. 13258/87	82
Re M and J (abduction) (international judicial collaboration), [1999] 3 FCR 721	435
Mbawara (Hussein) v Amiri Chongwe, Appeal No.67 of 1961	836
McCann v UK, ECtHR, 27.9.95, Ser.A No.324; (1995) 21 EHHR 97	379,437,787
McElhinney v Ireland, ECtHR, 2001	723
McKerr v UK, ECtHR 4.5.01	438
Mackinnon v Donaldson, Lufkin and Jenrette, [1986] 1 Ch 482; [1986] 1 All ER 653	471
McNairn v McNairn, 1959 SLT Notes 35	165
Macquarie Bank Limited & Anor v Berg, [1999] NSWSC 526; < <a href="http://austlii.edu.au">http://austlii.edu.au</a> >	582
Made in the USA Foundation v United States, 242 F 3rd 1300 (11th Cir 2001)	500
Maerua v Kahanatarou, [1983] SILR 95	632
Magaya v Magaya, [1999] 3 LRC 35 (Zimbabwe S.C.)	417
Magee v UK, ECtHR 6.6.00	373
Maida v Modu, (2000) 4 NWLR (Pt.659) 99	834
Malas Family v Songoriki Family, (1980-8) 1 VLR 236	622
Malone v UK, [1984] 7 EHRR 14	73,787
Manchester Corporation v Manchester Palace of Varieties Ltd, [1955] P 153	968
Manie & Kaltabang v Kilman, (1980-8) 1 VLR 343	622
Ex Parte Marais, [1902] AC 109	969
Mareva Compania Naviera SA v International Bulk Carriers SA, (1975) 2 Lloyd's Rep 509	156
Marginson v Blackburn Borough Council, [1939] 2 KB 426	944
Maritime Delimitation and Territorial Questions Between Qatar and Bahrain (Qatar v Bahrain), Judgment of 1.7.94, ICJ Rep 1994, 112; 15.2.95, ICJ Rep 1995, 6	709,874
Maritime Delimitation between Nicaragua and Honduras in the Caribbean Sea, (Nicaragua v Honduras), ICJ	461
Maritz Inc v Cybergold Inc, 947 F Supp 1328 (ED Mo 1996)	563,924
Martin v Nadel, [1906] 2 KB 26; [1904-7] All ER Rep 827, CA	471
Massachusetts v Laird, 400 US 886 (1970)	500
Massarella v Murray, 1897 5 SLT 68	163
Mareva Compania Naviera SA v International Bulk Carriers SA, [1975] 2 Lloyd's Re 509	156
Mariyam v Sadiku Ejo, (1961) NRNLR 81	828

Mateba v Zaire (re torture), (UNHCR) Comm No.124/1982, 39 UN GAOR /Supp. (No.40) annex XIII, UN Doc A/39/40 (1984)	98
Mathieu-Mohin and Clerfayt, ECtHR, A 113 (1987)	239
Matthews v UK, ECtHR	78
Mendaro v World Bank, (DC Cir 1983) 717 F.2d 610	3
Mendoza (Hugo Leonardo de los Santos) et al, Inter Am Comm H Rts Case No. 10.029	96
Merryweather v Mixan, (1799) 8 TR 186, 101 ER 1337	130
MHP v Director General Department of Community Services, 2000 at: <http://www.familycourt.gov.au>	430
Miahille v France, [1993] 16 EHRR 357	74
Millennium Enterprises Inc v Millennium Music LP, 33 F Supp 2d 907 (D Or 1999)	564
Ex Parte Milligan, 71 US 2 (1866)	973
Mogul Steamship Co v McGregor, (1889) 23 QBD 598	911
Molu v Molu No.2, Supreme Court, Vanuatu, Civ Cas 30.1996; MatCas 130/1996, 15.5.98	637
Mora v McNamara, 387 F 2d 862 (DC Cir 1967), cert denied, 389 US 934 (1967)	500
Morris v UK, ECtHR, 26.2.02	978
Mortensen v Peters, (1906) 8 F 93	280
Moss v.Howdle, 1997 SLT 782; 1997 SC 123	176
Muninga v Muninga, (1997) 11 NWLR (Pt.527) 1	834
Murray (John) v UK, ECtHR, (1996) 22 EHRR 29	70,788
Muteba v Zaire (re torture), Comm No 124/1982, 39 UN GAOR Supp. (No.40) Annex XIII, UN Doc A/39/40 (1984)	98
Mutong v Mutong, (1964) 2 TTR 588	622
Namibia Advisory Opinion, (1971) ICJ Reports 15	402
Nasser v United Bank of Kuwait, [2001] EWCA Civ 556	469
National Carriers v Panalpina, [1981] AC 675	218
New Brunswick Ry Co Ltd v British and French Trust Corp Ltd, [1939] AC 1	949
New York Times v Sullivan, 376 US 254 (1963)	200
New York Times v United States, 403 US 713 (1971)	501
Ngirmekur v Municipality of Airai, 7 TTR 477 (1986)	622
Nicaragua Case (Merits), (1986) ICJ Repts 13	227,268,406
Nicaragua v Colombia (Territorial and Maritime Dispute), ICJ	462
Niemitz v Germany, [1993] 16 EHRR 97	72
Nimemia Maritime Corporation v Trave Schiffahrtsgesellschaft G.H. and Co KG, (CA) [1983] 1 WLR 1412	161
Nippon Yusen Kaisha, [1975] 1 WLR 1093	156
North West Water Ltd v Binnie and Partners, [1990] 3 All ER 547	946
Notman v Commercial Bank of Scotland, 1938 SC 522	163
Nottebohm Case (Liechtenstein v Guatemala), [1955] ICJ Reports 4	574
Nouvion v Freeman, (1889) 15 App Cas 1	944
Nsirim v Nsirim, (1995) 9 NWLR (Pt. 418) 144	832
Nuclear Tests, ICJ, 1974	722
Nuclear Tests II, ICJ, 1995	722
Obi v Obijindu, (1996) 1 NWLR (Pt.423) 240	832
Occidental of Umm al Qaywayn Inc. v A Certain Cargo of Petroleum, 396 F Supp 461, Affd 577 F 2d 1196 (5th Cir 1978), cert den 441 US 928 (1979)	507
Occidental Petroleum Corp. v Buttes Gas and Oil Co., 331 F Supp 92, affd 461 F 2d 1261, cert den 409 US 950 (1972)	507
Oetjen v Central Leather Co., 246 US 297 (1918)	504
Oil Platforms (Islamic Republic of Iran v. USA)	456
Oluwu v Oluwu, (1985) 3 NWIR (Pt13) 372	829
Omar and Guérin v France, ECtHR 29.7.98	783
Ong Cheng Neo v Yap Kwan Seng, (1897) 1 SSLR Supp 1	36
Operation Dismantle v The Queen, [1985] 1 SCR 441; (1985) 18 DLR (4th) 481	199,486
Orbisphere Corp. v United States, 726 F.Supp. 1344 (Ct Int'l Trade 1989)	705
Organisation Mondiales Contre la Torture and the Association Internationale des Juristes, Democrates and Others v Rwanda, Communication Nos.27/89, 46/91, 99/93, (1999) 6 IHRR 816 (African Comm. On Human and Peoples' Rights)	418

Osman v UK, ECtHR 28.10.98, RJD 1998-VIII, 3124; 29 EHRR 245	379
Owonyin v Omotosho, [1961] 1 All NLR 304	831
Paftis v Greece, [1999] 27 EHRR 566	81
Paraguay v. USA (Case Concerning the Vienna Convention on Consular Relations), ICJ Reports 1998 248	449
Passage through the Great Belt (Finland v Denmark), (1991) ICJ Repts 12	268
Patrick v Ohkae and the Governor of Bendel State and ors, (1990) 4 NWLR (Pt.144) 327	832
Peers v Greece, ECtHR, 19.4.01	372
Pennoyer v Neff, 95 US 714 (1887) (SC)	561
People v World Interactive Gambling Corp, 714 NYS 2d 844	576
The Petramina (Rosa Maratima SA v Perusahaan), [1977] 3 All ER 324	156
Petroleo Brasileiro v Mellitus Shipping, [2001] EWCA Civ 418, [2001] 1 All ER (Comm) 903	127
Phelps v Hillingdon LBC, [2001] 2 AC 619	778
The Philippine Admiral, [1977] AC 373	487
Philips v Symes, ChD 9.7.01	466
Phillips v Eyre, (1870) LR 6 QB 1	916
Pierce v Beamis (The Lusitania), [1986] 1 QB 384; [1986] Lloyd's Rep 132	525
PK & JH v UK, E.Ct.H.R. 25.9.01	69
Platoro Ltd Inc v The Unidentified Remains of a Vessel, 614 F 2d 1051 (5th Cir 1980)	535
Poitrimol v France, ECtHR, 23.11.93	783
Polly Peck International v Nadir (No.2), [1992] 4 All ER 769	159
Portugal v Australia (East Timor Case), ICJ, 1995 ICJ Rep 90	963
Post Office v Estuary Radio, [1967] 2 Lloyd's Reports 34 (QB); [1968] 2 QB 740 (CA)	288
Prosecutor v Akayesu, ICTR 96-4-T 2.9.98, (1998) 37 ILM 1399	376,418,594
Prosecutor v Aleksovski, ICTY Case No.IT-95-14/1A, Trials Chamber 24.3.00; Appeals Chamber, 14.1.00	589
Prosecutor v Blaškic, ICTY Case IT-95-14, 18.7.97	587
Prosecutor v Delalic, Mucic, Delic and Landžo, ICTY Case No.IT-96-21-T, 16.11.98	376,605,735
Prosecutor v Erdemovic, Case No.IT-96-22-A, 7.10.97	592
Prosecutor v Furundžija, ICTY Case No.IT-95-17/1, 10.12.98; Appeals Chamber, 21.7.00	376,606
Prosecutor v Jelusic, ICTY Case No.IT-95-10-T, 14.12.99	589
Prosecutor v Kambanda, ICTR Judgment of 4.9.98, (1998) 37 ILM 1411	418,601
Prosecutor v Karadžić and Mladic, ICTY Case No.IT-95-18, indictment of 24.7.95	604
Prosecutor v Kayishema and Ruzindana, ICTR, Case. No.95-1-T, 21.5.99	602
Prosecutor v Kordic and Cerkez, ICTY Case No.IT-95-14.2-T, 26.2.01	606
Prosecutor v Krstic, ICTY Case No.IT-98-33-T, 2.8.01	606
Prosecutor v Kunarac, Kovac and Vukovic, ICTY Case No.IT-96-23/1-T, 22.2.01	377,606
Prosecutor v Kuprešić and Others, ICTY Case No. IT-95-16-T, 7.5.1999, 14.1.00	587,741
Prosecutor v Kvočka, Kos, Radic, Zigic and Prcac, ICTY Case No.IT-98-30/1-T, 2.11.01	377
Prosecutor v Rutaganda, ICTR Case No.96-3-T, 6.12.99	602
Prosecutor v Serushago, ICTR Case No.98-39-A, Trials Chamber 5.2.99; Appeals Chamber, 6.4.00	589
Prosecutor v Tadic (Duško), ICTY Case No.IT-94-1-T, Jurisdiction ILR 105 (1997) 419, sentencing judgment, 11.11.99, Appeals Chamber, 26.6.00	104, 605
Public Committee against Torture in Israel et al v The State of Israel and the General Security Service, (GSS) HCJ 5100/94, Judgment of 6.9.99	370
Qatar v Bahrain (Maritime Delimitation and Territorial Questions Between Qatar and Bahrain), Judgment of 1.7.94, ICJ Rep 1994, 112; 15.2.95, ICJ Rep 1995, 6	709,874
Questions of Interpretation and Application of the 1971 Montreal Convention arising from the Aerial Incident at Lockerbie, (Libyan Arab Jamahiriya v UK),	456
Quinteros (Elena) v Uruguay (re disappearance), (UNHRC) Comm NO.107/1981, 38 UN GAOR Supp (No.40) (Annex XXII UN Doc A/38/40 (1983)	98
Ex Parte Quirin, 317 US 1 (1942)	973
R v Allen, [1921] 2 LR 241	969
R v Bottrill, ex parte Kuechenmeister, [1947] KB 41	970

R v Bow St Metropolitan Stipendiary, Ex Parte Pinochet Uguarte (No.1), [1998] 4 All ER 897	113
R v Bow St Metropolitan Stipendiary, Ex Parte Pinochet Uguarte (No.3), [2000] AC 151; [1999] 2 WLR 827; [1999] 2 All ER 97	113,121,376,489,737,959
R v Clegg, [1995] 1 All ER 334	741
R v Howe, [1987] AC 417	740
R v Keegstra, [1990] 3 SCR 697	244
R v Lucas, [1998] 1 SCR 439	201
R v Kent Justices, ex parte Lye, [1967] 2 QB 153	294
R v Mills, [1999] 3 SCR 668	202
R v Ministry of Defence, Ex Parte Smith, [1996] QB 517	502
R v Nova Scotia Pharmaceutical Society, [1992] 2 SCR 606	201
R v Paris, Abdullahi and Miller, (1993) 97 Cr App R 99	799
R v Seaboyer, [1991] 2 SCR 577	202
R v Secretary of State for Foreign & Commonwealth Affairs, ex parte Butt, CA, 1999	732
R v Secretary of State for Foreign & Commonwealth Affairs, Ex Parte Pirbhai, 129 SJ 756	732
R v Secretary of State for Foreign & Commonwealth Affairs, Ex Parte World Development Movement Ltd, [1995] 1 WLR 386 (DC)	497
R v Secretary of State for the Home Department, Ex Parte Brind, [1991] 1 AC 696	496,787
R v Secretary of State for the Home Department, Ex Parte Kamalposhany, 2001	732
R v Secretary of State for Transport ex p Factortame (No 5), The Times, 11.9.97	778
R v. Sharpe, [2001] 1 SCR 45	201
R v Swain, [1991] 1 SCR 933	201
R v Willans, (1856) Ky 16	36
Raninen v Finland, ECtHR, 16.12.97, RJD 1997-VIII, 2804; 26 EHRR 563	371
Rasu Maritima SA v Perusahaan (The Petramina), [1977] 3 All ER 324	156
Read v Lincoln (Bishop), [1892] AC 644	624
Reckitt & Colman v Borden, [1990] 1 WLR 491	912
Reddaway v Banham, [1896] AC 199	912
Reenan v Department of Transport, [1997] 2 Lloyd's Rep 648	761
Rees (Mark) v UK, ECtHR 17.10.86, Series A Vol.106	308
Refah Partisi (the Welfare Party) and Others v Turkey, ECtHR, App Nos. 41340/98 and 41342-4/98, 31.7.01	240
Refco Inc v Eastern Trading Co, [1991] 1 Lloyds Rep 159	167
Reference re Manitoba Language Rights, [1985] 1 SCR 721	201
Reference re Prov. Electoral Boundaries (Sask), [1991] 2 SCR 158	239
Regenvanu Family v Ross, (1980-8) 1 VLR 284	626
Rehbock v Slovenia, ECtHR 28.11.00	371
Remengesau v Sato, Supreme Court, Palau, Civ.App.5./93, 6.3.94	621
Republic of Haiti v Duvalier, [1990] QB 202	166
Republic of India v India Steamship Co Ltd: The Indian Steamship and the Indian Grace, [1993] AC 410, HL; [1992] 1 Lloyd's Rep 124, CA; [1994] 2 Lloyd's Rep 331, QB	947
Ricardo v Garcias, (1845) 12 Cl and F 368	946
Ricaud v American Metal Co, 246 US 304 (1918)	504
Rintoul Alexander & Co v Bannatyne, 1862 IM 137	162
Rodriguez (Hugo) v Uruguay, (UNCHR) Comm No.322/1988 UNDoc CCPR/C/51/D/322/1988 (1994)	99
Roncarelli v Duplessis, (1959) 16 DLR (2d) 689	777
Rookes v Barnard, [1964] AC 1129	778
Rosa Maritima SA v Perusahaan (The Petramina), [1977] 3 All ER 324	156
The Rose Mary, [1953] 1 WLR 246	506
RWDSU v Dolphin Delivery, [1986] 2 SCR 573	199
Re S (Child Abduction: Delay), [1998] 1 FLR 651	428
S. Pafua v Motu'apuaka, [1908-59] Tonga LR 83	628
The Sabine, 101 US 384 (1880)	534
Re St Mary the Virgin, Hurley, [2001] 1 WLR 931	505
Salabiaku v France, ECtHR (1988) 13 EHRR 379	788

Salau (Saka) v Aderibigbe, (1963) WNLR 80	832
Salman v Turkey, ECtHR, 27.6.00	377
Salomon v Commissioners of Customs of Excise, [1967] 2 QB 116	296
Salomon v Salomon, [1897] AC 22	666
Saltany v Reagan and Others, 886 F 2d 438 (DC Cir. 1989); 87 ILR, 681	124
Satik and Others v Turkey, ECtHR 10.10.00	445
Satnam and Kewal S, (1984) 78 Cr App R 141	763
Saunders v UK, ECtHR (1996) 16 EHRR 297	57
Saunders v UK, ECtHR (1997) 23 EHRR 313	788
SCF Finance Co Ltd v Masri, [1987] 1 QB 1028; [1987] 1 All ER 194	470
Schacter v Canada, [1992] 2 SCR 679	201
Schenk v Switzerland, ECtHR, (1988) 13 EHRR 242	787
The Schooner Exchange v McFadden, 7 US 116 (1 Cranch)	1
Schtraks v Government of Israel, [1964] AC 556	490
Schwebel v Ungar, (1963) 42 DLR 2d 622 (Canada)	394
Scruttons Ltd v Midland Silicones Ltd., [1962] AC 446	704
S.E. v Argentina, (UNHRC) GAOR 45th Sess. Supp.40 (A/45/40) Annex XIB Comm No.213/1986 (1989)	99
Sea Hunt Inc v Unidentified Shipwrecked Vessel or Vessels, 47 F Supp 2d 678 (ED Va, 1999)	526
Secretary of State for Justice v Chan Wah, [2000] 3 HKLRD 641 (Hong Kong Court of Final Appeal)	489
Selmouni v France, ECtHR 28.7.99, (1999) 29 EHRR 403, ECHR (1999-V)	371,729,812
Semens v Continental Airlines Inc., 2 FSM Intrm R 131 (Pon 1985)	622
Sener v Turkey, ECtHR, 18.7.00, App. No.26680/95,	243
76 3rd Avenues Associates v Consulate General of the Socialist Republic of Yugoslavia, 218 F 3d 152 (2d Cir 2000)	503
Severes v France, [1999] 28 EHRR 265	88
Shaffer v Heitner, (1977) 433 US 186	562
Shanaghan v UK, ECtHR, 4.5.01	438
Simon v Taylor and Another [1975] 2 Lloyd's Rep 338 (Singapore HC)	526
Slaight Communications Inc. v Davidson, [1989] 1 SCR 1038	201
Smith v Nicolls, (1839) 5 Bing NC 208	947
SNI Aerospatiale v Lee Kui Jak, [1987] AC 871	464
Socialist Party and others v Turkey, ECtHR, ECHR Reports 1998 III	226
Société Eram Shipping Company Ltd v Compagnie Internationale de Navigation, [2001] EWCA Civ 1317	471
Société Guerin Automobiles v The Fifteen States of the European Union, ECtHR, App. No. 51717/99, 4.7.00	82
Société Nationale Industrielle Aerospatiale v Lee Kui Jak, [1987] AC 871 (Privy Council)	129
Soering v UK ECtHR, Ser.A No.161, (1989) 11 EHRR 439	729
Sovereignty over Palau Ligitan and Palau Sipadan (Indonesia v. Malaysia), ICJ	459,718
Sporrong & Lönnroth v Sweden, ECtHR, Ser A No.52 Judgment 23.9.82; 5 EHRR 35	168
Spring v Guardian Assurance [1995] 2 AC 296	779
Standard Chartered Bank v Walker, [1992] 1 WLR 561	161
Star Industrial Co. Ltd v Yap Kwee Koi, (1976) FSR 256	915
Stenuit v France, [1992] 14 EHRR 509	67
Stewart v Royal Bank of Scotland, 1994 (Sh.Ct.) 27	165
Stringfellow v McCain Foods, [1984] RPC 501	912
Stubbings v United Kingdom, (1996) 23 EHRR 213	470
Subaqueous Exploration & Archaeology Ltd v The Unidentified Wrecked and Abandoned Vessel, 577 F.Supp, 597 (D Md 1983)	535
Sussex Peerage Case, (1844) II Cl & F 85, 116 8 ER 1034	929
Swain v The Queen, [1991] 1 SCR 933	199
Swedac Ltd v Magnet & Southern plc, [1989] 1 FSR 243	164
Tanli v Turkey, ECtHR, 20.4.01	373,442
Tanning Research Laboratories Inc v O'Brien, (1990) 169 CLR 332	947
Tas v Turkey, ECtHR, 14.11.00	381, 440

Taylor Woodrow v Sears Investment Trust Ltd, 1991 SC 140	162
Taylor v Barclay, (1828) 2 Sim 213	487
Taylor v Hollard, [1902] 1 KB 676	947
Taymech Ltd v Rush & Tompkins Ltd, 1990 SLT	162
Teixeira de Castro v Portugal, ECtHR, (1999) 28 EHRR 101	787
Territorial and Maritime Dispute (Nicaragua v Colombia), ICJ	462
Thailand - Restrictions on importation of and internal taxes on Cigarettes, BISD 37S/200	325
Thoday v Thoday, [1964] P 181	946
Thomas v Chief Constable of Cleveland, [2001] EWCA Civ 1552	765
Thomas v Baptiste, [2000] 2 AC 1 (PC)	495
Thompson v One Anchor and Two Anchor Chains, 221 F (WD Wis 1916)	535
Three Rivers District Council and others v Governor and Company of the Bank of England, [2002] 2 WLR 1220; [2001] UKHL 16	757
Tiefbohrergesellschaft mbH v Shell International Petroleum Ltd, (DST) [1990] 1 AC 295	471
Timberlane Lumber Co v Bank of America, 549 F2d 597 (1976)	574
Timutas v Turkey, ECtHR, 13.6.00	381
To'ofilu v Oimai, High Court, Solomon Islands, Civ.App.5/96, 19.6.97	621
Tolstoy Miloslavsky v UK, (1995) 20 EHRR 442	470
Tomalana v Drug House of PNG, [1991] PNGLR 65	624
Tomasi v France, ECtHR, 1993 15 EHRR 1	783
Case of Wolfe Tone, (1798) 27 St Tr 614	969
Treasure Salvors v Unidentified, Wrecked and Abandoned Sailing Vessel, 569 F 2d 330 (5th Cir. 1978)	525
Trendtex Trading Corp. v Central Bank of Nigeria, [1977] QB 529	173
Tumfafi v Meresno, (1993) 1 NWLR (Pt.119) 120	833
Tunisia v Libyan Arab Jamahiriya (Continental Shelf), ICJ Rep 1981, 3; ICJ Rep 1984, 3	720
Turner v Grovit, HL 13.12.01	463
Tweedie v Tweedie, [1996] SLT N 89	160
Udio and Irorow v Dirrechetet, 1 ROP Intrm R (App Div 1984)	622
Underhill v Hernandez, 168 US 250 (1897)	504
Union Carbide v BP Chemicals, 1995 SLT 972	167
United Communist Party of Turkey and others v Turkey, ECHR Reports 1998-I	239
United States v Alstotter (Josef) and Others, Law Reports of Trials of War Criminals, Vol.III, 1128	597
United States v Aluminium Company of America, 148 F 2d 416 (1945) (the Alcoa case)	572
United States v Brandt (Karl) et al (Medical Case), Trials of the War Criminals before the Nuremberg Military Tribunals, Vol.II, 1171	598
United States v General Electric Co, 82 F Supp 753 (1949)	573
United States v List (Wilhelm) and others (Hostages Case), 19.2.1948, Trials of War Criminals Before the Nuremberg Military Tribunals, Vol.VIII	586
United States v Mexico (Neer) IV UNRIAA 60	726
United States v Milch (Erhard), Trials of War Criminals before the Nuremberg Military Tribunals, Vol.II, 791	599
United States v Mitchell, 369 F 2d 323 (2d Cir 1966) cert. denied 386 US 972 (1967)	500
United States v Ohlendorf (Otto) (Einsatzgruppen Case), Trials of War Criminals Before the Nuremberg Military Tribunals, Vol.IV, 411-587	600
United States v Pohl (Osvald) and Others, Trials of War Criminals before the Nuremberg Military Tribunals, Vol.V, 192	599
United States v Uchiyama, Yokohama, US Military Commission, 18.7.47	974
University of Glasgow v The Economist, [1997] EMLR 495	929
Use of Nuclear Weapons, Advisory Opinion, ICJ Rep. 1996, 66	502
Usman v Umaru, (1992) 7 NWLR (Pt.254) 377	832
Velasquez Rodriguez Case, Int.Am. Ct. H.R. (ser c) No 4 (1988) judgment	93
Velikova v Bulgaria, ECtHR 18.5.00	438
Veznedaroglu (Sevtap) v Turkey, ECtHR 11.4.00	380,444
Vienna Convention on Consular Relations (Case Concerning the), (Paraguay v. USA), ICJ Reports 1998 248	449

Village Holdings SDN BHD v HM the Queen in England, High Court, Malaysia 7.1.97, 87 ILR 223	125
Virgo Steamship Co SA v Skaarup Shipping (The Kapetan Georgis), [1988] 1 Lloyd's Rep. 352	130
Voisin v France, ECtHR, 8.2.00	783
Waite and Kennedy v Germany, ECtHR., 18.2.99, RJD 1999-I 393	5,723
Waiwo v Waiwo & Banga, unreported, Senior Magistrates Court, Vanuatu, Civ Cas 324/1995, 12.2.96	634
The Wanderer II, (Stranraer Sheriff Court) 1998	287
Weight Watchers Int'l Inc v Stouffer Corp., 11 USPQ 2d (BNA) 1544	707
Weil (Eckehardt), 1971, Berlin, British Military Government Court,	971
West Cumberland Farmers Ltd v Ellon Hinego Ltd, 1988 SLT 294	161
Western Samoan Trust Estates Corp. v. Tuionoula Saip'ia & ors, [1980-93] WSLR 181	625
In re Westinghouse Electric Corporation Uranium Contracts Litigation, [1978] AC 347	488,575
White v Bywater, 19 QBD 582	625
White v White, [2000] 3 WLR 1571	900
Wiggins v 1100 Tons, More or Less of Italian Marble, 186 F.Supp. 452 (ED Va 1960)	535
Wilson v Bury, (1880) 5 QBD 518	1008
Wingrove v UK, ECtHR Reports 1996-V	242
Winkworth v Christies, Manson & Woods Ltd, [1980] Ch 496	386
Woolwich Building Society v. Inland Revenue Commission, 3 WLR 366	32
Re World War II Era Japanese Forced Labor Litigation, 164 F Supp 2d 1160 (ND Cal 2001)	498
World-Wide Volkswagen Corp v Woodson, 444 US 286 (1980)	563,924
X v UK, ECtHR, App. No. 7990/77	168
Yasa v Turkey, ECtHR, 2.9.98, RJD 1998-VI, 2492; 28 EHRR 408	379,442
Yeap Cheah Neo v Ong Cheng Neo, (1875) Lr 6 PC 381 (Malaya)	37
Yerodia case <i>see</i> Arrest Warrant of 11.4.00 (Democratic Republic of the Congo v. Belgium), ICJ	461,737,959
Yip Chiu-Cheung, [1994] 2 All ER 924	741
Yuen Kun Yeu v Attorney General of Hong Kong, [1988] AC 175	761
Yugoslavia v Belgium etc. (Legality of the Use of Force), ICJ	459
Yunusa v Adesubokan, (1968) NNLR 97; Supreme Court (1971) NNLR 77	827
Z v UK, ECtHR 10.5.01	379
Zaidan v Mohssen, (1974) 4 UILR (Pt.II) 290	827
Zschernig v Miller, 389 US 429 (1968)	498

## INDEX OF BOOK REVIEWS AND REVIEWERS

Athanasopoulos, Haralambos <i>Greece, Turkey and the Aegean Sea</i> (Frank Wooldridge)	1007
Bakibinga, David <i>Company Law in Uganda and Law of Contract in Uganda</i> (Noel Dilworth)	1007
Barnard, Catherine <i>EC Employment Law</i> , 2nd Edition (Haris Kountourous)	1009
Beaumont, Paul R and McEleavy, Peter E. <i>The Hague Convention on International Child Abduction</i> (David McClean)	188
Carty, Andrew and Smith, Richard A. <i>Sir Gerald Fitzmaurice and the World Crisis: A Legal Advisor in the Foreign Office, 1932-1945</i> (Geoffrey Marston)	190
Fletcher, Ian, Mistelis, Loukas and Cremona, Marise (Eds.). <i>Foundations and Perspectives of International Trade Law</i> (Josep Suquet-Capdevila)	187
Geva, Benjamin <i>Bank Collections and Payment Transactions, Comparative Study of Legal Aspects</i> (J.H. Dalhuisen)	745
Green, Leslie C. <i>Essays on the Modern Law of War</i> (Paul Eden)	189
Grewe, Wilhelm <i>The Epochs of International Law</i> (Martti Koskenniemi)	746
Ingelse, Chris <i>The UN Committee against Torture: An Assessment</i> (M.D. Evans)	751
Bernhardt, Rudolf <i>Encyclopaedia of Public International Law, Vol. I - IV 1992-2000</i> (Thomas Wälde)	1010
McCaffrey, Stephan <i>The Law of International Watercourses, Non-Navigational Uses</i> (Malgosia Fitzmaurice)	191
Norton, Joseph <i>Financial Sector Law Reform in Emerging Economies</i> (Sideek Mohamed)	752
Olonisakin, Funmi <i>Reinventing Peacekeeping in Africa: Conceptual and Legal Issues in ECOMOG Operations</i> (Francis N. Botchway)	193
Petrović, Dražen <i>L'Effet Direct des Accords Internationaux de la Communauté Européenne: à la recherche d'un concept</i> (Mark Vinall)	1013
Schlechtriem, Peter <i>Restitution und Bereicherungsausgleich in Europa Volume I</i> (Konrad Schiemann)	754
Schwarze, Jürgen (Ed). <i>The Birth of a European Constitutional Order</i> (John Bell)	481
Simpson, A.W.B. <i>Human Rights and the End of Empire – Britain and the Genesis of The European Convention</i> (Dominic McGoldrick)	478
Watts, Sir Arthur. <i>The International Law Commission 1949-1998</i> (Sylvia Maureen Williams)	475
Wesseling, Rein. <i>The Modernisation of EC Antitrust Law</i> (Brenda Sufrin)	480