

Another group of six was given two choices: “Death or work as a prostitute in one of the four Japanese brothels in Semarang. Five of the girls chose death, but were immediately informed that if they did not change their minds their parents would pay for their resistance” (p. 140). Some victimized women found escape in madness. Others committed suicide. In the case of the accused eleven soldiers, one accused was sentenced to death. Eight received terms of imprisonment.

Through clear writing and a fine eye for the selection and depiction of pertinent cases, Borch’s book has much to offer academic and legal readers. No book is perfect, of course. The author, in my opinion, is too quick to find virtuous explanations for questionable temporary court-martial practices. One may argue, for example, with his assertion that subordinates who carried out unlawful orders involving mass murders merited leniency because they were only following orders (p. 108). Or that unsworn written statements, the sole evidence leading to multiple death sentences, were acceptable because they underscored the gravity of the charged offenses (p. 141). But these are exceptions to the author’s sound legal judgments in a book documenting many arguable legal situations.

Any western condemnation of temporary courts-martial might first consider American courts-martial of German POWs after World War II. The Mauthausen court-martial, for instance, in which sixty-one Nazis were tried in a single trial resulting in forty-nine executions.<sup>14</sup> Or the Dachau court-martial that resulted in thirty-six of forty defendants being hanged.<sup>15</sup> As guilty as those accused may have been, beatings and other mistreatment that produced much prosecution evidence should not be overlooked.

Borch’s text highlights the need filled by 1949 Geneva Convention III Article 102, requiring that, today, prisoners of war be tried by the same courts and same procedure as members of the armed forces of the Detaining Power. This

is a powerful book that those interested in the academic literature of World War II, the law of war, or the frailty of man, should read.

GARY SOLIS  
*Georgetown University Law Center*

## BOOKS RECEIVED

### *International Law—General*

Cheng, Chia-Jui. *Collected Courses of the Xiamen Academy of International Law (Volume 11)*. Leiden; Boston: Brill Nijhoff, 2017. Pp. xv, 330. Index.

Bennouna, Mohamed. *Le droit international entre la lettre et l'esprit*. Leiden; Boston: Brill Nijhoff, 2017. Pp. 298. Index.

Grace, Rob, and Claude Brunderlein (eds.). *Practitioner's Handbook on Monitoring, Reporting, and Fact-Finding: Investigating International Law Violations*. Cambridge, UK: Cambridge University Press, 2017. Pp. viii, 334. Index.

Klabbers, Jan. *International Law (Second Edition)*. Cambridge, UK: Cambridge University Press, 2017. Pp. xxix, 370. Index.

### *International Economic Law & Relations*

De Pascalis, Francesco. *Credit Ratings and Market Over-reliance: An International Legal Analysis*. Leiden; Boston: Brill Nijhoff, 2017. Pp. xiv, 231. Index.

Musselli, Irene. *Agriculture, Price Stabilization and Trade Rules: A Principled Approach*. Leiden; Boston: Brill Nijhoff, 2017. Pp. xvii, 348. Index.

Suttle, Oisín. *Distributive Justice and World Trade Law: A Political Theory of International Trade Regulation*. Cambridge, UK: Cambridge University Press, 2018. Pp. xxxi, 390. Index.

<sup>14</sup> UN WAR CRIMES COMMISSION, LAW REPORTS, *supra* note 4, at 15.

<sup>15</sup> *Id.* at 5.

*International Tribunals*

May, Larry, and Shannon Fyfe. *International Criminal Tribunals: A Normative Defense*. Cambridge, UK: Cambridge University Press, 2017. Pp. v, 217. Index.

*Dispute Settlement*

Merrills, J.G. *International Dispute Settlement*. Cambridge, UK: Cambridge University Press, 2017. Pp. xxvii, 374. Index.

*International Investment*

Cleis, Maria Nicole. *The Independence and Impartiality of ICSID Arbitrators*. Leiden; Boston: Brill Nijhoff, 2017. Pp. xii, 292. Index.

Sornarajah, M. *The International Law on Foreign Investment*. Cambridge, UK: Cambridge University Press, 2017. Pp. xxxvi, 604. Index.

*Law of the Sea & Maritime Law*

Nordquist, Myron H., John Norton Moore, and Ronán Long. *Legal Order in the World's Oceans: UN Convention on the Law of the Sea*. Leiden; Boston: Brill Nijhoff, 2018. Pp. xiii, 463. Index.

Wyssbrod, Valérie. *L'exploitation des ressources génétiques marines hors juridiction nationale*. Leiden; Boston: Brill Nijhoff, 2018. Pp. xx, 282. Index.

*Human Rights*

Batnitzky, Leora, and Hanoch Dagan. *Institutionalizing Rights and Religion: Competing Supremacies*. Cambridge, UK: Cambridge University Press, 2017. Pp. ix, 272. Index.

Langford, Malcolm, César Rodríguez-Garavito, and Julieta Rossi (eds.). *Social Rights Judgments and the Politics of Compliance: Making it Stick*. Cambridge, UK: Cambridge University Press, 2017. Pp. xvii, 527. Index.

Morsink, Johannes. *The Universal Declaration of Human Rights and the Challenge of Religion*.

Columbia, MO: University of Missouri, 2017. Pp. x, 402. Index.

Pentassuglia, Gaetano. *Ethno-Cultural Diversity and Human Rights: Challenges and Critiques*. Leiden; Boston: Brill Nijhoff, 2017. Pp. xii, 377. Index.

Perry, Michael J. *A Global Political Morality: Human Rights, Democracy, and Constitutionalism*. Cambridge, UK: Cambridge University Press, 2017. Pp. x, 197. Index.

Ravasi, Elisa. *Human Rights Protection by the ECtHR and the ECJ: A Comparative Analysis in Light of the Equivalency Doctrine*. Leiden; Boston: Brill Nijhoff, 2017. Pp. xxxiv, 435. Index.

Rowen, Jamie. *Searching for Truth in the Transitional Justice Movement*. Cambridge, UK: Cambridge University Press, 2017. Pp. xii, 182. Index.

Sarat, Austin (ed.). *Human Rights and Legal Judgments: The American Story*. Cambridge, UK: Cambridge University Press, 2017. Pp. xi, 143. Index.

Saul, Matthew, Andreas Follesdal, and Geir Ulfstein (eds.). *The International Human Rights Judiciary and National Parliaments: Europe and Beyond*. Cambridge, UK: Cambridge University Press, 2017. Pp. xii, 403. Index.

*Refugees & Migration*

O'Sullivan, Maria, and Dallal Stevens (eds.). *States, the Law and Access to Refugee Protection: Fortresses and Fairness*. Portland, OR: Hart Publishing, 2017. Pp. xxi, 312. Index.

*Environment & Natural Resources*

Rossi, Christopher R. *Sovereignty and Territorial Temptation: The Grotian Tendency*. Cambridge, UK: Cambridge University Press, 2017. Pp. xiii, 356. Index.

Stubbe, Peter. *State Accountability for Space Debris: A Legal Study of Responsibility for Polluting the Space Environment and Liability for Damage Caused by Space Debris*. Leiden; Boston: Brill Nijhoff, 2018. Pp. xvii, 534. Index.

*European Communities Law*

Boggero, Giovanni. *Constitutional Principles of Local Self-Government in Europe*. Leiden; Boston: Brill Nijhoff, 2018. Pp. xv, 334. Index.

*U.S. Law & Foreign Relations*

Fox, Gregory H., Paul R. Dubinsky, and Brad R. Roth (eds.). *Supreme Law of the Land? Debating the Contemporary Effects of Treaties within the United States Legal System*. Cambridge, UK: Cambridge University Press, 2017. Pp. xiii, 502. Index.

Hendrickson, David C. *Republic in Peril: American Empire and Liberal Tradition*. New York: Oxford University Press, 2018. Pp. xi, 287. Index.

Sobel, Richard. *Citizenship as Foundation of Rights: Meaning for America*. Cambridge, UK: Cambridge University Press, 2016. Pp. xiii, 229. Index.

*Regional, Foreign, & Comparative Law & Politics*

Alkamees, Ahmad. *A Critique of Creative Shari'ah Compliance in the Islamic Finance*

*Industry*. Leiden; Boston: Brill Nijhoff, 2017. Pp. xix, 281. Index.

Feldbrugge, Ferdinand. *A History of Russian Law: From Ancient Times to the Council Code (Ulozbenie) of Tsar Aleksei Mikhailovich of 1649*. Leiden; Boston: Brill Nijhoff, 2017. Pp. xiv, 1097. Index.

Kolla, Edward James. *Sovereignty, International Law, and the French Revolution*. Cambridge, UK: Cambridge University Press, 2017. Pp. xi, 340. Index.

Reda, Mohamed H. *Islamic Commercial Law: Contemporariness, Normativeness and Competence*. Leiden; Boston: Brill Nijhoff, 2018. Pp. x, 208. Index.

*Miscellaneous*

Henderson, Christian (ed.). *Commissions of Inquiry: Problems and Prospects*. Portland, OR: Hart Publishing, 2017. Pp. xvi, 371. Index.

Mertz, Elizabeth, Stewart Macaulay, and Thomas W. Mitchell (eds.). *The New Legal Realism: Translating Law-and-Society for Today's Legal Practice (Volume I)*. Cambridge, UK: Cambridge University Press, 2016. Pp. xxi, 303. Index.