

ILA - General

AMERICAN BRANCH
OF THE
INTERNATIONAL LAW ASSOCIATION
(FOUNDED 1873)

PRESIDENT

ROBERT B. VON MEHREN
c/o DEBEVOISE & PLIMPTON
875 THIRD AVENUE, NEW YORK, N.Y. 10022
TEL: (212) 909-6588

CHAIRMAN, EXECUTIVE COMMITTEE

JOHN N. HAZARD

SECRETARY

P. NICHOLAS KOURIDES
c/o THE CHASE MANHATTAN BANK, N.A.
1 CHASE MANHATTAN PLAZA, 29TH FLOOR
NEW YORK, N.Y. 10081
TEL: (212) 552-1604

TREASURER

JONATHAN I. BLACKMAN
c/o CLEARY, GOTTlieb, STEEN & HAMILTON
ONE STATE STREET PLAZA, NEW YORK, N.Y. 10004
TEL: (212) 344-0600

**ILA NEWSLETTER
ISSUE No. 32**

September, 1986

**International Law Weekend 1986
October 31 and November 1 - Program Below**

INTERNATIONAL LAW WEEKEND 1986

International Law Weekend will be held as usual in New York City and will take place this year on Friday, October 31 and Saturday, November 1, 1986. The American Foreign Law Association, the American Society of International Law and the Committee on International Law of The Association of the Bar of the City of New York will again join the American Branch in sponsoring the Weekend. An excellent weekend is scheduled. Panel discussions are planned for Friday morning and Friday afternoon and Saturday morning and possibly Saturday afternoon.

The American Branch is privileged to have as its speaker at the dinner Friday night, United States Senator Charles McC. Mathias, Jr., and at the luncheon Saturday afternoon, Mr. Keith Highet, President of the American Society of International Law. All events will be held at The House of The Association of the Bar of the City of New York, except for the Friday night dinner on October 31 which will be held at The Princeton Club of New York. Mr. Frederick Tipson and Ms. Karen Hudes have organized the program for the Weekend.

Details of International Law Weekend are set forth below. Please note that no reservations for the annual dinner on Friday night will be accepted after 10 A.M. on Wednesday, October 29 and no reservations for the Saturday lunch will be accepted after 10 A.M. on Thursday, October 30, or at such earlier time when all places are taken. Because the American Branch has incurred large deficits in the past for persons reserving places for dinner or lunch and then not attending, payment for the Friday night dinner and Saturday lunch must be received in advance at least two days prior to the respective event or reservations will be automatically cancelled. A registration and reservation form is enclosed herewith for your convenience.

CECIL J. OLMSTEAD — NEW ILA CHAIRMAN

We are pleased to announce that Cecil J. Olmstead was elected Chairman of the Executive Council of the ILA and succeeds Lord Wilberforce. Mr. Olmstead was the President of the American Branch from 1963-1972 and has for many years served as the Vice-Chairman of the Executive Council of the ILA. We extend to Cecil our congratulations and support for the task ahead.

62ND CONFERENCE OF THE ILA HELD IN SEOUL, SOUTH KOREA

The American Branch was well-represented at the 62nd Conference of the International Law Association held in Korea from August 24-30, 1986, with 27 of our members registered for and attending the meeting. They were: Carl Q. Christol, Nicholas R. Doman, H.M. Domzalski, Thomas M. Franck, Frederick E. Goldie, Edward Gordon, Malvina Halberstam, Robert D. Hayton, Karen Hudes, Yuji Iwasawa, Suk Han Kim, Luke T. Lee, Monroe Leigh, Cynthia C. Lichtenstein, Richard B. Lillich, Lionel Alan Marks, Carlyle E. Maw, Winthrop R. Munyan, James A.R. Nafziger, Cecil J. Olmstead, William D. Rogers, Alfred P. Rubin, Suk-Soon Suh, Albert E. Utton, Robert B. von Mehren, John N. Washburn, and Griffith Way. In addition, the American Branch was prominent in participation in the work of the Conference. At the close of the Conference, Cecil Olmstead was elevated from his position as Vice-Chairman of the International Law Association to the position of Chairman, to succeed Lord Wilberforce. As our members probably know, several of the International Committees are headed by members of the American Branch, specifically Professor Alfred Rubin is Chairman of the International Committee on Terrorism, Professor Frederick E. Goldie is Chairman of the International Committee on the Exclusive Economic Zone, Professor Richard Lillich is Chairman of the International Committee on Enforcement of Human Rights and will be chairing a newly established International Committee on the Formation of Customary Law, Robert von Mehren is Chairman of the International Committee on the Recognition and Enforcement of Foreign Public Law and Luke T. Lee is Chairman of the International Committee on Legal Status of Refugees.

At the Conference itself, two members of our Branch participated in the Workshops presented at the conference in addition to the working sessions of the International Committees: Monroe Leigh participated in the Workshop on State Immunity and gave an extremely interesting description of the *Liamco* case; William D. Rogers both chaired and spoke at the Workshop on Peaceful Settlement of Disputes at which several of the American Branch members made useful interventions.

An innovation at the Conference this year was the separate distribution of American Branch Committees reports as authorized by the Executive Committee in those instances where an American Branch Report was specifically related to the particular work of the International Committee or Workshop scheduled for the Conference. Thus, the report of the American Branch Committee on the Use of Force in Relations Among States was made available to persons attending the Workshop on the Peaceful Settlement of Disputes. The report of the American Branch Committee on Terrorism, for which Professor Valerie Epps had acted as rapporteur, was distributed in the course of the work of the Committee on Terrorism. In addition, it should be noted that in the opening session of the work of the Committee on Enforcement Human Rights, the Chairman, Lord Wilberforce, took time particularly to commend the International Committee Report for which a member of the American Branch, Professor Joan Hartmen, had acted as rapporteur on Interim Report on Human Rights in States of Emergency.

While the American Branch members of the International Committee on the New International Economic Order, Professor Oscar Schachter and Peter Trooboff, Esq., were unable to be present in Seoul, their alternate, Nicholas Doman, Esq., was particularly active in what turned out to be one of the most time consuming and notable events of the Conference, the drafting in situ of the International Committee's Declaration on the Progressive Development of Principles of Public International Law Relating to a New International Economic Order. Mr. Doman is to be congratulated for the tact and persistence with which he was able to reconcile conflicting views as to the language of the Declaration and its meaning.

Finally, Professor Cynthia Lichtenstein was asked to chair the sessions of the International Monetary Law Committee and at the business meeting of the Committee was appointed a member thereof, subject to the approval of the Executive Council of the International Law Association.

ILA EXECUTIVE COUNCIL MEETING

The Executive Council of the ILA met on April 26, 1986. Messrs. Brower, Lillich and Olmstead attended for the American Branch.

The Council devoted substantial time to discussing the arrangements made by the Korean Branch for the Seoul Conference. The schedule of panels, tour programs, visas, invitations for distinguished guests, and airfare and accommodations for the Conference were discussed at length. Professor Brownlie, the Director of Studies, discussed in some detail the workshop sessions and the panels that would take place. Also, it was

agreed that the conference report for the Seoul conference would include interventions but not members' addresses. It was decided that there would be no conference bulletin since the conference report would be published promptly.

The Council discussed that Headquarters had been informed that the Israeli branch was being revived and that a branch in Ireland was in the process of being formed. Also, there was a possibility of the formation of an ILA branch in the People's Republic of China.

Cecil Olmstead reported that the European Study Conferences had agreed to arrange another conference which would be entitled "International Regulation and Law of Banking" and is tentatively scheduled for October 28-29, 1987.

63RD CONFERENCE OF THE ILA TO BE HELD IN WARSAW, POLAND

The Executive Council endorsed and the membership accepted the proposal of Professor Makarczyk that the 63rd Conference of the ILA be held in 1988 in Warsaw, Poland. Professor Makarczyk reminded the Council that this would be the 60th anniversary of the ILA conference which was held in Warsaw in 1928.

NOMINATING COMMITTEE REPORT

The Nominating Committee Report of the American Branch consisting of Professor Willis L.M. Reese, Chairman, Professor Edward Gordon, Professor Malvina Halberstram, Mr. Theodore Giuttari and Mr. Robert B. von Mehren, have proposed the following slate of officers and members of the Executive Committee to serve for the next two years. The slate will be presented to the membership of the American Branch at its annual meeting on Friday, October 31. Listed below for your consideration is the slate:

Proposed Slate

OFFICERS

President

Cynthia C. Lichtenstein*

Honorary Treasurer

Jonathan I. Blackman

Honorary Vice Presidents

John N. Hazard*
Louis Henkin*
Nicholas R. Doman*
Monroe Leigh
Carlyle E. Maw
Myres S. McDougal
Cecil J. Olmstead
Willis L. M. Reese*
Oscar Schachter*
Louis B. Sohn
Richard Young*

Executive Committee

Robert B. von Mehren, *Chairman**

James J. Beggans, Jr.
Charles N. Brower
Valerie Epps**
David G. Gill**
Edward Gordon
Malvina Halberstam
Howard B. Hill
Gary N. Horlick
Karen Hudes**
Mark W. Janis**
Richard B. Lillich
Jerome Lipper
John F. Murphy**
James A. R. Nafziger**
Ved P. Nanda
W. Michael Reisman
William D. Rogers**
Alfred P. Rubin
Jan Schneider
Frederick S. Tipson

Vice Presidents

Thomas M. Franck
Theodore R. Giuttari
L. F. E. Goldie*
Peter D. Trooboff

Vice President and Honorary Secretary

P. Nicholas Kourides*

* Proposed new title

**Proposed new candidate

American Branch Committees

Paralleling the establishment of a new International Committee on the Formation of Customary Law, to be chaired by Professor Richard Lillich, the American Branch has established an American Branch Committee on the same subject and Professor Jonathan Charney of Vanderbilt University Law School has kindly agreed to organize and chair this new Committee. If any members of the branch have a particular interest in the topic and feel that they could make a contribution to the work of the new Committee, please write Professor Charney indicating the work they would be interested in doing and their qualifications thereof.

Listed below are the present Committees of the American Branch and their respective chairpersons. Anyone interested in joining a Committee should contact directly the appropriate chairperson.

Committee	Chairperson
International Commercial Arbitration	Philip D. O'Neil, Esq. Hale & Dorr 60 State Street Boston, MA 10036
International Monetary Law	Prof. Richard W. Edwards, Jr. University of Toledo College of Law 2801 W. Bancroft St. Toledo, Ohio 43606
International Terrorism	Robert A. Friedlander Assistant Counsel Subcommittee on the Constitution Committee on the Judiciary Washington, D.C. 20510
Exclusive Economic Zone	Prof. T. A. Clingen, Jr. 1428 Trillo Ave. Coral Gables, Florida 33146
Legal Aspects of a new International Economic Order	Peter Trooboff, Esq. Covington & Burling 1201 Pennsylvania Avenue N.W. P.O. Box 7566 Washington, D.C. 20044
Air and Space Law	Professor Stephen Gorove University of Mississippi Law School University, MS 38677
Antarctica	Professor Edward Gordon Albany Law School Union University 80 New Scotland Avenue Albany, New York 12208
Foreign Investment	David G. Gill, Esq. Exxon Corporation 1251 Avenue of the Americas New York, NY 10020