ILA Newsletter

Issue No. 49

ILA - Founded 1873

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Membership-Dues

To cover the costs of a very lean organization in London, essentially one full-time employee and routine telephone, fax and other office expenses, the Executive Council of the ILA, our parent organization, approved an increase in dues from £20 (about \$34) per Branch member to £25 (about \$42) per Branch member effective 1 January 1998. The American Branch (ABILA) Executive Committee felt that it had no option but to reflect this increase by increasing dues for membership in the Branch by \$10 per year. Thus, effective 1 January 1998. annual dues for membership in the ABILA will be \$60 instead of \$50 per annum. The remainder after payment to the parent organization (about \$16 per member) goes to pay printing and distribution costs for the Newsletters, our biennial Proceedings. the accounting firm whose annual reports are necessary to maintain our tax-free status and similar unavoidable expenses. We have no paid support staff and members of the Executive Committee pay all their own expenses.

At its meeting in Washington, DC, on 11 April 1997, the ABILA Executive Committee adopted an amendment to the By-Laws of the Branch to reflect this change. At the same time, the Executive Committee decided to replace the "Special Student" membership category with a non-membership "Student Associate" category for which no dues would be charged. Students wishing full membership may still join the ABILA and ILA as Regular Members by paying full dues, but

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students not wanting membership in our parent organization would still receive the ABILA publications and be eligible for associate status in ABILA Committees. They would not be members of the ILA nor be eligible via the Branch for appointment to ILA Committees.

Thus, effective 1 January 1998, Article IV of the ABILA By-Laws is amended to show membership categories as follows:

Regular Individual: \$ 60 Sustaining Individual: \$ 100 Institutional: \$ 80

Needless to say, the members of the Executive Committee, all of whom pay regular or sustaining individual dues, deeply regret the necessity for this increase. But we are satisfied that there is no further "fat" in London or in the United States to be cut. In addition to eliminating any dues for Student Associates, we continue to keep International Law Weekend available to all without registration fee, and are able to maintain our full range of publications mailed to Branch members and associates at no additional cost.

The financial stringency in London has forced us also to update our mailing lists. This will be the last Newsletter that can be sent to persons or institutions who are not current members or associates of the ABILA.

A membership form at the current (1997) rate is enclosed. Forms for 1998 membership will be distributed with the first Newsletter for 1998.

American Branch Activities

Executive Committee Meeting

The ABILA Executive Committee met in Washington on 11 April 1997. In addition to decisions regarding dues and membership lists, Stephen Shapiro, Esq., was elected Hon. Treasurer. He had been Acting in that role since November

1996, but on condition that we find some way to maintain our membership records independently. Professor John E. Noyes, Director of the International Legal Studies Program at California Western School of Law, undertook the record-keeping and Ms. Elizabeth Johnson has been doing extraordinary work creating the necessary lists. The overall arrangement is not the best, but we depend entirely on volunteers and are extremely lucky to have been able to find them. We are very grateful to Mr. Shapiro, Professor Noyes and Ms. Johnson.

International Law Weekend 1997

International Law Weekend 1997 will begin on Thursday evening 6 November 1997. There will be a full program, ending on Saturday afternoon, 8 November 1997.

The substantive parts of the program will take place at the usual location: The House of the Association of the Bar of the City of New York, 42 West 44th Street, New York City. We very much appreciate the generosity of the Association, which is a co-sponsor of the Weekend, for the use of its facilities.

For more information, please contact the Chair of the 1997 Program Committee:

Mark S. Zaid, Esq., Suite 1175 1501 M St., NW Washington, DC 20005 e-mail: zaidms@aol.com Fax:(202)223-4826

Attendance at any part of International Law Weekend remains open to all without registration or other fees than the costs of meals for those who wish to buy them.

International Practitioner's Notebook

The International Law Students Association (ILSA) published and distributed International Practitioners Notebook just before International Law Weekend 1996. Nova Southeastern University Law School did the essential work under the direction of J. Craig Garrett, the editor of the ILSA Journal. The substantive papers are a selection of the papers presented at International Law Weekend 1995.

Arrangements have been made for the ILSA Journal of International and Comparative Law to continue to publish and distribute our International Practitioner's Notebook, with papers

culled from International Law Weekend. Those who attended International Law Weekend 1996 will especially appreciate the work done in editing and publishing these papers.

American Branch Proceedings

The biennial Proceedings of the American Branch of the International Law Association are being compiled, as usual. The Editor is again Professor John E. Noyes, Director of the International Legal Studies Program at California Western School of Law in San Diego. Aside from Branch Committee Reports and other usual documents, the Proceedings for 1997-1998 will contain copies of the formal dinner and luncheon speeches given at International Law Weekend if the speakers make them available to us. By a quirk in our tradition, the available speeches for 1994 and 1995 appear in the 1995-96 Proceedings, and the speeches by the Hon. Edward McWhinney, Q.C., M.P., the Canadian Parliamentary Secretary (Fisheries and Oceans) and Judge Charles N. Brower, President of the American Society of International Law, both given at International Law Weekend 1996, will appear in the 1997-98 Proceedings along with the speeches to be given at International Law Weekend 1997.

ILA Biennial Conference

The 1998 biennial ILA meeting will take place in Taipei on 24-30 May 1998. The Taiwan Branch will be host. By our Constitution, Branches of the Association are regional, and not necessarily national. Therefore, the Conference in Taiwan does not imply any position with regard to the future governance or territorial integrity of China.

A Registration Form has already been prepared by our hosts. It can be obtained from:

The ILA 68th Conference Secretariat P.O. Box 1-556, Mucha (116)
Taipei, Taiwan, ROC
Tel:(886-2)936-7831; fax:(886-2)936-4024
E-mail:ILA68@tpts4.seed.net.tw

The Registration Fee for ILA members registering before 31 March 1998 is US\$400; accompanying persons \$200; fulltime students \$250. The registration fees for non-ILA members and their accompanying persons are \$600 and \$300 respectively. (It is cheaper to join the Branch and pay the members' fee than to register as a non-member.) Chairs and Rapporteurs of ILA Committees can register for only \$200. After 31 March 1998, the registration fee goes up by \$100 for members, their ac-

companying persons and non-members. The fees for all others increase by \$50 each.

A number of hotels in all price ranges have been reserved for our use. For details, write to the organizers.

Substantial discounts for airline tickets have been arranged on EVA Air and China Airlines. Both airlines offer connections from Los Angeles, New York and San Francisco. Information about the fares and schedules can be obtained by calling the airlines directly.

For EVA Air call 1-800-695-1188; for China Air call 1-800-227-5118.

Although visas can be obtained on arrival at the airport in Taipei, it will save time and effort to get your visa in advance. To do so, contact any of the twelve Taipei Economic and Cultural Offices in the United States. If you have trouble finding the one nearest you, a full list with telephone numbers can be obtained from Professor Alfred P. Rubin: (617) 627-3700 x-2241; fax: (617)327-3712; E-mail: arubin@emerald.tufts.edu.

The British Branch will be host for the jubilee year 2000. Tentative planning has begun around the starting date of 13 August, 2000.

Other Branch Conferences

Three Branches of the ILA are currently planning Branch Conferences to which all members of the American Branch are welcome.

As reported in the last Newsletter, there will be a Regional Meeting of the ILA in Moscow on 17-20 September 1997. Registration begins at 9 AM on Wednesday, 17 September, at the Press Centre, Ministry for Foreign Affairs of the Russian Federation, Zubovsky Boulevard 4, Moscow. The registration fee is US\$200 each for members and their accompanying persons, \$100 each for members under 30 and their accompanying persons, and \$300 each for non-members and their accompanying persons. Since membership costs less than \$100, it is desirable to join a Branch before registering. Accommodations at very reasonable rates are available at the Moskva, Rossia and Peking Hotels; rather less luxurious accommodations are available at the Metropol, Savoy and National Hotels. Those interested should contact Professor Anatoly Kolodkin, President of the Russian Association of International Law, which is also the Russian Branch of the ILA. He can be reached by Fax at 7-095-152-09-16, 7-502-224-17-01 or 7-502-241-11-66. He will need to know details of your arrival, hotel reservations required or booked, return address

and passport data for visas, and the name of the Russian Embassy or Consulate where a visa will be sought.

The Indian Branch has announced a Conference on International Trade Law 2-5 January 1998 in New Delhi and Bombay. The ILA Committee on International Civil and Commercial Litigation will meet in New Delhi on Friday and Saturday Morning, 2-3 January, and the Conference proper will begin there Saturday evening. Sessions will be held on Sunday, 4 January, focusing on the Hague and Vienna Conventions, UNIDROIT principles, problems of parallel international litigation (including forum non conveniens and Bhopal) and the extraterritorial application of national standards (including Helms-Burton). On Monday morning, the Conference will fly to Bombay and resume that afternoon. It will end with a dinner in Bombay Monday evening, 5 January. Members of the American Branch expected to participate include Peter Trooboff, Esq., and Professor Friedrich K. Juenger.

The Registration fee for overseas attendees registering before 31 October 1997 is US\$150, accompanying persons: \$100. For those registering after 1 November the fee is \$50 more. For further information, please contact:

The ILA Conference Secretariat Professional Conferences of India 212 Suneja Tower-I, District Centre Janakpuri, New Delhi-110 058 India

The British Branch is planning a Regional Meeting in cooperation with the Centre for International Studies at Oxford University. The dates are 24-25 April 1998; the site is to be Rhodes House, Oxford.

ILA Committees

The ILA Executive Council met in London on 26 April 1997.

The new arrangement whereby chairs of ILA committees may nominate up to five persons to membership in their committees regardless of Branch affiliation has taken effect. Each such nomination needs the approval of the Director of Studies. The new procedure does not limit the existing authority of each Branch to nominate members to places in ILA committees subject to the approval of the chair of the committee, but provides the chairs with an additional source of expertise in case more than one or two members of any particular branch have expertise believed important to the work of the ILA committee. Nor does the new procedure limit the existing arrangement whereby chairs and reporters' positions can be filled by the Director of Studies without regard to Branch memberships.

Under this new authority, and after consultation with the Branch, the Chairman of the ILA Committee on International Trade Law nominated Professor William J. Davey of the University of Illinois, currently chief legal officer of the World Trade Organization, to membership. Since Professor Davey is not a member of the Branch, it was decided that his membership in the Committee would best be achieved by his joining the Headquarters Branch as an International Organization employee.

Branch nominations: All ABILA nominations to international committees were approved and the current ILA committee memberships are noted in the list attached to this Newsletter. Here are some of the more significant details:

Professor Alan Swan, chairman of the parallel American Branch committee was accepted as the third American Branch member of the International Trade Law Committee. The usual rule of one member and one alternate from any one Branch has been relaxed for this Committee in view of the expertise and interest of members of the American Branch.

John B. Rhinelander, Esq., replaced Professor Phillip Trimble as the American member of the ILA Committee on Arms Control and Disarmament. The Alternate member is Ambassador Thomas Graham. Mary Elizabeth Hoinkes has taken the chair of the parallel American Branch Committee on Arms Control and Disarmament. Members of the Branch who are interested in joining the ABILA committee should contact her directly.

A new ILA Committee on Diplomatic Protection of Persons and Property has been formed under the Chairmanship of Professor Richard B. Bilder. At Professor Bilder's request, the American Branch nominated Professor David Caron to membership in the Committee and Professor David Bederman to be an alternate member. Professor Bederman will also serve as chairman of the parallel ABILA committee. Those interested in joining that parallel Branch committee to review the work of the Reporters of the ILA committee and perhaps write Reports of their own on the subject should contact Professor Bederman directly.

Professor Daniel Bodansky has resigned as the American Branch member of the Committee on Coastal State Jurisdiction over Marine Pollution. Professor John E. Noyes replaces him.

A new ILA Committee on the Accountability of International Organizations has been formed under the Chairmanship of Judge P.H. Kooijmans (Netherlands). Paul Szasz, Esq., will be the ABILA member of the Committee.

Other notable changes involving American Branch members' participation in international committees include the appointment of Professor Joseph Dellapenna to be Reporter for the Committee on Water Resources Law and the resignation of Professor Gail McK. Beckman from co-Reportership in the Committee on Intercountry Adoption and Protection of Children. That Committee is currently being restructured.

ILA Committee Membership Policy

Membership in international committees is based on individual reputation and achievement and does not represent any Branch orthodoxy. Nominations to international committees are normally reserved to members of the Branch who have achieved a reputation sufficient to support the nomination. Active work as Reporter or Chair of a Branch committee is frequently the most persuasive criterion to establish a reputation adequate to support nomination to an international committee.

Several international committees do not have American Branch members or alternates. The easiest way to be nominated to membership in an international committee is to serve as an organizer/chairman or reporter of an American Branch committee dealing with a related subject.

If there is no international committee currently dealing with a significant topic of sufficient interest, the easiest way to form one is to organize an American Branch committee on that topic, produce a report that can be circulated to the general membership and our counterparts in the parent organization, and then propose an international committee. The successful proposer of an international committee is usually asked to be its organizer, chair or reporter. The process is not difficult.

There is constant turnover in membership of both American Branch and ILA committees. Those members of the Branch interested in participating more actively in the committee work of the organization at any level should contact the chairs of existing committees or the Director of Studies directly.

American Branch Committee Activities

Branch committee chairs are always looking for reporters and members who want to be active. A current listing of Branch committees and their chairs and reporters is appended to this Newsletter. Any member of the Branch wishing to organize a new Branch committee on any topic within the purview of the

1997 Membership in the ILA and Its American Branch

The time has come to renew your membership in the International Law Association and its American Branch. Here's what your dues go for: £20 (about \$34) of the total is forwarded to the headquarters in London and buys your membership in the umbrella organization; the balance (about \$16) is retained by the branch to finance branch activities. Membership entitles you to participate in Branch and ILA committees and buys you a subscription to: ILA Newsletter, Proceedings of the ILA's Biennial Conferences, the AB-ILA Newsletter, International Practitioner's Notebook and the Proceedings of the American Branch. Your membership payment helps to finance all of the Branch's activities, most notably including International Law Weekend, the premier event of its kind in the United States.

Annual Membership Dues

Special (Stud Sustaining In	vidual Membership dent) Membership ndividual Membership (Firm, Corporate or Non Profit)	\$50.00 \$25.00 \$100.00 \$70.00	000
Are you a 🗆	new member? • renewing meml	ber?	
Name		·	P
Institution and A	ddress		
Fax Number and	or Internet Address		_
	te here any committees on which you ution will be forwarded to Charles L		, the Director o
Return to:	Stephen J. Shapiro, Esq., Honora 101 West 57th St., Suite 2D New York, New York 10019-22	·	

AMERICAN BRANCH of the INTERNATIONAL LAW ASSOCIATION

Chair of the Executive Committee: EDWARD GORDON

President.

ALFRED P. RUBIN

Vice-Presidents:

P. NICHOLAS KOURIDES LUKE T. LEE JOHN MURPHY JAMES A. R. NAFZIGER CHARLES SIEGAL RUTH WEDGWOOD

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GAIL MCK. BECKMAN

Honorary Treasurer STEPHEN J. SHAPIRO

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Director of Studies: CHARLES D. SIEGAL

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ILA should contact the Director of Studies proposing a topic, a Reporter, and a plan for the recruitment of qualified members. The proposer may also take the chair and serve as Reporter for a new committee if a membership of the committee that is large enough and diverse enough can be achieved.

News of Members

Professor David J. Bederman was named President of the Procedural Aspects of International Law Institute, succeeding the late and very much lamented Professor Richard B. Lillich. The many members familiar with the work of the Institute will rejoice knowing that that work will continue in the very able hands of Professor Bederman.

Committees of the American Branch, ILA

ARMS CONTROL AND DISARMAMENT

Chair: Mary Elizabeth Hoinkes, GC

U.S. Arms Control & Disarmament Agency

320 21st St., NW Washington, DC 20451

COMMERCIAL ARBITRATION

Chair: David W. Rivkin, Esq.

Debevoise & Plimpton

875 Third Ave.

New York, NY 10022

COMMERCIAL LAW

Chair: Houston Putnam Lowry, Esq.

Brown & Welsh, P.C.

Meriden Executive Park

538 Preston Ave. P.O. Box 183

Meriden, CT 06450-0183

71561.1601@compuserve.com

Tel: (203)235-1651 Fax: (203)235-9600

ECONOMIC SANCTIONS

Chair: Professor Michael P. Malloy

McGeorge Law School University of the Pacific 3200 Fifth Avenue Sacramento, CA 95817

ENVIRONMENT

Chair: Prof.Stephen McCaffrey

McGeorge Law School University of the Pacific 3200 Fifth Avenue Sacramento, CA 95817 smccaffrey@unix1.cc.uop.edu

EXTRADITION AND HUMAN RIGHTS

Chair: Professor Christopher Pyle

Department of Politics Mt. Holyoke College S. Hadley, MA 01075-1484

FORMATION OF A RULE OF INTERNATIONAL LAW

Chair: Davis R. Robinson, Esq.

Leboeuf Lamb Leiby & MacRae

Suite 1200

1875 Connecticut Ave., NW Washington, DC 20009 Fax:(202)986-8102

HUMAN RIGHTS

Chair: Charles D. Siegal, Esq.

Munger, Tolles & Olson 355 S.Grand Ave., 35th Fl. Los Angeles, CA 90071-1560

INTELLECTUAL PROPERTY

Organizer:

Professor Karl Jorda Franklin Pierce Law Ctr.

2 White St.

Concord, NH 03301 kjorda@fplc.edu

PROTECTION OF THE FAMILY

Chair: Prof. Gail McKnight Beckman

3747 Peachtree Rd, #319 Atlanta, GA 30319

INTERNATIONAL CIVIL AND COMMERCIAL LITIGATION

Chair: Peter Trooboff, Esq. Covington & Burling

P.O. Box 7566

1201 Pennsylvania Ave. N.W. Washington, D.C. 20044

INTERNATIONAL CRIMINAL COURT

Chair: Prof. Leila Sadat Wexler

Washington University

School of Law Campus Box 1120 One Brookings Drive St. Louis, MO 63130-4899

INTERNATIONAL MONETARY LAW/LEGAL ASPECTS OF SECURITIES REGULATION

Chair: P. Nicholas Kourides, Esq.

American Express Bank World Financial Center

New York, New York 10285-2311

INTERNATIONAL TRADE LAW

Chair: Professor Alan C. Swan

P.O. Box 248087 University of Miami School of Law

Coral Gables, FL 33124-8087

ISLAMIC LAW

Chair: Professor Frank Vogel

Harvard Law School Cambridge, MA 02138

LAW OF THE SEA

Chair: Dr. Samuel Pyeatt Menefee

Center for Oceans Law and Policy Univ. of Virginia School of Law

580 Massie Road

Charlottesville, VA 22903-1789

(804)924-7441 Fax:(804)924-7362 colp@virginia.edu

MARITIME NEUTRALITY

Chair: Professor George K. Walker

Wake Forest Univ. Law School P.O. Box 7206, Reynolds Station Winston-Salem, NC 27109-7201

SPACE LAW

Chair: Prof. Stephen Gorove

University of Mississippi

School of Law

University, MS 38677

STATE IMMUNITY

Chair: Prof. Joseph W. Dellapenna

Villanova University School of Law

299 N. Spring Mill Rd. Villanova, PA 19085-1682

ILA Committees 1997

Committee Name	Chair	Reporter(s)	U.S. Member(s)
Accountability of International Organizations	P.H. Kooijmans (Neth)	Malcolm Shaw (UK) K. Wellens (Neth)	Paul Szasz
Arms Control and Disarmament Law	J. Dahlitz (A)	D. Fleck (G) E. Dahinden (Swi)	John Rhinelander Thomas Graham (alt)
Coastal State Jurisdiction Over Marine Pollution	K. Hakapää (Fi)	E. Franckx (B/Lux) E. Molenaar (Neth)	John E. Noyes (ass't)
Cultural Heritage Law	P. J. O'Keefe (A)	J.A.R. Nafziger (USA)	
Diplomatic Protection of Persons & Property	R. Bilder (USA)	B. Kokott (G)	David Caron David Bederman (Alt)
Extradition and Human Rights	A.P. Rubin (USA)	J.Dugard (SA) C.Vd Wyngaert (B/Lux)	Christopher Pyle Kenneth Gallant (alt)
Feminism and International Law	C. Chinkin (A)	K. Knop (Can) A-R Ketokoski (Fi)	Virginia Leary
Formation of Rules of Customary International Law	M.H. Mendelson (UK)	R. Müllerson (HQ/Est)	Davis Robinson
Inter-Country Adoption and Protection of the Family	To be reorganized		
Internally Displaced Persons	L.Lee (USA)	R. Hoffman (G) Y. Shimada (J)	James A.R. Nafziger Mary Ellen Fullerton (alt)
International Civil and Commercial Litigation	P.E. Nygh (A)	C. McLachlan (UK) P. Blanquier-Cirelli (Fr)	Peter Trooboff Friedrich K. Juenger (alt)
International Commercial Arbitration	E. Gaillard (Fr)	P. Bowden (UK) H.A. Grigera Naon (Arg)	Philip D. O'Neill
International Human Rights Law and Practice	M. Scheinin (Fi)	Iwasawa (J) A. Byrnes (HK)	Thomas M. Franck H. Hannum (alt)
International Law in National Courts	G. Guillaume (Fr)	I. Shearer (A) T. Stein (G)	S. Schwebel E. Gordon (alt)
International Monetary Law	M. Giovanoli (Swi)	D. Carreau (Fr) T. Treves (It)	Cynthia Lichtenstein A.W.G. Newburg Ernest Patrikis (alt)
International Securities Regulation	C. Lichtenstein (USA)	K. Hobér (Swed)	Edward H. Fleishman Barbara J. Green (alt)
International Trade Law	T. Oppermann (G)	EU. Petersmann (Swi) F.M. Abbott (USA)	John Jackson Gary N. Horlick (alt) Alan Swan
Islamic and International Law	vacant	vacant	Frank E. Vogel

American Branch of the International Law Association - AB-ILA Newsletter - May 1997

Committee Name	Chair	Reporter(s)	U.S. Member(s)
Maritime Neutrality	D. Schindler (Swi)	W.H. von Heinegg (G)	George K. Walker Alfred P. Rubin (alt)
Refugee Procedure	K. Hailbronner (G)		Ved Nanda
Regional Economic Development Law	J. Dutheil de la Rochère (Fr)	R. Ida (J) H. Hartnell (USA)	Eric Stein Fred Abbott (alt)
Space Law	KH. Böckstiegel (G)	M.Williams (Arg)	Carl Q. Christol Stephen Gorove
State Succession	H. Bokor-Szegö (Hn)	B. Stern (F)	
Sustainable Development	K. Hossain (B'desh)	N.C. Schrijver (Neth)	David Leebron Oscar Schachter Alan Swan
Water Resources Law	C.B. Bourne (Can)	J. Deliapenna P. Wouters (UK) (ass't)	A.E. Utton (sec'y) L.A. Teclaff (alt)