## The Eritrea-Yemen Arbitration Awards 1998 and 1999

with French translation

# **Eritreayemen Arbitration Awards 1998 And 1999**

**Permanent Court of Arbitration** 

#### **Eritreayemen Arbitration Awards 1998 And 1999:**

The Eritrea-Yemen Arbitration Awards 1998 and 1999 Lise Bosman. Heather Clark. 2017 International Organizations and the Law of the Sea 1998 Barbara Kwiatkowska, Harm Dotinga, Erik J. Molenaar, Alex G. Oude Elferink, Alfred H.A. Soons, 2021-08-04 Now in its 14th year the NILOS Documentary Yearbook provides the reader with an excellent collection of documents related to ocean affairs and the law of the sea issued each year by organizations organs and bodies of the United Nations system Documents of the UN General Assembly Meeting of State Parties to the 1982 UN Law of the Sea Convention CLCS ISBA ITLOS Follow Up to the UN Straddling Fish Stocks and Small Island States Conferences Panama Canal ECOSOC UNEP and UNCTAD are included first followed by the documents of FAO IAEA IMO UNESCO IOC As in the previous volumes documents which were issued in the course of 1998 are reproduced while other relevant documents are listed The NILOS Documentary Yearbook has proved to be of invaluable assistance in facilitating access by the community of scholars and practitioners in ocean affairs and the law of the sea to essential documentation The entry of the 1992 UN Law of the Sea Convention into force on 16th November 1994 and of the Part XI Agreement on 28 July 1996 and progress in the implementation of Chapter 17 of Agenda 21 make continuation of this assistance of particular significance in the years to come Volume 14 contains Special Report by Editor in Chief Barbara Kwiatkowska on The Law of the Sea Related Cases in the International Court of Justice During the Presidency of Judge Stephen M Schwebel 1997 2000 It explores the unique role of the ICJ as the principal judicial organ of the United Nations in the development of ocean affairs and the law of the sea in the context of an ongoing follow up to the Overall Review and Appraisal of the UNCED Agenda 21 The members of the Yearbook s Advisory Board are Judges Abdul Koroma and Shigeru Oda of the ICJ Judges Thomas Mensah Dolliver Nelson and Tullio Treves of the ITLOS as well as Rosalie Balkin Edward Brown Lee Kimball Bernard Oxman and Shabtai Rosenne Erithrée-Yemen Sentences 1998 Et 1999 Permanent Court of Arbitration, 2005-03-10 The Eritrea Yemen Arbitration is one of the most significant international arbitrations of the twentieth century The International Court of Justice Serena Forlati, 2014-06-23 The International Court of Justice is the principal judicial organ of the United Nations and epitomizes the very notion of international judicial institution Yet it decides inter State disputes only with the parties consent This makes it more similar to international arbitral tribunals than other international courts However the permanent nature of the Court the predetermination of procedural rules by the Statute and the Rules of Court the public character of proceedings the opportunity for third States to intervene in a case under Articles 62 and 63 of the Statute and the Court's role as the principal judicial organ of the United Nations mark a structural difference between the ICJ and non institutionalized international arbitral tribunals This book analyses if and to what extent these features have influenced the approach of the ICJ and of the PCIJ before it to its own judicial function and have led it to depart from the principles established in international arbitration Litigating War Sean D. Murphy, Won Kidane, Thomas R. Snider, 2013-03-27 Litigating War

offers an in depth examination of the Claims Commission of the Eritrea Ethiopia War which was tasked with deciding through binding arbitration claims for losses damages and injuries resulting from the war After providing an overview of the war the authors describe how the Commission was established the extent of its jurisdiction and the applicable law on which it relied They explain the types of evidentiary issues that the Commission faced and the types of relief that it ultimately offered war victims The book includes a description of each side s treatment of both enemy aliens and prisoners of war and concludes with a discussion of the lessons that can be learned from the Claims Commission's process and performance Organizations and the Law of the Sea 1999 Barbara Kwiatkowska, Harm Dotinga, Erik J. Molenaar, Alex G. Oude Elferink, Alfred H.A. Soons, 2022-07-11 Now in its 15th year The NILOS Documentary Yearbook provides the reader with an excellent collection of documents related to ocean affairs and the law of the sea issued each year by organizations organs and bodies of the United Nations system Documents of the UN General Assembly Meeting of State Parties to the 1982 UN Law of the Sea Convention CLCS ISBA ITLOS Follow Up to the UN Straddling Fish Stocks and Small Island States Conferences ECOSOC UNEP and UNCTAD are included first followed by the documents of FAO IAEA IMO and UNESCO IOC As in the previous volumes documents which were issued in the course of 1999 are reproduced while other relevant documents are listed The NILOS Documentary Yearbook has proved to be of invaluable assistance in facilitating access by the community of scholars and practitioners in ocean affairs and the law of the sea to essential documentation The entry of the 1982 UN Law of the Sea Convention into force on 16th November 1994 and of the Part XI Agreement on 28 July 1996 and progress in the implementation of Chapter 17 of Agenda 21 to be assessed at the 2002 Johannesburg World Summit make continuation of this assistance of particular significance in the years to come The members of the Yearbook's Advisory Board are Judges Abdul Koroma and Shigeru Oda of the ICJ Judges Thomas Mensah Dolliver Nelson and Tullio Treves of the ITLOS as well as Rosalie Balkin Edward Brown Lee Kimball Bernard Oxman and Shabtai Rosenne The Dokdo/Takeshima Dispute Paul Huth, Sunwoong Kim, Terence Roehrig, 2021-04-12 In The Dokdo Takeshima Dispute Paul Huth Sunwoong Kim and Terence Roehrig have assembled some of the top scholars from Japan South Korea and the United States to provide a fresh and comprehensive look at one of the most long running island disputes in East Asia The book examines the dispute from multiple perspectives with chapters that provide a detailed and balanced assessment addressing issues in international law history foreign policy domestic politics the media education and the impact on relations with the United States The book also provides analyses of why this dispute has persisted for decades and explores possible solutions that are relevant for other maritime disputes in the Asia Pacific The Peaceful Resolution of Territorial and Maritime Disputes Emilia Justyna Powell, Krista Eileen Wiegand, 2023 When governments of countries involved in territorial or maritime disputes choose to pursue peaceful resolution there is great uncertainty about whether they can resolve the disputes in their favor Governments need to decide which path to take in peaceful resolution bilateral negotiations mediation arbitration or adjudication The

authors argue that two major factors can influence this decision past experience with specific resolution methods and the relationship between domestic and international law for the countries involved in the disputes Governments also need to reduce uncertainty about winning and losing by framing their claims in certain ways and shaping the procedures of the resolution process to garner more control with the process Law of the Sea, From Grotius to the International Tribunal for the Law of the Sea Lilian del Castillo, 2015-01-27 Law of the Sea From Grotius to the International Tribunal for the Law of the Sea Liber Amicorum Judge Hugo Caminos honors the accomplished career path of a distinguished scholar professor diplomat and judge in the global field of the Law of the Sea Judge Hugo Caminos was not only defined by his professional accomplishments including his appointment as Deputy Director of the Office of the Special Representative of the Secretary General of the United Nations for the Third United Nations Conference on the Law of the Sea and his work as a Judge on the International Tribunal for the Law of the Sea He is also remembered with gratitude and admiration as a person of unfaltering moral character and intellectual integrity The essays collected in this volume are dedicated to his multifacetic life Consistent with the honoree's background the accomplished contributors to this book address relevant issues of the law of the sea dealt with in twelve parts covering from historical perspectives to the UNCLOS the law of the sea in polar regions the Area the particular issues of islands and archipelagic States the freedom of navigation and its attached responsibilities piracy and the latest awards on maritime delimitation as well as recent practice of the International Tribunal on the Law of the Sea ITLOS dispute settlement procedures and some unsettled maritime disputes from the respective author's point of view All those interested in the Law of the Sea will find a seminal new work in Law of the Sea From Grotius to the International Tribunal for the Law of the Sea Liber Amicrocum Judge Hugo Caminos **Arbitration Rules-International Institutions-3rd Edition** Loukas A. Mistelis, 2010-05-01 International Arbitration Institutions have led the way in rulemaking for international commercial arbitration. The institutional rules and commentary compiled in this easy to use reference tool are those promulgated by the institutions most often named in international agreements. The institutional rules and commentary compiled in this easy to use reference are those promulgated by the institutions most often named in international agreements Arbitration Rules International Institutions is the only resource to compile such an extensive array of commentary and analysis written by leading arbitration authorities along with the full text of each set of rules

International Organizations and the Law of the Sea 2001 Barbara Kwiatkowska, Harm Dotinga, Erik J. Molenaar, Alex G. Oude Elferink, Alfred H.A. Soons, 2004-04-01 Now in its 17th year the NILOS Documentary Yearbook provides the reader with an excellent collection of documents related to ocean affairs and the law of the sea issued each year by organizations organs and bodies of the United Nations system Documents of the UN General Assembly and Security Council Meeting of States Parties to the UN Law of the Sea Convention CLCS ISBA ITLOS Follow ups to the UN Fish Stocks and Small Island States Conferences WSSD ECOSOC UNEP and UNCTAD are reproduced first followed by the documents of FAO IAEA IMO and

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Territorial Disputes and Conflict Management Rongxing Guo,2012-01-25 This book examines the problems of boundary demarcation and its impact on territorial disputes and offers techniques to manage and resolve the resulting conflicts Historically most civil conflicts and internal wars have been directly related to boundary or territorial disputes Cross border discord directly affects the sustenance and welfare of local populations often resulting in disease impoverishment and environmental damage as well as creating refugees Although the impact of territorial disputes is great they can often be settled through bilateral and sometimes multilateral agreements or international arbitration This book sets out to probe into the problems of existing techniques on boundary demarcation and to test their possible impacts on boundary and territorial disputes Various factors and their influences on cross border tensions are tested either qualitatively or quantitatively After close examination of dozens of the most significant cases the book presents various alternative solutions to the achievement of cross border cooperation in disputed territories An art of avoiding war is included within the book comprising six key schemes and five negotiating techniques The comparative advantages costs and benefits of each of these is analyzed and evaluated This book will help guide practitioners in territorial disputes and will be of interest to students of conflict management international security peace and conflict studies political violence and IR in general

Time, History and

International Law Matthew C. R. Craven, Malgosia Fitzmaurice, Maria Vogiatzi, 2007 This book examines theoretical and practical issues concerning the relationship between international law time and history Problems relating to time and history are ever present in the work of international lawyers whether understood in terms of the role of historic practice in the doctrine of sources the application of the principle of inter temporal law in dispute settlement or in gaining a coherent insight into the role that was played by international law in past events But very little has been written about the various different ways in which international lawyers approach or understand the past and it is with a view to exploring the dynamics of that engagement that this book has been compiled In its broadest sense it is possible to identify at least three different ways in which the relationship between international law and its history may be conceived. The first is that of a history of international law written in narrative form and mapped out in terms of a teleology of origins development progress or renewal The second is that of history in international law and of the role history plays in arguments about law itself for example in the construction of customary international law The third way of understanding that relationship is in terms of international law in history of understanding how international law has been engaged in the creation of a history that in some senses stands outside the history of international law itself The essays in this collection make clear that each type of engagement with history and international law interweaves various different types of historical narrative pointing to the typically multi layered nature of international awyers engagement with the past and its importance in shaping the present and future of international law Decisions of the World Court Relevant to the UN Convention on the Law of the Sea Barbara Kwiatkowska, 2010-04-27 This pioneering publication provides a Reference Guide to the significant contributions of decisions of the World Court as the principal judicial organ of the United Nations and the world s most senior Court with the broadest material jurisdiction to the development of the law of the sea as a part of the global system of peace and security The Guide is dedicated to the Court's former President Stephen M Schwebel in appreciation of his belief that it is important for the Court to further explore its pre eminently unique role throughout the Third Millennium Whereas the format of specific entries covered by this Reference Guide largely corresponds to the Parts and Annexes of the 1982 UN Law of the Sea Convention UNCLOS and the 1994 Part XI Agreement the heading of each entry also contains as appropriate references to the 1930 League of Nations Hague Draft the four 1958 UN Geneva Conventions and the 1995 UN Straddling Stocks Agreement as well as to the 1972 UN Stockholm the 1992 Rio UNCED and the 2002 Johannesbourg instruments This will enable the reader to relate the Court's decisions to the respective UNCLOS provisions as originated from and as implemented by these global framework instruments at various stages of codification and progressive development of the law of the sea The entries cover principally Judgments and Orders including the related pleadings of the PCIJ and the ICJ and those decisions of Arbitral Tribunals and other third party fora as well as national courts which have been relied upon in the Court's jurisprudence In addition the recent decisions of the ITLOS and some other for a such as the Annex VII Southern

Bluefin Tuna Singapore v Malaysia Barbados Trinidad and Tobago Guyana Suriname and the Mox Plant Arbitral Tribunals as well as references to treaties are also listed under specific entries as appropriate Tables of Cases and Treaties will importantly facilitate the use of this Reference Guide It has proven to be an indispensable tool for the Judges and governmental and other practitioners in furthering the coherent development of the law of the sea by international courts and tribunals on the one hand and for international community of academics in the adequate assessing of this development International Organizations and the Law of the Sea 2000 Barbara Kwiatkowska, Harm Dotinga, Erik J. Molenaar, Alex G. Oude Elferink, Alfred H.A. Soons, 2021-10-25 Now in its 16th year the NILOS Documentary Yearbook provides the reader with an excellent collection of documents related to ocean affairs and the law of the sea issued each year by organizations organs and bodies of the United Nations system Documents of the UN General Assembly Meeting of States Parties to the UN Law of the Sea Convention CLCS ISBA ITLOS Follow Up to the UN Small Island States Conference ECOSOC UNEP and UNCTAD are included first followed by the documents of FAO IAEA ILO IMO and UNESCO IOC As in the previous volumes documents which were issued in the course of 2000 are reproduced while other relevant documents are listed The NILOS Documentary Yearbook has proved to be of invaluable assistance in facilitating access by the international community of scholars and practitioners in ocean affairs and the law of the sea to essential documentation The entry of the 1992 UN Law of the Sea Convention into force on 16 November 1994 and of the Part XI Agreement on 28 July 1996 as well as of the UN Fish Stocks Agreement on 11 December 2001 coupled with the review of the UNCED Agenda 21 at the 2002 Johannesburg World Summit make continuation of this assistance of particular significance in the years to come The members of the Yearbook's Advisory Board are Judges Abdul Koroma and Shigeru Oda of the ICJ UNDOALOS Director Mrs Annick de Marffy Judges Thomas Mensah Dolliver Nelson and Tullio Treves of the ITLOS as well as Rosalie Balkin Edward Brown Lee Kimball Bernard Oxman and Shabtai Rosenne **International Maritime Boundaries** Jonathan I. Charney, David A. Colson, Lewis M. Alexander, Robert W. Smith, 1993 This is the ultimate guide to international maritime boundaries Its unique practical features include systematic examination of all international maritime boundaries worldwide comprehensive coverage including the text of every modern boundary agreement descriptions of judicially established boundaries maps and detailed analyses of those boundaries expert papers examining the status of maritime boundary delimitations in each of the ten regions of the world papers from a global perspective analyzing key issues in maritime boundary theory and practice and a cumulative index for volumes I V These features make International Maritime Boundaries an unmatched comprehensive accessible resource in the field Tax Treaty Dispute Resolution Rachna Matabudul, 2023-11-07 Stakeholders in the international taxation community agree that existing dispute resolution processes are in serious need of improvement and a global consensus must be achieved This book offers a potential restructuring of the tax treaty dispute resolution system based on a comparative analysis of the dispute resolution mechanisms under tax treaties

as prescribed in the OECD and UN models on the one hand and the UN Law of the Sea Convention LOSC on the other This comparative study is the first of its kind and is premised on certain key geopolitical similarities that underpin the international tax regime ITR and the law of the sea regime while taking into consideration the differences in the institutional context of both regimes The author proposes a new tax treaty dispute resolution system based on the LOSC system for resolving multilateral tax disputes focusing on the following mapping of the institutional arrangements that make up the dispute resolution mechanisms to understand how each system works comparative analysis of the patterns of interaction and outcomes generated across the two dispute resolution systems to identify relevant aspects of the LOSC system that may be adapted in the ITR to improve tax treaty dispute resolution and analysis of the inclusivity levels across the decision making structures under each system to identify specific consensus building techniques that may facilitate the implementation of the new proposed tax treaty dispute resolution system and also enhance international cooperation across the ITR The proposed restructuring of the tax treaty dispute resolution system expands the existing mutual agreement procedure and forms a comprehensive legal framework that aims to achieve a more effective predictable and equitable resolution of multilateral tax disputes in the 21st century ITR by striking a balance between countries right to tax sovereignty and the rule of law Just as the design of the dispute resolution system under the LOSC paved the way for universal consensus of the Convention among almost 160 countries the author's new tax treaty dispute resolution system also offers a solid foundation for consensus building towards a universal treaty in the ITR Everyone concerned with international tax dispute resolution whether policymaker in house counsel national tax authority official judge tax lawyer or academic will find the truly valuable analysis Cases and Materials on the Law of the Sea Louis B. Sohn, John Noyes, 2021-10-25 Cases and Materials here not elsewhere on the Law of the Sea is a thoroughly up to date text that will be used both as a classroom course book and as a treatise and reference guide The text contains engaging teaching materials that systematically introduce law of the sea topics placing them in the context of important themes about the roles of international law and international legal process Historical materials of continuing importance appear alongside new materials that address such topics as maritime terrorism and port security the protection of underwater cultural heritage marine sanctuaries deep sea vent resources and the operation of the International Tribunal for the Law of the Sea and other new international organizations Published under the Transnational Les différends territoriaux devant le juge international Géraldine Giraudeau, 2012-12-03 Arbitral and Publishers imprint judicial decisions dealing with territorial land and maritime disputes bear the mark of compromising They draw boundaries situated between the respective pretentions of the parties and ensure an equitable share of spaces and resources This phenomenon of compromising symptomatically appears in the jurisprudence dealing with territorial disputes because of their specific nature and the geostrategic economic and emotional factors at stake It is also due to the remarkable flexibility of applicable norms and principles which provides a vast power of appreciation to the judge This study enhances how the

content of the decisions is used in order to reach a balanced solution and demonstrates that the international judge focuses on peacekeeping considerations Les d cisions arbitrales et judiciaires relatives aux diff rends territoriaux terrestres et maritimes sont marqu es par une tendance transactionnelle Elles consacrent des trac s frontaliers situ s entre les revendications respectives des parties et assurent plus globalement un quitable partage des espaces et des ressources Ce ph nom ne de compromis s exprime symptomatiquement dans la jurisprudence relative aux diff rends territoriaux en raison de la nature de ces litiges et de leurs enjeux g ostrat gique conomique et motionnel Il est aussi d la particuli re flexibilit des r gles et des principes applicables Cette tude t moigne de l instrumentalisation qui est faite du contenu des d cisions juridictionnelles au profit de solutions quilibr es et d montre que le juge international est avant tout tourn vers la mission pacificatrice de son office

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