AN INTRODUCTION TO PUBLIC INTERNATIONAL LAW

Written for students working in a range of disciplines, this textbook provides an accessible, balanced, and nuanced introduction to the field of public international law. It explains the basic concepts and legal frameworks of public international law while acknowledging the field’s inherent complexities and controversies. Featuring numerous carefully chosen and clearly explained examples, it demonstrates how the law applies in practice, and public international law’s pervasive influence on world affairs, both past and present. Aiming not to over-emphasize any particular domestic jurisprudence or research interest, this textbook offers a global overview of public international law that will be highly valuable to any student new to the study of this very significant field.
AN INTRODUCTION TO PUBLIC INTERNATIONAL LAW

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# Contents

<table>
<thead>
<tr>
<th>Section</th>
<th>Author(s)</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Author Biographies</td>
<td></td>
<td>page vii</td>
</tr>
<tr>
<td>Foreword</td>
<td></td>
<td>ix</td>
</tr>
<tr>
<td>Preface</td>
<td></td>
<td>xi</td>
</tr>
<tr>
<td>Acknowledgements</td>
<td></td>
<td>xii</td>
</tr>
<tr>
<td>Table of Cases</td>
<td></td>
<td>xiii</td>
</tr>
<tr>
<td>1 Introduction</td>
<td>Cecily Rose</td>
<td>1</td>
</tr>
<tr>
<td><strong>Part I The Foundations of Public International Law</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2 Sources of International Law</td>
<td>Cecily Rose</td>
<td>15</td>
</tr>
<tr>
<td>3 Subjects, Statehood, and Self-Determination</td>
<td>Simone van den Driest</td>
<td>35</td>
</tr>
<tr>
<td>4 Law of Treaties</td>
<td>Cecily Rose</td>
<td>56</td>
</tr>
<tr>
<td>5 Law of State Responsibility</td>
<td>Cecily Rose</td>
<td>78</td>
</tr>
<tr>
<td>6 Jurisdiction</td>
<td>Erik Koppe</td>
<td>101</td>
</tr>
<tr>
<td>7 Immunities</td>
<td>Cecily Rose</td>
<td>120</td>
</tr>
<tr>
<td>8 International Organizations</td>
<td>Niels Blokker</td>
<td>141</td>
</tr>
<tr>
<td>9 International Dispute Settlement</td>
<td>Cecily Rose</td>
<td>162</td>
</tr>
</tbody>
</table>
Part II The Branches of Public International Law

10 International Human Rights Law  
SIMONE VAN DEN DRIEST 187

11 Law on the Use of Force  
NIELS BLOKKER AND DANIELLA DAM-DE JONG 208

12 International Humanitarian Law  
ROBERT HEINSCHE 230

13 International Criminal Law  
CECILY ROSE 253

14 International Economic Law  
CECILY ROSE 276

15 Law of the Sea  
NICO SCHRIJVER 299

16 International Environmental Law  
DANIELLA DAM-DE JONG 322

Index 344
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Foreword

I am delighted to contribute a Foreword to this book which is designed as an introduction to international law not only for law students but for students from a wide range of disciplines. The great strength of this book is that it sets out to place international law in a broader context. As Cecily Rose says in her Introduction, “public international law represents the legal architecture of international affairs.” It is no dry, technical subject but something central to an understanding of the world in which we live. The authors of the present work are able to set international law in that broader context because, as well as being distinguished teachers of the subject, they have a wide experience of the practice of international law.

The result is a thoughtful – and thought-provoking – book which combines a clear explanation of the different parts of the subject with examples ranging from decisions of the International Court of Justice and numerous other courts and tribunals to the correspondence, speeches, and reports of diplomats, ministers, and parliamentarians that so often slip from view in a classical legal text. This approach not only makes the work a far more interesting one for those studying international law, it also has the advantage of showing how an understanding of international law can give new insights into the news stories of the day.

Dame Rosalyn Higgins, a former President of the International Court of Justice, concluded her book Problems and Process: International Law and How We Use It with the observation that international law “is a great and exciting adventure.”

This book is an excellent starting point for those embarking on this adventure.

Christopher Greenwood
December 2021
Preface

The idea for this book was born in the autumn of 2015, over lunchtime conversations among colleagues at the law faculty in Leiden and, if memory serves me right, at a lively reception following a PhD defence. All of the authors of this book were at the time involved in teaching public international law at an introductory level, and the lead author of this book still is. As a group, we have taught first- and third-year bachelor students in Leiden, liberal arts students at Leiden University College in The Hague, and master students in international relations at the Social Sciences Faculty in Leiden. Each of us felt that our experiences as teachers had given us a strong sense of what we wanted to see in an introductory-level textbook, and yet none of us was satisfied with the books available to us at that time (most of which were written for a more advanced audience). So, we embarked on our own textbook project, with a view towards producing a text that would present the law in a lucid, balanced, and objective way, with the benefit of fully developed examples that students could really understand. We hoped that our diverse range of expertise would also enhance the book, which was conceived of, from the beginning, as a co-authored work.

As the years have passed, much has changed for nearly all of us, both personally and professionally. It was not originally the idea that one author would write half of the book, but this gradually became the path by which we brought this project to a successful conclusion. The composition of the team also changed somewhat in the intervening years, but Cambridge University Press graciously accommodated these adjustments. We hope that the final product will suit not only our own students in Leiden and The Hague, but students everywhere studying public international law in English for the first time.

Cecily Rose
Leiden
20 July 2021
Acknowledgements

This textbook was a collective project in many ways. We are deeply grateful to our colleagues, friends, and even one family member who provided valuable comments on draft chapters: Michael A. Becker, Massimo Lando, Brian McGarry, Federica Paddeu, Daniel Peat, Vid Prislan, Jonathan Rose, and Sara Wharton. The anonymous reviewers of our sample chapters also provided very helpful comments in the early stages of this project. During the final months leading up to the submission of the manuscript, Joëlle Zonjee meticulously polished the manuscript, while also providing priceless feedback on the entire text. Without her help, we could not have completed this project when we did. We are also grateful to Caitlin Lisle, Marianne Nield, and Nicola Chapman, our patient and supportive editors at Cambridge University Press; Joseph Shaw, who meticulously copy-edited the manuscript; and James M. Diggins, who produced the index and table of cases. Many thanks also to Gayathri Tamilselvan and Malini Soupamanian of Integra, who oversaw the very smooth production of this book.
# Table of Cases

## International Courts and Tribunals

### Human Rights Committee

### International Court of Justice (ICJ)
- **Accordance with International Law of the Unilateral Declaration of Independence in Respect of Kosovo** (Advisory Opinion) [2010] ICJ Rep 403, 47–8, 54
- **Anglo-Norwegian Fisheries (United Kingdom v Norway)** (Judgment) [1951] ICJ Rep 116, 305
- **Appeal Relating to the Jurisdiction of the ICAO Council Under Article 84 of the Convention on International Civil Aviation (Bahrain, Egypt, Saudi Arabia and United Arab Emirates v Qatar)** (Judgment) [2020] ICJ General List 173, 68–9, 98–9
- **Appeal Relating to the Jurisdiction of the ICAO Council Under Article II, Section 2 of the 1944 International Air Services Transit Agreement (Bahrain, Egypt and United Arab Emirates v Qatar)** (Judgment) [2020] ICJ General List 174, 68–9, 98–9
- **Asylum Case (Colombia v Peru)** (Judgment) [1950] ICJ Rep 266, 25
- **Case concerning Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Bosnia and Herzegovina v Serbia and Montenegro)** (Judgment) [2007] ICJ Rep 43, 9, 80, 83, 84, 93, 94, 263
- **Case concerning Armed Activities on the Territory of the Congo (Democratic Republic of the Congo v Uganda)** (Judgment) [2005] ICJ Rep 168, 87, 163, 195, 215, 224
- **Case concerning Certain Phosphate Lands in Nauru (Nauru v Australia)** (Preliminary objections) [1992] ICJ Rep 240, 182
- **Case concerning Certain Questions of Mutual Assistance in Criminal Matters (Djibouti v France)** (Judgment) [2008] ICJ Rep 177, 128, 129, 181

xiii
Table of Cases

Case concerning Delimitation of the Maritime Boundary in the Gulf of Maine Area (Canada v United States of America) (Judgment) [1984] ICJ Rep 246, 312
Case concerning East Timor (Portugal v Australia) (Judgment) [1995] ICJ Rep 90, 52, 182
Case concerning Maritime Delimitation and Territorial Questions between Qatar and Bahrain (Qatar v Bahrain) (Jurisdiction and Admissibility) [1994] ICJ Rep 112, 58
Case concerning Maritime Delimitation in the Area between Greenland and Jan Mayen (Denmark v Norway) (Judgment) [1993] ICJ Rep 38, 312
Case concerning Oil Platforms (Islamic Republic of Iran v United States of America) (Judgment) [2003] ICJ Rep 161, 88
Case concerning Oil Platforms (Islamic Republic of Iran v United States of America) (Merits) [2003] ICJ Rep 161, 70, 224, 225–6
Case concerning Pulp Mills on the River Uruguay (Argentina v Uruguay) (Judgment) [2010] ICJ Rep 14, 335–6, 340
Case concerning Right of Passage over Indian Territory (Portugal v India) (Merits) [1960] ICJ Rep 6, 25
Case concerning Sovereignty over certain Frontier Land (Belgium v Netherlands) (Judgment) [1959] ICJ Rep 209, 107
Case concerning the Arrest Warrant of 11 April 2000 (Democratic Republic of the Congo v Belgium) (Judgment) [2002] ICJ Rep 3, 93, 111–12, 131–2, 133, 273
Case concerning the Barcelona Traction, Light and Power Company, Limited (Belgium v Spain) (2nd Phase) [1970] ICJ Rep 3, 52
Case concerning the Continental Shelf (Libyan Arab Jamahiriya v Malta) (Judgment) [1985] ICJ Rep 13, 308, 312
Case concerning the Continental Shelf (Tunisia v Libyan Arab Jamahiriya) (Judgment) [1982] ICJ Rep 18, 308
Case concerning the Frontier Dispute (Burkina Faso v Republic of Mali) (Judgment) [1986] ICJ Rep 554, 27
Case concerning the Gabčíkovo-Nagymaros Project (Hungary v Slovakia) (Judgment) [1997] ICJ Rep 7, 72, 75–7, 178, 326, 340
Case concerning the Land and Maritime Boundary between Cameroon and Nigeria (Cameroon v Nigeria: Equatorial Guinea intervening) (Judgment) [2002] ICJ Rep 303, 166
Case concerning the Temple of Preah Vihear (Cambodia v Thailand) (Merits) [1962] ICJ Rep 6, 93
Case concerning the Territorial Dispute (Libyan Arab Jamahiriya v Chad) (Judgment) [1994] ICJ Rep 6, 51
Case concerning United States Diplomatic and Consular Staff in Tehran (Judgment) [1980] ICJ Rep 3, 85, 93, 136
Case of the Monetary Gold Removed from Rome in 1943 (Preliminary Question) (Italy v France, United Kingdom of Great Britain and Northern Ireland and United States of America) (Judgment) [1954] ICJ Rep 19, 182

Certain Activities carried out by Nicaragua in the Border Area (Costa Rica v Nicaragua) (Order on Provisional Measures) [2013] ICJ Rep 354, 335, 336

Certain Criminal Proceedings in France (Republic of the Congo v France) [2003] ICJ Rep 102, 181

Certain expenses of the United Nations (Article 17, paragraph 2, of the Charter) (Advisory Opinion) [1962] ICJ Rep 151, 152, 219

Competence of the General Assembly for the admission of a State to the United Nations (Advisory Opinion) [1950] ICJ Rep 4, 70


Construction of a Road in Costa Rica along the San Juan River (Nicaragua v Costa Rica) (Merits) [2015] ICJ Rep 665, 335, 336


Dispute regarding Navigational and Related Rights (Costa Rica v Nicaragua) (Judgment) [2009] ICJ Rep 213, 71


Frontier Dispute (Burkina Faso v Niger) (Judgment) [2013] ICJ Rep 44, 178

Immunities and Criminal Proceedings (Equatorial Guinea v France) (Merits) [2020] ICJ General List 163, 179

Interpretation of the Agreement of 25 March 1951 between the WTO and Egypt (Advisory Opinion) [1980] ICJ Rep 73, 193


LaGrand Case (Germany v United States of America) (Judgment) [2001] ICJ Rep 466, 39, 71, 92


Legal Consequences of the Separation of the Chagos Archipelago from Mauritius in 1965 (Advisory Opinion) [2019] ICJ Rep 95, 86, 92, 95, 156


Legality of the Use by a State of Nuclear Weapons in Armed Conflict (Advisory Opinion) [1996] ICJ Rep 66, 38, 150–1

Maritime Delimitation in the Black Sea (Romania v Ukraine) (Judgment) [2009] ICJ Rep 61, 313
## Table of Cases


### Territorial and Maritime Dispute (Nicaragua v Colombia) (Judgment) [2012] ICJ Rep 624, 313

### Western Sahara (Advisory Opinion) [1975] ICJ Rep 12, 45


### International Criminal Court (ICC)

#### Al-Bashir, Prosecutor v (Judgment) ICC-02/05–01/09 OA2 (6 May 2019) (ICC Appeals Chamber), 274–5

#### Gaddafi and Al-Senussi, Prosecutor v

(Decision on the Admissibility of the Case against Abdullah Al-Senussi) ICC-01/11–01/11 (11 October 2013) (ICC Pre-Trial Chamber), 271–2

(Judgment on the appeal of Mr Abdullah Al-Senussi against the decision of Pre-Trial Chamber I of 11 October 2013) ICC-OII-OI/IIOA6 (24 July 2014) (ICC Appeals Chamber), 271

#### Katanga, Prosecutor v (Judgment) ICC-01/04–01/07 (7 March 2014) (ICC Trial Chamber II), 273

### International Criminal Tribunal for Rwanda (ICTR)

#### Akayesu, Prosecutor v (Judgement) ICTR-96–4 (2 September 1998) (ICTR Trial Chamber), 259, 263

#### Barayagwiza v The Prosecutor

(Decision) ICTR-97–19-AR72 (3 November 1999) (ICTR Appeals Chamber), 259

(Decision (Prosecutor’s Request for Review or Reconsideration)) ICTR-97–19-AR72 (31 March 2000) (ICTR Appeals Chamber), 259

#### Kambanda, Prosecutor v (Judgement and Sentence) ICTR 97–23-S (4 September 1998) (ICTR Trial Chamber), 264

### International Criminal Tribunal for the former Yugoslavia (ICTY)

#### Haradinaj, Balaj and Brahimaj, Prosecutor v (Judgement) IT-04–84-T (3 April 2008) (ICTY Trial Chamber), 236–7

#### Kršić, Prosecutor v (Judgement) IT-98–33-A (19 April 2004) (ICTY Appeals Chamber), 259, 263

#### Kunarac, Kovac and Vukovic, Prosecutor v (Judgement) IT-96–23 and IT-96–23/1-A (12 June 2002) (ICTY Appeals Chamber), 265

#### Tadić, Prosecutor v

(Decision on the Defence Motion for Interlocutory Appeal on Jurisdiction) IT-94–1-A72 (2 October 1995) (ICTY Appeals Chamber), 151, 235–7, 238, 257
Table of Cases

(Judgment) IT-94–1-A (15 July 1999) (ICTY Appeals Chamber), 83–4, 258–9, 272, 273

**International Tribunal for the Law of the Sea (ITLOS)**
Responsibilities and obligations of states sponsoring persons and entities with respect to activities in the Area (Advisory Opinion) (1 February 2011) ITLOS Reports 2011, 10, 312

**Permanent Court of International Justice (PCIJ)**
Case concerning the Factory at Chorzów (Germany v Poland) (Merits) (1928) PCIJ Rep Series A No 17, 93
The Case of the S.S. Lotus (France v Turkey) (Judgment) (1927) PCIJ Rep Series A No 10, 5, 102, 105, 115

**Special Court for Sierra Leone (SCSL)**
Kallon, Prosecutor v (Decision on Challenge to Jurisdiction: Lomé Accord Amnesty) [2004] SCSL 4, 41
Norman, Prosecutor v (Decision on Preliminary Motion Based on Lack of Jurisdiction) SCSL-2004–14-AR72(E) (31 May 2004) (SCSL Appeals Chamber), 265

**World Trade Organization (WTO)**

**Regional Courts and Tribunals**

**African Commission on Human and People's Rights**
Democratic Republic of Congo v Burundi, Rwanda, Uganda, African Commission on Human and Peoples’ Rights Comm No 227/99 (29 May 2003), 206

**European Court of Human Rights (ECtHR)**
A. and Others v the United Kingdom App no 3455/05 (ECtHR, 19 February 2009), 196–7
Aksoy v Turkey App no 21987/93 (ECtHR, 18 December 1996), 197
Bankovic and Others v Belgium and Others App no 52207/99 (ECtHR, 12 December 2001), 195
Behrami and Behrami v France and Saramati v France, Germany and Norway App nos 71412/01 and 78166/01 (ECtHR, 2 May 2007), 193
Belilos v Switzerland App no 10328/8 (ECtHR, 29 April 1988), 63
Cyprus v Turkey App no 25781/94 (ECtHR, 10 May 2001), 202
Georgia v Russia (I) App no 1325/07 (ECtHR, 3 July 2014), 203
Georgia v Russia (II) App no 38263/08 (ECtHR, 29 January 2021), 203
Ireland v United Kingdom App no 5310/71 (ECtHR, 18 January 1978), 202
Lawless v Ireland (no 3) App no 332/57 (ECtHR, 1 July 1961), 197
Leyla Sahin v Turkey App no 44774/98 (ECtHR, 10 November 2005), 198
Table of Cases

Loizidou v Turkey (preliminary objections) App no 15318/89 (ECtHR, 23 March 1995), 195
McCann and Others v the United Kingdom App no 18984/91 (ECtHR, 27 September 1995), 191
Mehmet Hasan Albayrak v Turkey App no 13237/17 (ECtHR, 20 March 2018), 196–7
Osman v the United Kingdom App no 23452/94 (ECtHR, 28 October 1998), 191
Skeini and Others v United Kingdom App no 55721/07 (ECtHR, 7 July 2011), 195–6
Stichting Mothers of Srebrenica and Others v The Netherlands App no 65542/12 (ECtHR, 11 June 2013), 139, 147, 159
Sunday Times v The United Kingdom (no 1) App no 6538/74, (ECtHR, 26 April 1979), 198
Ukraine v Russia (I) App no 20958/14 (ECtHR, 14 January 2021), 203
Ukraine v Russia (II) App no 43800/14 (pending), 203
Vintman v Ukraine App no 28403/05 (ECtHR, 23 October 2014), 198

European Court of Justice (ECJ)
Case C-2/13 Opinion 2/13 of the Court (Full Court) (18 December 2014) ECLI:EU: C:2014:2454, 194
Opinion 2/94 of the Court (Accession by the Community to the European Convention for the Protection of Human Rights and Fundamental Freedoms) (admissibility of the request for an Opinion) ECR 1996 I-01759, 152

Inter-American Court of Human Rights (IACtHR)
Saramaka People v Suriname, Case of (2007) Series C 172, 40

National Courts

Canada
Reference re Secession of Quebec [1998] 2 SCR 217 (Supreme Court of Canada), 39, 52, 53, 54

Italy
Borri v Argentina Case No 11225 88 Rivista di Diritto Internazionale 856 (2005) (Supreme Court of Cassation of Italy), 124

Netherlands
HR 19 July 2019 (The Netherlands v Stichting Mothers of Srebrenica) ECLI:NL: HR:2019:1223 (Supreme Court of the Netherlands), 139
HR 20 December 2019 (The state of the Netherlands v Urgenda Foundation) ECLI:NL: HR:2019:2007 (Supreme Court of the Netherlands), 193
Table of Cases

United Kingdom
Jones v Ministry of Interior of the Kingdom of Saudi Arabia [2006] UKHL 26 (UK House of Lords), 125
Kuwait Airways Corporation v Iraqi Airways Company [2002] UKHL 19 (UK House of Lords), 122
The Parlement Belge [1879] PD 120 (UK Probate, Divorce, and Admiralty Division), 123
Reyes v Al-Malki [2017] UKSC 61 (2017) (UK Supreme Court), 135

United States
Banco Nacional de Cuba v Sabbatino 376 US 398 (1964) (US Supreme Court), 122
The Schooner Exchange v McFadden 11 US 116 (1812) (US Supreme Court), 123
UNC Lear Services Inc v Kingdom of Saudi Arabia 581 F.3d 210 (5th Cir 2009) (US Court of Appeals), 124

Arbitral Courts and Tribunals
International Centre for Settlement of Investment Disputes (ICSID)
Bernardus Henricus Funnekotter and Others v Republic of Zimbabwe (22 April 2009) ICSID Case No ARB/05/6, 288
CMS Gas Transmission Company v Argentine Republic (12 May 2005) ICSID Case No ARB/01/8, 91, 291
Emilio Agustín Maffezini v The Kingdom of Spain (9 November 2000) ICSID Case No Arb/97/1, 290
Enron Corporation and Ponderosa Assets LP v Argentine Republic (22 May 2007) ICSID Case No ARB/01/3, 91, 291
LG&E Energy Corp, LG&E Capital Corp. and LG&E International Inc v The Argentine Republic (25 July 2007) ICSID Case No ARB/02/1, 291
Metalclad Corporation v The United Mexican States (30 August 2000) ISCID Case No ARB(AF)/97/1, 288
Plama Consortium Limited v Republic of Bulgaria (27 August 2008) ICSID Case No ARB/03/24, 290
Sempra Energy International v Argentine Republic (28 September 2007) ICSID Case No ARB/02/16, 91, 291
Wena Hotels Ltd v Arab Republic of Egypt (8 December 2000) ICSID Case No ARB/98/4, 292
<table>
<thead>
<tr>
<th>Case</th>
<th>Year</th>
<th>RIAA</th>
</tr>
</thead>
<tbody>
<tr>
<td>Iran–US Claims Tribunal</td>
<td>1983</td>
<td>3 Iran-US CTR 147, 89</td>
</tr>
<tr>
<td>Gould Marketing, Inc v Ministry of National Defense of Iran (Interlocutory Award)</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>London Court of International Arbitration (LCIA)</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Occidental Exploration and Production Company v The Republic of Ecuador (1 July 2004)</td>
<td>UN3467, 289</td>
<td></td>
</tr>
<tr>
<td><strong>Permanent Court of Arbitration (PCA)</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Arbitration Between the Republic of Croatia and the Republic of Slovenia (Final Award)</td>
<td>2012–04, 175</td>
<td></td>
</tr>
<tr>
<td>Bay of Bengal Maritime Boundary Arbitration between Bangladesh and India (Award)</td>
<td>2010–16, 175</td>
<td></td>
</tr>
<tr>
<td>Chagos Marine Protected Area Arbitration (Mauritius v United Kingdom) (Award)</td>
<td>2011–03, 175</td>
<td></td>
</tr>
<tr>
<td>In the Matter of the Maritime Boundary Between Timor-Leste and Australia (The “Timor Sea Conciliation”) (Report and Recommendations of the Compulsory Conciliation Commission Between Timor-Leste and Australia on the Timor Sea)</td>
<td>2018 PCA Case No 2016–10, 173</td>
<td></td>
</tr>
<tr>
<td><strong>The Arctic Sunrise Arbitration (Netherlands v Russian Federation)</strong> (Merits)</td>
<td>2015 PCA Case 2014–02, 175, 308–9</td>
<td></td>
</tr>
<tr>
<td><strong>The Island of Palmas Case (or Miangas) (United States v The Netherlands)</strong> (Award of the Tribunal)</td>
<td>1925–01, 101</td>
<td></td>
</tr>
<tr>
<td><strong>The South China Sea Arbitration (The Republic of Philippines v The People’s Republic of China)</strong> (Award)</td>
<td>2016 PCA Case 2013–19, 175</td>
<td></td>
</tr>
<tr>
<td><strong>Reports of International Arbitral Awards (RIAA)</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Air Services Agreement of 27 March 1946 between the United States of America and France</td>
<td>1978 XVIII RIAA 417, 97</td>
<td></td>
</tr>
<tr>
<td>Award between the United States and the United Kingdom relating to the rights of jurisdiction of United States in the Bering’s sea and the preservation of fur seals</td>
<td>1893 XXVIII RIAA 263, 325</td>
<td></td>
</tr>
<tr>
<td>Case concerning the difference between New Zealand and France concerning the interpretation or application of two agreements, concluding on 9 July 1986 between the two States and which related to the problems arising from the Rainbow Warrior Affair</td>
<td>1990 XX RIAA 215, 90</td>
<td></td>
</tr>
<tr>
<td>Conciliation Commission on the Continental Shelf area between Iceland and Jan Mayen: Report and recommendations to the governments of Iceland and Norway</td>
<td>1981 XXVII RIAA 1, 173</td>
<td></td>
</tr>
<tr>
<td>Dispute concerning responsibility for the deaths of Letelier and Moffitt (United States, Chile)</td>
<td>1992 XXV RIAA 1, 170</td>
<td></td>
</tr>
<tr>
<td>Island of Palmas Case (United States v Netherlands)</td>
<td>1928 2 RIAA 829, 42</td>
<td></td>
</tr>
<tr>
<td>Trail Smelter Case (United States v Canada)</td>
<td>1941 III RIAA 1905, 324, 334</td>
<td></td>
</tr>
</tbody>
</table>