

## TABLE OF CONTENTS

### Introduction

*R.C.R. Siekmann*

1

### Opening Address:

**The Synergy between the City of The Hague and International Law**

*W.J. Deetman*

3

## INTERNATIONAL CRIMINAL LAW

### Judicial Co-operation in Criminal Matters

Chair: C. Fijnaut

Judicial Cooperation and Organized Crime in the European Union

*C. Fijnaut*

9

National Sovereignty and International Crime

*E.M.H. Hirsch Ballin*

15

Judicial Co-operation in the Fields of Drug-Trafficking, Money Laundering  
and Fraud

*W. Bruggeman*

21

## INTERSTATE DISPUTE SETTLEMENT

### The International Court of Justice

Chair: C.G. Weeramantry

Fact-Finding before the International Court of Justice

*Sh. Rosenne*

45

The International Court of Justice and Equitable Maritime Boundary Delimitation

*B. Kwiatkowska*

61

The International Court of Justice and the Protection of the Environment

*A.-Ch. Kiss*

73

### The Position of the ICJ in the UN Constitutional System

Chair: E. Suy

The Impact of Decisions and Resolutions of the Security Council  
on the International Court of Justice

*C.J. Greenwood*

81

Reconsidering the Relationship between the ICJ and the Security Council

*P. Malanczuk*

87

## PRIVATE INTERNATIONAL LAW

**Cross-Border Injunctions in Civil Procedure**

Chair: J.H.A. van Loon

## Cross-Border Injunctions: a Blessing or a Curse?

*J.J. Brinkhof*

103

**Embassy Employees and State Immunity**

Chair: P.J.I.M. de Waart

## Embassy Employees and State Immunity: The 1982 ILA Draft

*P.J.I.M. de Waart*

111

## Employer States and Sovereign Immunity: The Geneva Labour Court Practice

*W. Gloor*

117

## Embassy Employees and State Immunity: The Attitude of Dutch Courts

*Y.M. Schrevelius*

127

**Interpretation of Private International Law Treaties**

Chair: A.V.M. Struycken

## Interpretation of Private International Law Treaties: Introductory Remarks

*A.V.M. Struycken*

135

Rules of Interpretation Applicable to Private International Law Treaties:  
an Overview*C. Bernasconi*

139

## Conflicts between Private International Law Treaties

*P. Volken*

149

**Regulation of the Internet**

Chair: K. Boele-Woelki

## The Dutch Policy Document on the Regulation of the Information Highway

*K. Boele-Woelki*

159

## Content on the Internet – Law, Regulation, Convergence and Human Rights

*G.J.H. Smith*

165

The German Act on Information and Communication Services of 1997:  
a National Legislative Approach to an International Problem*J. Feldges*

177

**Judicial and Administrative Co-operation in Family Law Matters**

Chair: M. Sardenberg

## Judicial and Administrative Co-operation in Family Law Matters: Introduction

*M. Sardenberg*

193

Administrative and Judicial Co-operation with Regard to the International  
Protection of Children*W. Duncan*

199

Judicial and Administrative Co-operation in Family Law Matters:  
Co-operation in Child Abduction and Similar Cases*M.H. Bennett*

209

## INTERNATIONAL COMMERCIAL ARBITRATION

**Alternative Dispute Resolution in Commercial Disputes**

Chair: P.A. Wackie Eysten

Alternative Dispute Resolution in Commercial Disputes: Introduction

*P.A. Wackie Eysten*

219

ADR and Arbitration: Advantages and Disadvantages in Commercial Disputes

*A.J.A.J. Eijsbouts*

223

**International Sports Law**

Chair: H.T. van Staveren

Why does Sport need its own Jurisdiction?

*H.T. van Staveren*

229

The Role of the Court of Arbitration for Sport

*M. Reeb*

233

The Court of Arbitration for Sport and the General Process of  
International Sports Law*J.A.R. Nafziger*

239

**The Iran-US Claims Tribunal and the UNCITRAL Arbitration Rules**

Chair: K. Skubiszewski

The Iran-United States Claims Tribunal and the UNCITRAL Arbitration Rules:  
Introduction*K. Skubiszewski*

251

The Impact of the UNCITRAL Arbitration Rules on Drafting the Rules of  
the Iran-United States Claims Tribunal*H.M. Holtzmann*

255

The Application of the Rules of the Iran-United States Claims Tribunal

*K.H. Ameli*

263

**The Hague as a Venue for Commercial Arbitration**

Chair: J.J. van Haersolte-van Hof

The Hague as a Venue for Commercial Arbitration – Venue and  
Interim Measures: a Dutch Perspective*J.L.W. Sillevs Smitt*

281

The Permanent Court of Arbitration, The Legal Capital of the World,  
and the UNCITRAL Arbitration Rules*P.J.H. Jonkman*

285

## THE REGULATION OF INTERNATIONAL TRADE

**Dispute Settlement Procedures in Commercial Matters**

Chair: J. Cameron

Dispute Resolution in the WTO

*J. Cameron*

293

Dispute Settlement Procedures in the WTO – a View from The Hague <i>E.-U. Petersmann</i>	297
WTO Dispute Settlement Procedures and the European Union <i>B. Jansen</i>	305
<b>Trade Measures in Multilateral Environmental Agreements</b>	
Chair: J.A. Peters	
How to Reconcile Trade and Environment <i>J.A. Peters</i>	309
Trade and Positive Measures in Multilateral Environmental Agreements: Effectiveness and Suitability <i>W. Lang</i>	317
<b>Friction Between Substantive Provisions of WTO Law and EC Law</b>	
Chair: F. Weiss	
The Friction between GATT/WTO Law and EC Law: Some Critical Remarks on the Case Law of the ECJ <i>A. Ott</i>	323
The Beef Hormone Dispute: Does WTO Law Preclude Precautionary Health Standards? <i>W.Th. Douma</i>	333

## INTERNATIONAL HUMANITARIAN LAW

**Humanitarian Crises**

Chair: H.-P. Gasser

Law in Humanitarian Crises: Introductory Statement <i>H.-P. Gasser</i>	349
Access to Victims: Reconceiving the Right to 'Intervene' <i>M. Weller</i>	353

**Regulation of Warfare**

Chair: E.P.J. Myjer

Means and Methods of Warfare and the Coincidence of Norms between the Humanitarian Law of Armed Conflict and the Law of Arms Control <i>E.P.J. Myjer</i>	371
Landmines and the Ottawa Process <i>P. van den IJssel</i>	385
The Chemical Weapons Convention and the Verification Process <i>J.-L. Rolland</i>	393

## CLOSING SESSION

**The International Court of Justice and the Proliferation of International Judicial Organs**

Chair: H. Corell

The Contribution of the International Court of Justice to the Development of International Law <i>S.M. Schwebel</i>	405
The Future of the Law of the Sea Tribunal in Hamburg <i>B. Kwiatkowska</i>	417
Regional Courts <i>P.J.G. Kapteyn</i>	427
The Proliferation of International Judicial Organs and the Formation of International Law <i>H. Thirlway</i>	433

**Annex**

The Future Development of Binding Dispute Settlement Mechanisms in International Law <i>H.A.F.M.O. van Mierlo</i>	445
Statal Cooperation with a Universal Criminal Court: Recognition and Enforcement of Sentences <i>W. Sorgdrager</i>	449
The Hague Academy of International Law <i>D. Bardonnet</i>	453

<b>List of abbreviations</b>	459
------------------------------	-----

<b>Index</b>	463
--------------	-----