

## **BERKELEY JOURNAL OF INTERNATIONAL LAW**

**Volume 20, No. 2 - 2002**

### **Articles**

The Allocation of Powers in the European Union: A Closer Look at the Principle of Subsidiary  
Christoph Henkel

Indigenous Australians and International Law: Racial Discrimination, Genocide and Reparations  
Michael Legg

### **Notes & Comments**

The Special Court for Sierra Leone: Overview and Recommendations  
Celina Schocken

A Case Study of Third World Jurisprudence-Palestine: Conflict Resolution and Customary Law in a  
Neopatrimonial Society

Robert Terris

Vera Inoue-Terris

### **Book Review**

The Mote in Thy Brother's Eye: A Review of Human Rights as Politics and Idolatry by Michael  
Ignatieff

William Carter

---

## **CARDOZO JOURNAL OF INTERNATIONAL AND COMPARATIVE LAW**

**VOLUME XI, No. 2**

Symposium

Traditional Knowledge, Intellectual Property, and Indigenous Culture

INTRODUCTION

Peter K. Yu

WEEDS, SEEDS & DEEDS:

RECENT SKIRMISHES IN THE SEED WARS

Keith Aoki

RE-TREATING INTELLECTUAL PROPERTY? THE WAI 262 PROCEEDING AND THE  
HEURISTICS OF INTELLECTUAL PROPERTY LAW

Graeme W. Austin

PHARMACOGENOMICS AND INDIGENOUS PEOPLES:

REAL ISSUES AND ACTORS

Russel Lawrence Barsh

RACIAL IMAGERY AND NATIVE AMERICANS:

A FIRST LOOK AT THE EMPIRICAL EVIDENCE BEHIND THE INDIAN  
MASCOT CONTROVERSY

Gavin Clarkson

ACQUISITION AND DEACQUISITION OF MUSEUM COLLECTIONS AND THE  
FIDUCIARY OBLIGATIONS OF MUSEUMS TO THE PUBLIC

Patty Gerstenblith

SPIRITUAL BUT NOT INTELLECTUAL? THE PROTECTION OF SACRED  
INTANGIBLE TRADITIONAL KNOWLEDGE

Daniel J. Gervais

REFLECTIONS ON THE TRADITIONAL KNOWLEDGE DEBATE

Shubha Ghosh

DEFINING TRADITIONAL KNOWLEDGE - LESSONS FROM CULTURAL  
PROPERTY

Sarah Harding

THE RHETORIC OF BIOPARACY

Paul J. Heald

INTELLECTUAL PROPERTY, GENETIC RESOURCES AND  
TRADITIONAL KNOWLEDGE PROTECTION:  
THINKING GLOBALLY, ACTING LOCALLY

Charles R. McManis

ETHNOPHARMACOLOGY, PATENTS AND THE POLITICS OF PLANTS'  
GENETIC RESOURCES

Remigius N. Nwabueze

---

**COLUMBIA JOURNAL OF TRANSNATIONAL LAW**

**Vol. 41, 2003, No. 3**

**DISCUSSION**

The Quest for Post-Conflict Gender Justice

Kelly D. Askin

Maximizing the Achievement of Women's Human Rights in Conflict-Transformation: The Case of Sri Lanka

Sunila Abeysekera

Improving the Status of Women in the Wake of War: Overcoming Structural Obstacles

Julie Mertus

The Critical Role of Women Waging Peace

Swanee Hunt

**ESSAYS**

The Evolution of the United Nations Position on Terrorism: From Exempting Liberation Movements to Criminalizing Terrorism Wherever and by Whomever Committed

Malvina Halberstam

Article 113-7 of the French Penal Code: The Passive Personality Principle  
Eric Cafritz and Omer Tene

Self-Determination in International Law and the Demise of Democracy?  
Russell A. Miller

Aviation Security: The Role of Law in the War Against Terrorism  
Paul Stephen Dempsey

The Duty to "Expect the Unexpected": Mitigating Extreme Natural Threats to the Global Commons  
Such as Asteroid and Comet Impacts with the Earth  
Evan R. Seamone

A Comparative Analysis of International Regimes on Ozone and Climate Change with Implications  
for Regime Design  
Laura Thoms

#### **L.L.M. COMMENTS**

Criminal Defamation and Insult Laws: An Infringement on the Freedom of Expression in European  
and Post-Communist Jurisdictions  
Elena Yanchukova

Fairness and Moral Judgments in International Criminal Law: The Settlement Provision in the Rome  
Statute  
Ariel Zemach

#### **NOTE**

Accounting for the Public Interest in International Arbitration: The Need for Procedural and Structural  
Reform  
Dora Marta Gruner

#### **BOOKS RECEIVED**

---

### **COMMON MARKET LAW REVIEW**

**Vol. 40, 2003, issue 5**

Guest Editorial: The Convention's Draft Treaty establishing a constitution for Europe

The 2000 Convention on Mutual Assistance in Criminal Matters

Economic governance in the European Union: Fiscal policy discipline versus flexibility

Minimum harmonization for the completion of the internal market? The example of consumer sales  
law

Sectoral agreements between the EC and Switzerland: Contents and context

Developments in EC competition law in 2002: An overview

Case C-253/00, Antonio Muñoz y Cia, Superior Fruiticola SA v. Frumar Ltd, Redbridge Produce Marketing Ltd

Case C-326/00, Idryma Koinonikon Asfaliseon (IKA) v. Vasilios Ioannidis

Case C-186/01, Alexander Dory v. Federal Republic of Germany

Book reviews

---

## **DENVER JOURNAL OF INTERNATIONAL LAW AND POLICY**

### **Vol. 31, Number 2**

Allen Z. Hertz, Honour's Role in the International State's System.

Louis René Beres, The Newly Expanded American Doctrine of Preemption: Can it Include Assassination?

James Joseph Shallue, An Analysis of Foreign Sales Corporations and the European Communities' Four Billion-Dollar Retaliation.

Christopher C. Sabis, Congress and the Treaty Power: An Originalist Argument Against Unilateral Presidential Termination of the ABM Treaty. [Download.](#)

Brent Wible, "De-jeopardizing Justice": Domestic Prosecutions for International Crimes and the Need for Transnational Convergence.

Joe W. (Chip) Pitts III, The First U.N. Social Forum: History and Analysis.

Christopher William Pappas, Comparative U.S. & EU Approaches to E-Commerce Regulation: Jurisdiction, Electronic Contracts, Electronic Signatures and Taxation.

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## **DUKE JOURNAL OF COMPARATIVE & INTERNATIONAL LAW**

### **Volume 13, Summer 2003, Number 3**

COMPARISONS AND CONNECTIONS: A SYMPOSIUM IN  
MEMORY OF HERBERT BERNSTEIN

#### CONTENTS

Editor's Note  
Deborah A. DeMott

Foreword: Compared to What?  
Donald L. Horowitz

#### ARTICLES

A Hamburg Childhood: The Early Life of Herbert Bernstein  
Paul H. Haagen

Civil Justice Systems in Europe and the United States  
Hein Kötz

The Civil Jury and American Democracy  
Paul D. Carrington

The American Civil Jury for Ausländer (Foreigners)  
Neil Vidmar

Shift Happens: Pressure on Foreign Attorney-Fee Paradigms from Class Actions  
Thomas D. Rowe

Justice Jackson's Lament: Historical and Comparative Perspectives on the Availability of Legislative History  
Richard A. Danner

Approaches to Statutory Interpretation and Legislative History in France  
Claire M. Germain

Whose Precaution After All? A Comment on the Comparison and Evolution of Risk Regulatory Systems  
Jonathan B. Wiener

In Dubio Pro Conventione? Some Thoughts About Opt-Outs, Computer Programs and Preemption Under the 1980 Vienna Sales Convention (CISG)  
Joseph Lookofsky

When is a Principal Charged with an Agent's Knowledge?  
Deborah A. DeMott

Commercial Trusts as Business Organizations: An Invitation to Comparatists  
Steven L. Schwarcz

---

## **FOREIGN AFFAIRS**

**November/December 2003**

**Vol 82, Number 6**

That Was Then: Allen W. Dulles on the Occupation of Germany  
Allen W. Dulles

U.S. troops on conquered territory, infrastructure in ruins, international squabbling over reconstruction: a window onto occupied Germany seven months after V-E Day, when progress was still unsteady and Europe's future hung in the balance.

The Privatization of Foreign Aid: Reassessing National Largesse  
Carol C. Adelman

Critics have long derided the U.S. government for stinginess in international giving. But such charges miss the point. Today, it is private funds that make the difference in poor countries, and here the United States leads the pack.

The Case for Cultural Diplomacy: Engaging Foreign Audiences  
Helena K. Finn

To fight foreign extremism, Washington must remember that winning hearts and minds is just as important as battlefield victories. Military force will not do it alone: the United States must offer desperate youth abroad a compelling ideological alternative.

#### China's New Diplomacy

Evan S. Medeiros and M. Taylor Fravel

The recent crisis over North Korea's nuclear weapons has had at least one unexpected aspect: the crucial -- and highly effective -- intervention of Beijing. China's steady diplomacy is a sign of how much things have changed in the country, which has long avoided most international affairs. Recently, China has begun to embrace regional and global institutions it once shunned and take on the responsibilities that come with great-power status. Just what the results of Beijing's new sophistication will be remains to be seen; but Asia, and the world, will never be the same.

#### China Takes Off

David Hale and Lyric Hughes Hale

China has achieved stunning economic progress since the 1970s, thanks to aggressive liberalization, a commitment to exporting high-tech goods, and a massive injection of foreign investment. Although this unprecedented success is understandably unnerving to China's neighbors and trading partners, it should not be cause for worry; China, the United States, and the rest of the world still have lots of business to do.

#### Should Hezbollah Be Next?

Daniel Byman

The radical Lebanese Shi'ite movement Hezbollah is fomenting violence in post-war Iraq and fanning the flames of the Israeli-Palestinian conflict. Its bloody track record makes it a natural target in the war on terror. But Washington's only option is to confront Hezbollah indirectly: by getting its backers, Syria and Iran, to help change its focus from militancy to politics.

#### Reinventing the West

Dominique Moïsi

During the Cold War, the ever-present Soviet threat helped keep the West united. More recently, however, attempts to mend the transatlantic rift by pointing to present dangers have only deepened the cultural divide. Leaders on both sides of the Atlantic must accept that "the West" has now split into European and American halves. But both sides still need each other -- now more than ever.

#### Japan's New Nationalism

Eugene A. Matthews

Ever since World War II, the slightest sign of nationalism in Japan has been widely denounced, at home and abroad. Recently, however, discussions that were once taboo -- including whether to rearm or even develop nuclear weapons -- have moved into the Japanese mainstream. Yet the country's critics need not be alarmed; a little healthy nationalism may be just what Japan, with its faltering economy, needs most.

#### America's Imperial Dilemma

Dimitri K. Simes

The United States increasingly looks, walks, and talks like an empire. It should therefore heed the lessons of its predecessors, exercising strong and determined global leadership. At the same time, it must avoid the temptation to meddle when American interests are not at stake. This means, among other things, dropping the doctrine of universal democracy promotion.

#### The Next Prize

Daniel Yergin and Michael Stoppard

The emerging global market in natural gas has the potential to meet rising demand for electricity worldwide. The United States' own gas supplies are dwindling, but elsewhere vast, unexploited resources are becoming ever more accessible now that gas can be liquefied, shipped, and used

efficiently. New energy linkages will create new risks, but none that cannot be managed through proper diversification.

The Baby Trade  
Ethan B. Kapstein

The international adoption trade is booming, as more families in the West adopt more babies from developing countries. But it has spawned a sordid black market as well, in which children are bought or abducted and sold. The best way to stop the trafficking is not to ban adoptions from countries that tolerate corrupt rings, but to strengthen the underdeveloped multilateral legal regime that regulates adoptions around the planet.

Clinton's Strong Defense Legacy  
Michael O'Hanlon

Conventional wisdom holds that Bill Clinton presided over a disastrous downsizing of the U.S. military. But this claim is wrong. In fact, Clinton's Pentagon maintained high levels of readiness and enacted a bold military modernization program that bore fruit in Bosnia and Kosovo -- and in Afghanistan and Iraq.

Being Yasir Arafat: A Portrait of Palestine's President  
Glenn E. Robinson

Two Israeli studies of the polarizing Palestinian leader don't shed much light on their subject. But they do make clear why his time may be past.

Remaking the World: Bush and the Neoconservatives  
Joshua Micah Marshall

Ivo Daalder and James Lindsay take stock of the Bush revolution in foreign affairs. The neocons have been running the show -- and we're all now paying the price.

The Other 9/11: The United States and Chile, 1973  
Kenneth Maxwell

Thirty years after the overthrow of Salvador Allende in Chile, The Pinochet File, a "dossier" of declassified documents, lays out the true U.S. role.

Recent Books on International Relations  
Africa  
Asia and Pacific  
Eastern Europe and Former Soviet Republics  
Middle East  
Western Europe  
Western Hemisphere  
Economic, Social, and Environmental  
Military, Scientific, and Technological  
Political and Legal

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## **INTERNATIONAL JOURNAL OF CONSTITUTIONAL LAW**

**Volume 1, Issue 4, October 2003**

Introduction  
The Editors  
pp. 555-556

"A known but an indifferent judge": Situating Ronald Dworkin in contemporary Indian jurisprudence  
Upendra Baxi

pp. 557-589

From wickedness to equality: The moral transformation of South African law

Arthur Chaskalson

pp. 590-609

Hercules in Germany?

Bernhard Schlink

pp. 610-620

Ronald Dworkin's principle based constitutionalism: An Italian point of view

Gustavo Zagrebelsky

pp. 621-650

Response to overseas commentators

Ronald Dworkin

pp. 651-662

Culture, religion, and gender

Frances Raday

pp. 663-715

European Court of Human Rights: Legal status of postoperative transsexuals

Beate Rudolf

pp. 716-721

European Court of Human Rights: Death in Strasbourg-assisted suicide, the Pretty case, and the European Convention on Human Rights

John Keown

pp. 722-730

Spain: Banning political parties as a response to Basque terrorism

Leslie Turano

pp. 730-740

Welfare State and Constitutionalism: Nordic Perspectives

Abdullahi An-Na'im

pp. 741-745

The Security of Freedom: Essays on Canada's Anti-Terrorism Bill

David Cole

pp. 745-750

---

## **JEAN MONNET WORKING PAPERS**

**No. 11 - 2003**

Francesca Bignami

Three Generations of Participation Rights in European Administrative Proceedings

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## **JOURNAL OF WORLD TRADE**

**Vol. 37, 2003, issue 4**

Life is Forever Becoming—A Tribute To Bob Hudec

Robert E. Hudec—A Practitioner's Appreciation

Developing Countries and General Agreement on Tariffs and Trade/World Trade Organization  
Dispute Settlement

Further Thoughts on the Role of Regulatory Purpose under Article III of the GATT

Hudec as Panellist

Beyond the Ostensible A Tribute to Professor Robert Hudec's Insights on the Determination of the  
Likeness of Products Under the National Treatment Provisions of the General Agreement on Tariffs  
and Trade

Robert Hudec and Domestic Regulation: The Resurrection of Aim and Effects

Developing Countries in the Multilateral Trading System: The Insights of Robert E. Hudec

Bob Hudec—Friendship in Disagreement, A Remembrance

---

## **LOYOLA OF LOS ANGELES LAW REVIEW**

**Vol. 37 No. 1 – fall 2003**

United States v. Crawford: Has the Ninth Circuit Unnecessarily "Waived" Supervision of Parolees?,  
Comment by Karin L. Bohmholdt

---

## **NYU JOURNAL OF INTERNATIONAL LAW AND BUSINESS**

**Volume 35, Number 1:**

Michael William Dowdle, Of Parliaments, Pragmatism, and the Dynamics of Constitutional  
Development: The Curious Case of China, 35 N.Y.U. J. INT'L L. & POL. 1 (2002)

Eleanor M. Fox, Globalization and Human Rights: Looking Out for the Welfare of the Worst Off, 35  
N.Y.U. J. INT'L L. & POL. 201 (2002)

Andras Sajó, Socioeconomic Rights and the International Economic Order, 35 N.Y.U. J. INT'L L. &  
POL. 221 (2002)

Book Annotations, 35 N.Y.U. J. INT'L L. & POL. 263 (2002)

**Volume 35, Number 2:**

CONFERENCE: International Law and Justice in the Twenty-First Century: The Enduring  
Contributions of Thomas M. Franck

## **FOREWORD**

Benedict Kingsbury, Neo-Madisonian Global Constitutionalism: Thomas M. Franck's Democratic Cosmopolitan Prospectus for Managing Diversity and World Order in the Twenty-First Century, 35 N.Y.U. J. INT'L L. & POL. 291 (2003)

## **OPENING REMARKS**

Harold Hongju Koh, A Toast to "Tom the Frank", 35 N.Y.U. J. INT'L L. & POL. 303 (2003)

## **CONTRIBUTIONS**

Philip Allott, The Emerging International Aristocracy, 35 N.Y.U. J. INT'L L. & POL. 309 (2003)

Nathaniel Berman, The Quest for Rationality: The Recent Writings of Tom Franck, 35 N.Y.U. J. INT'L L. & POL. 339 (2003)

David Golove, Military Tribunals, International Law, and the Constitution: A Franckian-Madisonian Approach, 35 N.Y.U. J. INT'L L. & POL. 363 (2003)

David Kennedy, Tom Franck and the Manhattan School, 35 N.Y.U. J. INT'L L. & POL. 397 (2003)

Karen Knop, Reflections on Thomas Franck, Race and Nationalism (1960): "General Principles of Law" and Situated Generality, 35 N.Y.U. J. INT'L L. & POL. 437 (2003)

Martti Koskenniemi, Legal Cosmopolitanism: Tom Franck's Messianic World, 35 N.Y.U. J. INT'L L. & POL. 471 (2003)

David M. Malone, The Security Council in the Post-Cold War Era: A Study in the Creative Interpretation of the U.N. Charter, 35 N.Y.U. J. INT'L L. & POL. 487 (2003)

---

## **THE SWISS REVIEW OF INTERNATIONAL ECONOMIC RELATIONS**

### **2003 III - september**

#### **Artikel - Articles**

Gaedtke, Jens-Christian; Multilateralisierung des öffentlichen Beschaffungswesens im Rahmen der WTO

Roitinger, Alexander; Preserving Trade Policy Flexibility in Antidumping Reform

Hüfner, Felix P.; Schröder, Michael; Exchange Rate Pass-Through to Consumer Prices: A European Perspective

Buchmüller, Patrik; Macht, Christian; Basel II und internationaler Bankenwettbewerb

---

## **WORLD COMPETITION**

**Vol. 26 is. 3 - 2003**

Editor

The Decision of the European Court of Justice on Open Skies and Competition Cases

Andersen and the ``Failing Firm

An Analysis of the Proposal to Decriminalize the Anti-competitive Pricing Practices Under The Competition Act

Cartel Sanctions and International Competition Policy: Cross-Border Cooperation and Appropriate Forums for Cooperation

Should Private Antitrust Enforcement Be Encouraged in Europe?

The Integration of Competition Law Principles in the New European Regulatory Framework for Electronic Communications

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## **WORLD TRADE AND ARBITRATION MATERIALS**

**Vol. 15 is. 4 - 2003**

Fireman' Fund Insurance Company and the United Mexican States, Decision on the Preliminary Question, 17 July 2003

Marvin Feldman v. Mexico, Correction and Interpretation of the Award, 13 June 2003

American Arbitration Association: International Dispute Resolution Procedures, 1 July 2003

United States Court of Appeals for the Fifth Circuit: Karaha Bodas Company, LLC v. Perusahaan Pertambangan Minyak Dan Gas Bumi Negara, 18 June 2003

United States Supreme Court: PacifiCare Health Systems, Inc., et al. v. Book, 7 April 2003