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Maritime Border Diplomacy, edited by Myron H. Nordquist and John Norton Moore, examines critical issues in international maritime boundary disputes together with the important global role of Indonesia, whose maritime boundaries are imperative to its sovereign status identity.

The first in a series of Companions that offer broad

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coverage of a range of international courts and tribunals, The Elgar Companion to the International Court of Justice is a one-stop reference for those wishing to understand this highly significant an

Equity emerged as a powerful symbol of aspired redistribution in international relations. Operationally, it has had limited impact in the Westphalian system of nation states - except for maritime boundary delimitations. This book deals with the role of equity in international law, and offers a detailed case study on maritime boundary delimitation in the context of the enclosure movement in the law of the sea. It assesses treaty law and

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the impact of the United Nations Convention on the Law of the Sea. It depicts the process of trial and error in the extensive case law of the International Court of Justice and arbitral tribunals and expounds the underlying principles and factors informing the methodology both in adjudication and negotiations. Unlike other books, the main focus is on equity and its implications for legal methodology, in particular offering further guidance in the field of international economic law.

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

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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,

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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 Johannesburg 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

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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 fora, 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 A 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

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by international courts and tribunals on the one hand, and for international community of academics in the adequate assessing of this development on the other hand.

Equitable Maritime Boundary Delimitation

Decisions of the World Court relevant to the UN

Convention on the Law of the Sea [electronic resource]

Volume I: The Law of the Sea

The Río de la Plata and its Maritime Front Legal Regime

Case Law on Equitable Maritime Delimitation

Excerpt from A Treatise on the Law of Liens, Vol. 2

of 2: Common Law, Statutory, Equitable and

Maritime Numerous statutes have been enacted and

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very many rulings have been made by the courts on the subject of liens since the publication of the last edition of this work. In this revision the author has made a diligent effort to set out the substance of such statutes and has cited a very large number of the decisions of the courts made during the last twenty years. He has found it necessary to add many new sections and parts of sections and to add many annotations and authorities supporting the new text. About the Publisher Forgotten Books publishes hundreds of thousands of rare and classic books. Find more at www.forgottenbooks.com This book is a reproduction of an important historical work.

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Forgotten Books uses state-of-the-art technology to digitally reconstruct the work, preserving the original format whilst repairing imperfections present in the aged copy. In rare cases, an imperfection in the original, such as a blemish or missing page, may be replicated in our edition. We do, however, repair the vast majority of imperfections successfully; any imperfections that remain are intentionally left to preserve the state of such historical works.

The equidistance principle as a method of delimitation is viewed as rigid, so in order to achieve an equitable solution, its rigidity may be considered a problem as the delimitation process requires some

flexibility. International courts and tribunals have emphasized that maritime boundary delimitation in general should achieve an equitable solution between states. The import of this is that where the application of the equidistance principle does not achieve an equitable solution it will be discarded as a method of delimitation. This has resulted in a strong view point that regards the equidistance principle as ordinary, lacking importance and simply a method of delimitation like any other method. In developing the law of maritime boundary delimitation, courts and tribunals have by their pronouncements created the above situation but

have also had some liberal views on the importance of the equidistance principle. The contrasting viewpoint presents a challenge to states that rely on the equidistance principle to delimit their maritime boundaries as the stronger view point appears more apparent. This thesis argues that the liberal view should become more conspicuous within the pronouncements of the courts and tribunals. Relying on the evolution of the equidistance principle through case law and how it has metamorphosed, this thesis explains how the equidistance principle cannot simply be regarded as an ordinary method of delimitation. On the premise that the equidistance

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principle is now designed to achieve an equitable solution, this thesis concludes that it has become a universal method of delimitation having primacy over other methods in maritime boundary delimitation. This thesis offers reasons to validate its position.

The Seventh Edition of Florida Maritime Law and Practice features the contributions of a of a group of authors and experts, and well as a dedicated steering committee. It is the ideal guide for Florida practitioners, with a focus on Florida-specific statutes, case law, and rules. The comprehensive source also cites to applicable secondary sources,

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as well as federal statutes and case law, and international law. The Seventh Edition includes: The American seaman and the ability of a seaman to recover under the Jones Act when the seaman is acting within the course and scope of his or her employment. Medical negligence and the Eleventh Circuit's adoption of the standard of care of ""ordinary reasonable care under the circumstances."" Occupational diseases and the remedies available to seamen under the Jones Act and General Maritime Law. Emotional injuries (including overwork and Coronavirus) and the ability of a seaman to recover under the Jones Act and

General Maritime Law for mental or emotional injuries. An American seaman's inability to recover punitive damages as part of an unseaworthiness claim under General Maritime Law. The enforcement of arbitration agreements by nonsignatories following the United States Supreme Court's decision in GE Power Conversion France SAS, Corp. v. Outokumpu Stainless USA, LLC, 140 S.Ct. 1637, 207 L.Ed.2d 1 (2020). Updated discussion of the elements of a cause of action under the Longshore and Harbor Workers' Compensation Act and application of the borrowed servant doctrine. Maritime negligence and a cruise ship's duty to

protect passengers from dangerous conditions that the ship has notice of. Possible extension of the “reasonably competent stevedore” to the “experienced stevedore” by the Eleventh Circuit in Troutman v. Seaboard Atlantic Ltd., 958 F.3d 1143, 1147 (11th Cir. 2020), under the Longshore and Harbor Workers’ Compensation Act. Demurrage and detention as it relates to the carriage of goods. Updated discussion of marine insurance and attorney fees. Priority of maritime liens and the doctrine of equitable subordination. Discussion and application of the recent amendments to Florida Boating Law under Ch. 2021-184, Laws of Fla. (2021).

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Recent legislative changes regarding marinas in deepwater seaports and marina liability. See Ch. 2021-108, Laws of Fla. (2021). Newly revamped chapter about Maritime Security Law. New Forms: BIMCO TOWHIRE, TOWCON, and BARGEHIRE BIMCO SHIPLEASE BIMCO contract provisions for electronic signatures BIMCO contract provisions for arbitration IYBA Purchase and Sale Agreement for Brokerage Vessel (2020).

This fully revised new edition offers a comprehensive picture of the law of maritime delimitation, incorporating all new cases and State practice in this field. As with all types of law, the law

of maritime delimitation should possess a degree of predictability. On the other hand, as maritime delimitation cases differ, flexible considerations of geographical and non-geographical factors are also required in order to achieve equitable results. How, then, is it possible to ensure predictability while taking into account a number of diverse factors in order to achieve an equitable result? This is the question at the heart of the law of maritime delimitation. This book explores a well-balanced legal framework that reconciles predictability and flexibility in the law of maritime delimitation by looking at three aspects of the question: first it

reviews the evolution of the law of maritime delimitation; second, it undertakes a comparative study of the case law and State practice; and third, it critically assesses the law of maritime delimitation in its current form.

**The IMLI Manual on International Maritime Law
a reference guide**

**The Quest for Distributive Justice in International
Law**

A Case Study of the Russian Federation

The International Court of Justice is the principal judicial organ of the United Nations and plays a

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central role in both the peaceful settlement of international disputes and the development of international law. This comprehensive Commentary on the Statute of the International Court of Justice, now in its second edition, analyses in detail not only the Statute of the Court itself but also the related provisions of the United Nations Charter as well as the relevant provisions of the Court's Rules of Procedure. Five years after the first edition was published, the second edition of the Commentary embraces current events before the International Court of Justice as well as before other courts and tribunals relevant for the interpretation and application of its Statute. The Commentary provides

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a comprehensive overview and analysis of all legal questions and issues the Court has had to address in the past and will have to address in the future. It illuminates the central issues of procedure and substance that the Court and counsel appearing before it face in their day-to-day work. In addition to commentary covering all of the articles of the Statute of the ICJ, plus the relevant articles of the Charter of the United Nations, the book includes three scene-setting chapters: Historical Introduction, General Principles of Procedural Law, and Discontinuation and Withdrawal. The second edition of the Commentary adds two important and instructive chapters on Counter-Claims and Evidentiary Issues.

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The combination of expert editors and commentators, and their assessment of new developments in the important work of the ICJ, make this a landmark publication in the field of international law.

Maritime Delimitation as a Judicial Process is the first comprehensive analysis of judicial decisions, state practice and academic opinions on maritime boundary delimitation. For ease of reading and clarity, it follows this three-stage approach in its structure. Massimo Lando analyses the interaction between international tribunals and states in the development of the delimitation process, in order to explain rationally how a judicially-created approach to delimit maritime boundaries has been accepted by

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states. Pursuing a practical approach, this book identifies disputed points in maritime delimitation and proposes solutions which could be applied in future judicial disputes. In addition, the book engages with the underlying theories of maritime delimitation, including the relationship between delimitation and delineation, the effect of third states' rights on delimitation, and the manner in which each stage of the process influences the other stages.

A surprising number of maritime boundaries remain unresolved, and a range of reasons can be cited to explain why the process of delimiting these boundaries has been so slow. This volume addresses

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and analyzes some of these reasons, focusing on some of the volatile disputes in Northeast Asia and in North America. Scholars from Asia, the United States, and Europe grapple with festering controversies and apply insights gained from resolved disputes to those that remain unresolved. Islands continue to haunt this process, and the way in which they should affect maritime boundaries remains in dispute. The United States has a number of disputed boundaries with its neighbors to the north and south, and these are examined. Antarctica is a concern of all nations, and the regimes governing the Southern Ocean surrounding Antarctica are analyzed. The International Tribunal for the Law of

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the Sea was created to allow countries to resolve their disputes peacefully, and two chapters look at how this new court is operating. The impact of sea-level rise on maritime boundaries is given special attention in the opening chapter. This volume presents a wonderful collection of provocative chapters written by the top scholars in the field of International Ocean Law. It should help scholars, students, and decision makers to understand the current state of this field and to move some of the difficult disputes toward resolution.

This book provides a systematic and comprehensive study of the legal concept of equity as it operates in contemporary international law. A principle with a

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long pedigree, equity has been present in legal thought and in municipal legal systems since antiquity. Introduced in international legal decisions through claims commissions and arbitral tribunals, equity became progressively part and parcel of the international law mainstream. From international cultural heritage law to the law on climate change, from maritime boundary delimitations to decisions on security for costs in investment arbitration, the relevance of equity is more far-reaching than has previously been acknowledged. In contrast with earlier studies on the topic, this book is informed by a body of judicial and arbitral case law that has never been so substantial and varied. It also draws

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extensively on the prolific case law of investment tribunals, gaining insights from a valuable source that is typically overlooked in public international law scholarship. As the importance of international law increases, covering continuously new domains, the value of equity increases with it. It is this new equity in the international law of the 21st century that this book explores.

Demise of Equitable Principles and the Rise of
Relevant Circumstances in Maritime Boundary
Delimitation

International Law

Unresolved Issues and New Challenges to the Law of
the Sea

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**Maritime Boundary Delimitation: The Case Law
The Equidistance Principle and an Equitable Solution
in Maritime Boundary Delimitation**

This publication includes contributions by Judges of the International Tribunal for the Law of the Sea, eminent scholars and experienced practitioners. The papers deal with various aspects of maritime delimitation: the jurisprudence of international courts and tribunals and their relevance for delimitation, the impact of the Law of the Sea Convention, the role of legal practitioners and diplomatic negotiators, and delimitation under particular geological

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circumstances and in geographically complex regional situations. It is designed to provide insight and guidance to the complicated process of maritime delimitation. This book seeks to analyse various aspects of international law, the link being how they structure and marshal the different forces in the international legal order. It takes the following approaches to the matter. First, an attempt is made to determine the fundamental characteristics of international law, the forces that delineate and permeate its applications. Secondly, the multiple relations between law and policy are

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analysed. Politics are a highly relevant factor in the implementation of every legal order (and also a threat to it); this is all the more true in international law, where the two forces, law and politics, have significant links. Thirdly, the discussion focuses on a series of fundamental socio-legal notions: the common good, justice, legal security, reciprocity (plus equality and proportionality), liberty, ethics and social morality, and reason.

The law of the sea is a complex and fascinating subject. This textbook explores the subject from the perspective of public

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international law, covering all the key topics from the legal regimes governing the different jurisdictional zones, to international co-operation for protection of the marine environment. Students interested in international environmental and natural resources law will find chapters on emerging issues such as the conservation and the protection of natural resources and biodiversity in the oceans. It includes student-friendly features such as chapter overviews, conclusions, figures and tables and further reading sections. Clarity of expression, engaging analysis and

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comprehensive coverage make this book essential reading for all students of the law of the sea.

This book is a thoroughly up-to-date text that will be used both as 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 the international legal process. Historical materials of continuing importance appear alongside new materials that address such topics as maritime

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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 organisations. These new topics complement a comprehensive treatment of rights and responsibilities in various zones of the oceans and on the high seas, fisheries, nonliving resources, marine pollution, vessel nationality, and jurisdiction over vessels, baselines, maritime boundary delimitation, and dispute settlement. The book contains extensive notes

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and commentary, along with carefully selected and edited readings and documents, some of which are not readily available in other reference sources. Citations t

Is it Consistent and Predictable?

The Function of Equity in International Law

Is It Consistent and Predictable?

Maritime Border Diplomacy

The Law of Maritime Boundary Delimitation

Deep-sea genetic resources and the interest of the biotechnology industry in their exploitation are emerging as a significant challenge for international oceans governance. This book is the first

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comprehensive examination of this issue and explores its relationship with marine scientific research and other activities in the deep sea. As well as a detailed survey of the state of industry interest in this new field of biotechnology it also sets out proposals for future sustainable management of these resources utilizing many existing international law and policy regimes. The Model Rules of Professional Conduct provides an up-to-date resource for information on legal ethics. Federal, state and local courts in all jurisdictions look to the Rules for guidance in solving lawyer

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malpractice cases, disciplinary actions, disqualification issues, sanctions questions and much more. In this volume, black-letter Rules of Professional Conduct are followed by numbered Comments that explain each Rule's purpose and provide suggestions for its practical application. The Rules will help you identify proper conduct in a variety of given situations, review those instances where discretionary action is possible, and define the nature of the relationship between you and your clients, colleagues and the courts.

This volume presents an analysis of the

maritime boundary delimitations of the Russian Federation. The focus of this analysis is the relationship between state practice and the rules of public international law applicable to the delimitation of maritime zones between neighboring states.

Drawing on a large and varied body of judicial and arbitral case law, this book provides a comprehensive, original, and up-to-date account of the role of equity in international law.

A Practitioner's Guide to Maritime Boundary Delimitation

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**Florida Maritime Law and Practice 7th Edition
Theory of International Law
Maritime Delimitation
Common Law, Statutory, Equitable and Maritime
(Classic Reprint)**

This two-part study examines the law governing maritime boundaries and their delimitation, with special attention being paid to the situation in the Mediterranean Sea. The first part of the work looks at the general principles of international law which operate in relation to maritime boundaries and attempts to elucidate a set

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of substantive rules of law which can be applied in all cases. The second part applies these rules to a number of important and problematic episodes involving boundary disputes in the Mediterranean Sea, in particular those which have centered upon enclosed and semi-enclosed areas. The work will be of particular value to lawyers concerned with law of the sea disputes especially those with a keen interest in the outcome of outstanding problems in the Mediterranean. The law of maritime delimitation has been

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mostly developed through the case law of the International Court of Justice and other tribunals. In the past decade there have been a number of cases that raise questions about the consistency and predictability of the jurisprudence concerning this sub-field of international law. This book investigates these questions through a systematical review of the case law on the delimitation of the continental shelf and the exclusive economic zone. Comprehensive coverage allows for conclusions to be drawn about

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the case law's approach to the applicable law and its application to the individual case. Maritime Boundary Delimitation: The Case Law will appeal to scholars of international dispute settlement as well as practitioners and academics interested in the law concerning the delimitation of maritime boundaries.

Analysing the role of equity in international law, the book offers a detailed case study on maritime boundary delimitation in the context of the enclosure movement in the law of the sea.

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Research Paper (undergraduate) from the year 2006 in the subject Law - European and International Law, Intellectual Properties, grade: B+, University of Dar es Salaam (Faculty of Law), course: Law of the Sea, 54 entries in the bibliography, language: English, abstract: Equity as a legal concept is a direct emanation of the idea of justice. It was however a long time, before this understanding broke way in municipal law, let alone that it became accepted by a majority in Public International Law, as the lawyers [in

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England] had a maxim that they would tolerate a 'mischief' [a failure of substantial justice in a particular case] rather than an 'inconvenience' [a breach of legal principle]. The parties to the case were however mostly not satisfied with such 'inconvenience' resulting from the 'hard nosed' municipal Common Law and started to seek redress from a higher authority – in this case the King of England. This (royal) remedy is based on the concept of 'Equity,' which – as understood in this paper – was applied to

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correct unjust outcomes and referred to considerations of fairness, and reasonableness. Eventually, the foremost municipal concept of Equity found entry into international jurisprudence. However, mostly civil law countries – whose approach towards Equity was and is more reluctant – were challenging this understanding, arguing that the Court “should work on the basis of existing rights,” in Public International Law a distinction of different ‘Equities’ was developed. As will be shown, the usage of

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some of these 'Equities' is highly controversial, whereas others are today nearly commonly accepted as part of today's Public International Law.

New series

The Elgar Companion to the International
Court of Justice

Common Law, Statutory, Equitable, and
Maritime (Classic Reprint)

Containing All the Decisions of the Courts
of Law and Equity in the United Kingdom,
and Selections from the More Important
Decisions in the Colonies and the United

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States

Digest of International Cases on the Law
of the Sea

This publication contains summaries of 33 cases dating from the late nineteenth century to the present which have been selected because they give an insight into the evolution of the law of the sea and the range of issues involved in this important aspect of international law. The cases selected include judgements given by the Permanent Court of International Justice, the Central American

Court of Justice, the International Court of Justice and the International Tribunal for the Law of the Sea, as well as awards rendered by arbitral tribunals and a special commission. The delimitation of maritime zones is an important requirement for peaceful relations between neighbouring States. There are numerous examples of areas between States with opposite or adjacent coasts where sovereignty over an island or territory may not be contested but the delimitation of the continental shelf and exclusive economic zone

is still pending. Under the Law of the Sea Convention, the delimitation of these zones shall be effected by agreement on the basis of international law. However, the Convention does not offer a definitive answer as to the methods that should be applied. This publication includes contributions by Judges of the International Tribunal for the Law of the Sea, eminent scholars and experienced practitioners. The papers deal with various aspects of maritime delimitation: the jurisprudence of international courts and

tribunals and their relevance for delimitation, the impact of the Law of the Sea Convention, the role of legal practitioners and diplomatic negotiators, and delimitation under particular geological circumstances and in geographically complex regional situations. It is designed to provide insight and guidance to the complicated process of maritime delimitation.

This work analyzes the management of shared fish stocks; protection of the underwater cultural heritage; the possibilities of

establishing marine protected areas and other means for safeguarding vulnerable marine ecosystems; the use of the high seas for intelligence as well as recent developments on interdiction of vessels on the high seas. This book provides a user-friendly and practical guide to the modern law of maritime boundary delimitation. The law of maritime boundaries has seen substantial evolution in recent decades. The book provides a comprehensive overview of the law in this field, and its development through the United

Nations Convention on the Law of the Sea, which set out the framework of the modern law in 1982. The Convention itself has since been substantially built upon and clarified by a series of judicial and arbitral decisions in boundary disputes between sovereign states, which themselves also built upon earlier case law. The book dissects each of the leading international judgments and awards since the North Sea Continental Shelf Cases in 1969, providing a full analysis of the issues and context in each case, explaining their

fundamental importance to shaping the law. The book provides forty clear technical illustrations to carefully demonstrate the key issues at stake in this complex area of law. Technological developments in the exploitation of maritime natural resources (including oil and gas) have provided a significant impetus for recent boundary disputes, as they have made the resources found in remote areas of the ocean and seabed more accessible. However, these resources cannot effectively be exploited at

the moment, as hundreds of maritime boundaries worldwide remain undelimited. The book therefore complements the legal considerations raised with substantial technical input. It also identifies key issues in maritime delimitation which have yet to be resolved, and sets out the possible future direction the law may take in resolving them. It will be an unique and valuable resource for lawyers involved in cases involving maritime delimitation, and scholars and students of the law of the sea.

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Predictability and Flexibility in the Law of Maritime Delimitation

**Maritime Boundary Disputes, Settlement
Processes, and the Law of the Sea**

**Equitable Principles of Maritime Boundary
Delimitation**

Time Before and Time After

**The Qatar V. Bahrain Maritime Delimitation
and Territorial Questions Case**

This three-volume Manual on International Maritime Law presents a systematic analysis of the history and contemporary development of international maritime law

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by leading contributors from across the world. Prepared in cooperation with the International Maritime Law Institute, the International Maritime Organization's research and training institute, this a uniquely comprehensive study of this fundamental area of international law. Volume I: The Law of the Sea addresses the major issues which arise in the law of the sea. It provides a detailed understanding of the historical development of the law of the sea; the role of the International Maritime Organization; the law surrounding maritime zones; the legal regime of islands; the international sea-bed area; the legal regime governing marine scientific research; the rights and obligations of

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land-locked and geographically disadvantaged states; the legal regime of Arctic and Antarctic; and the settlements of disputes. This volume also considers the ways in which human rights and the law of the sea interact. The forthcoming Volume II will address shipping law; Volume III will provide analysis of marine environmental law and maritime security law. The full three-volume Manual will set out the entirety of international maritime law, re-stating and re-examining its fundamental principles, how it is enacted, and the issues that are shaping its future. It will be a superlative resource for those working with or studying this area of law.

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Offers a comprehensive and systematical review of the case law on maritime delimitation, identifying various inconsistencies.

Excerpt from A Treatise on the Law of Liens, Vol. 1 of 2: Common Law, Statutory, Equitable, and Maritime The statutory law is, however, no less important than the judicial, to a complete understanding of the subject; and, besides, the decisions of the courts are largely based upon the statutes, and can be understood only by reference to them. I have therefore deemed it essential to state the statute law, sometimes in the language of the statutes, and sometimes briefly and in substance. This part of the work has been more difficult than any other. L.

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A. J. About the Publisher Forgotten Books publishes hundreds of thousands of rare and classic books. Find more at www.forgottenbooks.com This book is a reproduction of an important historical work. Forgotten Books uses state-of-the-art technology to digitally reconstruct the work, preserving the original format whilst repairing imperfections present in the aged copy. In rare cases, an imperfection in the original, such as a blemish or missing page, may be replicated in our edition. We do, however, repair the vast majority of imperfections successfully; any imperfections that remain are intentionally left to preserve the state of such historical works.

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In a thorough study of this international River and its adjacent maritime zone, the book explores both in the Treaty and in its subsequent practice, the regime and practice of jurisdiction, navigation, fisheries, works, and pollution prevention among other issues.

Reports of Cases Relating to Maritime Law

Model Rules of Professional Conduct

A Treatise on the Law of Liens, Vol. 2 of 2

Judge Shigeru Oda's Opinions in Law-of-the-sea Cases

A Commentary

Case Law on Equitable Maritime Delimitation Digest and
Commentaries Martinus Nijhoff Publishers

This fifth edition of Malcolm Shaw's bestselling textbook

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international law provides a clear, authoritative and comprehensive introduction to the subject, fully revised and updated to Spring 2003. Basically preserving the structure which made the previous edition so successful, a new chapter on Inter-state Courts and Tribunals considers the role of International Court of Justice and the International Tribunal on the Law of the Sea, and there is a new chapter on international humanitarian law. Also examined are arbitration tribunals and the role of international institutions such as the WTO in resolving conflicts. The prosecution of individuals for violations of international law is examined. Additional coverage of events in Kosovo and Iraq analyses the questions of humanitarian intervention and the role of

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the UN. Written in a clear and accessible style, setting the subject firmly in the context of world politics and the economic and cultural influences affecting it, this book remains a highly readable and invaluable resource for students and practitioners alike. The scope of the text makes this essential reading for students of international law, international relations and the political sciences. The book is also valuable to professionals and governmental and international civil servants.

This book provides a complete overview of the jurisprudence on maritime delimitation. Each case is presented under a series of identical headings, so as simultaneously to provide the reader with a complete analysis of the individual case

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and a uniform measure of comparison with other cases. The headings are as follows: geographical context; submission and arguments of the parties; specific features of the case; the judgement, broken down into its various elements; individual and dissenting opinions; and academic comment (together with a bibliography). The longest section on each case is that devoted to the judgement. The analysis of each relevant element (the role of third States, equity, equidistance, the displacement of a provisional line, islands, proportionality etc.) is presented in three ways: (1) a brief introductory part introducing, and offering a critique of, the essential features of the relevant part of the decision; (2) relevant extracts from the judgement; (3) commentaries

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(either brief or more developed, according to the needs of the case), that endeavour to bring out the substance of the judgement, in particular by drawing out the various consequences, making connections with previous and future cases so as to chart the development of the jurisprudence and offering critical reflections. The book thus presents a complete panorama of the jurisprudential problems associated with maritime delimitation. The clarity and comprehensive nature of the presentation, and the quality of the commentaries, makes it an indispensable reference work for academics and for practitioners alike.

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