

Diversity and Self-Determination in International Law

The emergence of new states and independence movements after the Cold War has intensified the long-standing disagreement among international lawyers over the right of self-determination, especially the right of secession. Karen Knop shifts the discussion from the articulation of the right to its interpretation. She argues that the practice of interpretation involves and illuminates a problem of diversity raised by the exclusion of many of the groups that self-determination most affects.

Distinguishing different types of exclusion and the relationships between them reveals the deep structures, biases and stakes in the decisions and scholarship on self-determination. Knop's analysis also reveals that the leading cases have grappled with these embedded inequalities. Challenges by colonies, ethnic nations, indigenous peoples, women and others to the culture or gender biases of international law emerge as integral to the interpretation of self-determination historically, as do attempts by judges and other institutional interpreters to meet these challenges.

KAREN KNOP is Associate Professor of Law in the Faculty of Law, University of Toronto, where she teaches international law and issues of self-determination in international law. She is editor, with Sylvia Ostry, Richard Simeon and Katherine Swinton, of *Rethinking Federalism: Citizens, Markets, and Governments in a Changing World* (1995).

Cambridge University Press
0521781787 - Diversity and Self-Determination in International Law
Karen Knop
Frontmatter
[More information](#)

CAMBRIDGE STUDIES IN INTERNATIONAL AND COMPARATIVE LAW

Books in the series

Principles of the Institutional Law of International Organisations
C. F. Amerasinghe

Fragmentation and the International Relations of Micro-States
Jorri Duursma

The Polar Regions and the Development of International Law
Donald R. Rothwell

Sovereignty over Natural Resources
Nico Schrijver

Ethics and Authority in International Law
Alfred P. Rubin

Religious Liberty and International Law in Europe
Malcolm D. Evans

Unjust Enrichment
Hanoch Dagan

Trade and the Environment
Damien Geradin

The Changing International Law of High Seas Fisheries
Francisco Orrego Vicuña

International Organizations before National Courts
August Reinisch

The Right to Property in Commonwealth Constitutions
Tom Allen

Trusts
A Comparative Study
Maurizio Lupoi

On Civil Procedure
J. A. Jolowicz

Good Faith in European Contract Law
Reinhard Zimmermann and Simon Whittaker

Money Laundering
Guy Stessens

International Law in Antiquity
David J. Bederman

The Enforceability of Promises in European Contract Law
James Gordley

International Commercial Arbitration and African States
Amazu Asouzu

The Law of Internal Armed Conflict
Lindsay Moir

Diversity and Self-Determination in International Law
Karen Knop

Cambridge University Press
0521781787 - Diversity and Self-Determination in International Law
Karen Knop
Frontmatter
[More information](#)

Diversity and Self-Determination in International Law

Karen Knop
University of Toronto



Cambridge University Press
0521781787 - Diversity and Self-Determination in International Law
Karen Knop
Frontmatter
[More information](#)

PUBLISHED BY THE PRESS SYNDICATE OF THE UNIVERSITY OF CAMBRIDGE
The Pitt Building, Trumpington Street, Cambridge, United Kingdom

CAMBRIDGE UNIVERSITY PRESS
The Edinburgh Building, Cambridge CB2 2RU, UK
40 West 20th Street, New York, NY 10011-4211, USA
477 Williamstown Road, Port Melbourne, VIC 3207, Australia
Ruiz de Alarcón 13, 28014 Madrid, Spain
Dock House, The Waterfront, Cape Town 8001, South Africa
<http://www.cambridge.org>

© Karen Knop 2002

This book is in copyright. Subject to statutory exception
and to the provisions of relevant collective licensing agreements,
no reproduction of any part may take place without
the written permission of Cambridge University Press.

First published 2002
Reprinted 2003

Printed in the United Kingdom at the University Press, Cambridge

Typeface Swift 10/13 pt. System L^AT_EX 2_ε [TB]

A catalogue record for this book is available from the British Library.

Library of Congress Cataloguing in Publication data

Knop, Karen, 1960–

Diversity and self-determination in international law / Karen Knop.

p. cm.

Cambridge studies in international and comparative law; 20

Includes bibliographical references and index.

ISBN 0 521 78178 7

1. Self-determination, National. 2. Women (International law). 3. International law. I. Title. II. Cambridge studies in international and comparative law (Cambridge, England 1996); 20

KZ1269. K58 2002 341.26 – dc21 2001037639

ISBN 0 521 78178 7 hardback

Cambridge University Press
0521781787 - Diversity and Self-Determination in International Law
Karen Knop
Frontmatter
[More information](#)

To my parents

Contents

| | | |
|---|---|---------|
| | <i>Acknowledgments</i> | page xi |
| | <i>Table of cases</i> | xiii |
| | <i>Table of treaties</i> | xviii |
| | <i>List of abbreviations</i> | xxi |
| | Introduction | 1 |
| | <i>Approach</i> | 5 |
| | <i>Methodology</i> | 16 |
| | PART I Self-determination in post-Cold War international legal literature | |
| 1 | The question of norm-type | 29 |
| | <i>Rules and principles</i> | 30 |
| | <i>Change</i> | 38 |
| | <i>Participation</i> | 41 |
| | <i>The international community</i> | 45 |
| 2 | Interpretation and identity | 50 |
| | <i>Who is a 'people'?</i> | 51 |
| | <i>When does the right of self-determination entitle a people to choose independence?</i> | 65 |
| 3 | Pandemonium, interpretation and participation | 91 |
| | <i>Darkness visible</i> | 94 |
| | <i>On the perilous edge</i> | 95 |
| | <i>The apostate angel</i> | 102 |

| | | |
|---|---|-----|
| X | CONTENTS | |
| | PART II Self-determination interpreted in practice: the challenge of culture | |
| 4 | The canon of self-determination | 109 |
| | <i>Western Sahara</i> | 110 |
| | <i>EC Arbitration Commission Opinion No. 2 on Yugoslavia</i> | 167 |
| | <i>East Timor</i> | 190 |
| 5 | Developing texts | 212 |
| | <i>Competing visions</i> | 217 |
| | <i>International Labour Organization</i> | 223 |
| | <i>UN Working Group on Indigenous Populations</i> | 248 |
| | PART III Self-determination interpreted in practice: the challenge of gender | |
| 6 | Women and self-determination in Europe after World War I | 277 |
| | <i>Collective self-determination</i> | 281 |
| | <i>Individual self-determination</i> | 309 |
| 7 | Women and self-determination in United Nations trust territories | 327 |
| | <i>Self-determination and the UN trusteeship system</i> | 329 |
| | <i>Equality and self-determination in the UN trusteeship system</i> | 332 |
| | <i>Equality and self-determination in the UN Commission on the Status of Women</i> | 344 |
| | <i>Petitions</i> | 349 |
| 8 | Indigenous women and self-determination | 358 |
| | <i>Equality</i> | 360 |
| | <i>Lovelace's arguments</i> | 362 |
| | <i>Views in Lovelace</i> | 367 |
| | Conclusion | 373 |
| | <i>Patterns</i> | 374 |
| | <i>Promise</i> | 380 |
| | <i>Bibliography</i> | 382 |
| | <i>Index</i> | 421 |

Acknowledgments

It is a pleasure to acknowledge the input and assistance that I have received in the writing of this book.

Work on the book was funded by the Social Sciences and Humanities Research Council of Canada, the Connaught Fund of the University of Toronto and the Cecil A. Wright Foundation for Legal Scholarship of the University of Toronto Faculty of Law. Research for Chapter 5 at the International Labour Organization and the United Nations in Geneva was kindly made possible through the International Human Rights Programme of the University of Toronto Faculty of Law and Lee Sweptson of the International Labour Office. The opportunity to sit in on the United Nations Working Group on Indigenous Populations at the final stages of its drafting of the declaration on the rights of indigenous peoples was particularly valuable. The librarians at the Bora Laskin Law Library at the University of Toronto have been unfailingly helpful. My appreciation also goes to Johanna (Myyra) Blom and Ira Parghi for their diligent research assistance on Chapters 6 and 7 respectively and Alissa Hamilton, Alison Symington and Julissa Reynoso for other assistance with the book.

For suggestions and support at key moments, I should like to thank Hilary Charlesworth, Rebecca Cook, Donald Fleming, Bruce Grant, David Kennedy, Martti Koskenniemi, Mayo Moran, Jennifer Nedelsky, Karen Nørregaard, Craig Scott and Saskia Sassen. The book has also benefited from the comments of participants in the Legal Studies Workshop at the University of Virginia School of Law, the International Law Workshop Series at the University of Michigan Law School and the Feminist Project at Harvard Law School, where I presented parts of the book in draft.

I owe a special debt to James Crawford, who supervised the doctoral dissertation out of which the book grew. His advice, expertise and encouragement have been a lifeline time and time again. Michael

Cambridge University Press
0521781787 - Diversity and Self-Determination in International Law
Karen Knop
Frontmatter
[More information](#)

xii ACKNOWLEDGMENTS

Trebilcock and Robert Howse, who also supervised the dissertation, brought a breadth of mind and a warmth to their task that both pushed and sustained my efforts. Thomas Franck, Melissa Williams and Ed Morgan lent their support to the book in ways that went well beyond their original involvement as examiners of the dissertation. I should particularly like to thank Thomas Franck and New York University School of Law for giving me a home during the final year of my work on the book.

Above all, I am grateful to my parents, Osvald and Helga Knop, to whom this book is dedicated, and to Ralph Glass. Their example and their understanding have been an inspiration throughout. Ralph has made the journey with me from first word to last with love and patience. I thank him with the fullest and gladdest heart imaginable.

Table of cases

- Aaland Islands, Report of International Committee of Jurists
 (Larnaude, Struycken, Huber), LNOJ Sp. Supp. No. 3
 (October 1920) 3 page 21–2, 78
- Aaland Islands, Report of the Commission of Rapporteurs (Beyens,
 Calonder, Elkus), LN Council Doc. B7/21/68/106
 (16 April 1921) 21–2, 78–80, 86–7
- Aegean Sea Continental Shelf (*Greece v. Turkey*), ICJ Reports 1978,
 p. 3; 60 ILR 511 160 n. 194
- Canada AG *v. Lavell* (1973), [1974] SCR 1349 360, 362 n. 27, 365
- Amendments to the Naturalization Provisions of the Constitution
 of Costa Rica, Advisory Opinion (Inter-American Court of
 Human Rights, 1984), 5 *Human Rights Law Journal* 161;
 79 ILR 282 316
- Application of the Convention on the Prevention and Punishment
 of the Crime of Genocide (*Bosnia-Herzegovina v. Yugoslavia*),
 Preliminary Objections, ICJ Reports 1996, p. 595; 115
 ILR 1 109–10 n. 4
- Barcelona Traction, Light and Power Company, Limited (Belgium
v. Spain), ICJ Reports 1970, p. 3; 46 ILR 1 191 n. 322
- Canevaro Case (*Italy v. Peru*) (1912), 11 Reports of International
 Arbitral Awards 397 189 n. 310
- Certain Phosphate Lands in Nauru (*Nauru v. Australia*), ICJ Reports
 1992, p. 240; 97 ILR 1 6 n. 12, 109 n. 4
- Opinion and Award of the Arbitrator in the Matter of the
 Arbitration Between the Republic of Chile and the Republic of
 Peru, With respect to the Unfulfilled Provisions of the Treaty
 of Peace of October 20, 1883, under the Protocol and
 Supplementary Articles Signed at Washington, July 20, 1922,

- 4 March 1925, reprinted in S. Wambaugh, *Plebiscites Since the World War with a Collection of Official Documents* (2 vols., Washington: Carnegie Endowment for International Peace, 1933), vol. II, p. 282; 3 ILR 357 284, 303–5, 307–9
- Delgamuukw v. British Columbia, [1997] 3 SCR 1010, 37 ILM 261; 115 ILR 446 132 n. 77
- Dubai/Sharjah Border Arbitration, 19 October 1981, Court of Arbitration (Cahier, Simpson, Simmonds) (1993) 91 ILR 543 116, 131–2 n. 77, 140 n. 113, 150–8, 193, 379
- East Timor (Portugal v. Australia), ICJ Reports 1995, p. 90; 150 ILR 226 11, 32 n. 12, 52 n. 10, 109, 190–211, 214–15, 327, 378
- Frontier Dispute (Burkina Faso v. Republic of Mali), ICJ Reports 1986, p. 554; 80 ILR 440 177 n. 254
- Greco-Bulgarian ‘Communities’, Advisory Opinion (1930), PCIJ Ser. B, No. 17; 5 ILR 4 63
- Guerin v. The Queen, [1984] 2 SCR 335 201–2, 207
- International Status of South-West Africa, Advisory Opinion, ICJ Reports 1950, p. 128; 17 ILR 47 199
- Iran v. United States, Case No. A/18 (1984), 5 Iran–US Claims Tribunal Reports 251; 75 ILR 175 189 n. 310
- Island of Palmas Case (Netherlands, USA) (1928), 2 Reports of International Arbitral Awards 829; 4 ILR *passim* 70 n. 84, 135, 160
- Ivan Kitok v. Sweden (Communication No. 197/1985), GAOR, 43rd Sess., Supp. No. 40, UN Doc. A/43/40 (1988), p. 221; 96 ILR 637 22 n. 73, 369–70
- Kugler v. (Austrian) Federal Ministry for the Interior (Austrian Administrative Court, 1921), reported in J. R. Williams and H. Lauterpacht (eds.), *Annual Digest of Public International Law Cases, Being a Selection from the Decisions of International and National Courts and Tribunals given during the Years 1919 to 1922* (London: Longmans, Green and Co., 1932), pp. 220–1 (Case No. 153) 311 n. 176
- R. L. v. Canada (Communication No. 358/1989), GAOR, 47th Sess., Supp. No. 40, UN Doc. A/47/40 (1994), p. 358; 96 ILR 706 17 n. 52, 364 n. 32
- Land, Island and Maritime Frontier Dispute (El Salvador v. Honduras, Nicaragua intervening), ICJ Reports 1992, p. 351; 97 ILR 112 375–6
- Legal Status of Eastern Greenland (Denmark v. Norway) (1933), PCIJ Ser. A/B, No. 53; 6 ILR 95 135–7, 153 n. 173

- Legality of the Threat or Use of Nuclear Weapons, Advisory
 Opinion, ICJ Reports 1996, p. 226; 110 ILR 1; 110 ILR 163 97 n. 31
- Loizidou v. Turkey (Merits), European Court of Human Rights, 18
 December 1996, (1997) 18 *Human Rights Law Journal* 50;
 108 ILR 443 73–4, 77
- Sandra Lovelace v. Canada (Communication No. 24/1977), Selected
 Decisions under the Optional Protocol, vol. I (New York:
 United Nations, 1985), UN Doc. CCPR/C/OP/1, p. 10
 (admissibility); 68 ILR 19 358
- Sandra Lovelace v. Canada (Communication No. 24/1977), Selected
 Decisions under the Optional Protocol, vol. I (New York:
 United Nations, 1985), UN Doc. CCPR/C/OP/1, p. 37 (interim
 decision); 68 ILR 21 358
- Sandra Lovelace v. Canada (Communication No. 24/1977, formerly
 Communication No. R.6/24), GAOR, 36th Sess., Supp. No. 40,
 UN Doc. A/36/40 (1981), p. 166 (merits); 68 ILR 25 11, 16 n. 52,
 24, 358–72, 380
- Mabo v. Queensland (No. 2) (1992), 175 Commonwealth Law
 Reports 1 (High Court of Australia); 112 ILR 457 116, 128–9
- Mackenzie v. Hare (1915) 239 US 299 317, 321 n. 214
- Mergé Claim (US v. Italy) (1955), 22 ILR 443 189 n. 310
- Military and Paramilitary Activities in and against Nicaragua
 (Nicaragua v. United States), Merits, ICJ Reports 1986, p. 14;
 76 ILR 349 194
- Minquiers and Ecrehos (France v. United Kingdom), ICJ Reports
 1953, p. 47; 20 ILR 94 142–3, 160 n. 194, 204
- Monetary Gold Removed From Rome in 1943 (Italy v. France,
 United Kingdom and United States), ICJ Reports 1954, p. 19;
 20 ILR 441 205 n. 394
- L. S. N. v. Canada (Communication No. 94/1981), Selected Decisions
 of the Human Rights Committee under the Optional Protocol,
 vol. II (New York: United Nations, 1990), UN Doc. CCPR/C/OP/2,
 p. 6 362 n. 25
- Namibia (South West Africa), Advisory Opinion, ICJ Reports 1971,
 p. 16; 49 ILR 2 22, 44, 52 n. 10, 114, 127 n. 65, 200, 330
- Native Women's Association of Canada v. Canada, [1992] 3 Canada
 Federal Court Reports 192 (Federal Court of Appeal) 365
- North Sea Continental Shelf Cases (Federal Republic of Germany
 v. Denmark; Federal Republic of Germany v. Netherlands), ICJ
 Reports 1969, p. 3; 41 ILR 29 379

- Bernard Ominayak, Chief of the Lubicon Lake Band v.
 Canada (Communication No. 167/1984), GAOR, 45th Sess.,
 Supp. 40, UN Doc. A/45/40 (1990), vol. II, p. 1; 96 ILR 667 22 n. 73
- Reference re Secession of Quebec, [1998] 2 SCR 217, (1998) 37 ILM
 1340; 115 ILR 536 1–3
- Reparation for Injuries Suffered in the Service of the United
 Nations, Advisory Opinion, ICJ Reports 1949, p. 174; 16
 ILR 318 149–50
- Rights of Passage Case (Second Phase), ICJ Reports 1962, p. 6
 129 n. 73
- Salem Case (Egypt v. US) (1932), 2 Reports of International
 Arbitral Awards 1161; 6 ILR 188 189 n. 310
- Sawridge Band v. Canada, [1996] 1 Canada Federal Court
 Reports 3 (Federal Court, Trial Division) 367 n. 45
- Sawridge Band v. Canada, [1997] 3 Canada Federal Court
 Reports 580 (Federal Court of Appeal) 367 n. 45
- South West Africa (Ethiopia v. South Africa; Liberia v. South Africa),
 Preliminary Objections, ICJ Reports 1962, p. 319;
 37 ILR 3 113–14
- South West Africa (Ethiopia v. South Africa; Liberia v. South Africa),
 Second Phase, ICJ Reports 1966, p. 6; 37 ILR 243 113–14
- South West Africa – Voting Procedure, Advisory Opinion, ICJ
 Reports 1955, p. 67; 22 ILR 651 203 n. 384
- Temple of Preah Vihear (Cambodia v. Thailand), Merits, ICJ
 Reports 1962, p. 6; 33 ILR 48 153 n. 171
- Territorial Dispute (Libyan Arab Jamahiriya v. Chad), ICJ
 Reports 1994, p. 6; 100 ILR 1 375–6
- United States Nationals in Morocco, ICJ Reports 1952, p. 176; 19
 ILR 255 129 n. 73, 160 n. 194
- Western Sahara, Advisory Opinion, ICJ Reports 1975, p. 12; 59
 ILR 30 11, 15–16, 18 n. 55, 44 n. 80, 52 n. 10, 66, 72,
 109–67, 192, 193, 206, 210–11, 273, 374–80
- Conference on Yugoslavia, Arbitration Commission, Opinion
 No. 1 (1992) 31 ILM 1494; 92 ILR 162 170–1, 174
- Opinion No. 2 (1992) 31 ILM 1497; 92 ILR 167 11, 109, 167–90, 192,
 193, 210, 378
- Opinion No. 3 (1992) 31 ILM 1499; 92 ILR 170 171, 187
- Opinion No. 4 (1992) 31 ILM 1501; 92 ILR 173 172, 187–8
- Opinion No. 5 (1992) 31 ILM 1503; 92 ILR 178 172, 173–4, 187–8

Cambridge University Press
0521781787 - Diversity and Self-Determination in International Law
Karen Knop
Frontmatter
[More information](#)

TABLE OF CASES xvii

| | |
|---|-----------------|
| Opinion No. 6 (1992) 31 ILM 1507; 92 ILR 182 | 172, 187–8 |
| Opinion No. 7 (1992) 31 ILM 1512; 92 ILR 188 | 172, 187–8 |
| Opinion No. 9 (1992) 31 ILM 1523; 92 ILR 203 | 174 n. 245 |
| Opinion No. 11 (1993) 32 ILM 1587; 96 ILR 718 | 167 n. 222, 171 |

Table of treaties

- Australia–Republic of Nauru Settlement of the Case in the
 International Court of Justice Concerning Certain Phosphate
 Lands in Nauru, Nauru, 10 August 1993, in force 20 August
 1993, (1993) 32 ILM 1471 page 109 n. 4
- Charter of the United Nations, 26 June 1945, 59 Stat. 1031, 145
 BFSP (1943–5) 805 (1953) 6–7, 9, 11, 31, 34, 35 n. 29, 36, 51–3,
 69 n. 83, 70, 72, 82, 84–5, 87–8, 99, 111,
 191–2, 194 n. 331, 196, 197 n. 351,
 199–200, 202–3, 206–10, 267, 269,
 270, 278, 327–35, 343 n. 74,
 344, 346–7, 356
- Convention on Certain Questions Relating to the Conflict of
 Nationality Laws, The Hague, 12 April 1930, in force 1 July
 1937, 179 LNTS 89 189 n. 310, 313 n. 186
- Convention on Consent to Marriage, Minimum Age for Marriage
 and Registration of Marriages, New York, 10 December 1962,
 in force 9 December 1964, 521 UNTS 231 347
- Convention on the Elimination of All Forms of Discrimination
 Against Women, New York, adopted, 18 December 1979, in
 force 3 September 1981, 1249 UNTS 13 279
- Convention (No. 169) concerning Indigenous and Tribal Peoples in
 Independent Countries, Geneva, adopted by the International
 Labour Conference on 27 June 1989, in force 5 September
 1991, 28 ILM 1382 11, 215, 217–48, 255, 259
- Convention on the Nationality of Married Women, New York,
 adopted 29 January 1957, in force 11 August 1958, 309
 UNTS 65 313 n. 186

- Convention on the Nationality of Women, Montevideo,
 26 December 1933, in force 29 August 1934, (1934) 28 *American
 Journal of International Law Supplement* 61 313 n. 186
- Convention on the Prevention and Punishment of the Crime of
 Genocide, New York, adopted 9 December 1948, in force 12
 January 1951, 78 UNTS 277 109 n. 4
- Convention (No. 107) concerning the Protection and Integration of
 Indigenous and Other Tribal and Semi-Tribal Populations in
 Independent Countries, Geneva, adopted by the International
 Labour Conference on 26 June 1957, in force 2 June 1959, 328
 UNTS 247 223-4, 225-6, 227, 233, 234, 243-4
- Convention (No. 144) concerning Tripartite Consultations to
 Promote the Implementation of International Labour
 Standards, Geneva, adopted by the International Labour
 Conference on 21 June 1976, in force 16 May 1978, (1976)
 15 ILM 1076 226
- Covenant of the League of Nations, Versailles, 28 June 1919, in
 force 10 January 1920, (1919) 112 BFSP 13 51, 196, 197 n. 351,
 198, 288-9, 296, 298, 328-30, 332
- Declaration on the 'Guidelines on the Recognition of New States
 in Eastern Europe and in the Soviet Union', Brussels, The
 Hague, 16 December 1991, (1992) 31 ILM 1486 172-4, 187-8
- Declaration on Yugoslavia, Brussels, 16 December 1991, (1992)
 31 ILM 1485 172-4, 187-8
- General Framework Agreement for Peace in Bosnia and
 Herzegovina (Dayton Accords), Paris, 14 December 1995, in
 force 14 December 1995, (1996) 35 ILM 75 189 n. 309
- International Covenant on Civil and Political Rights, New York,
 16 December 1966, in force 23 March 1976, 999 UNTS
 171 16 n. 52, 22-3, 58-9, 80, 82, 85, 100-2, 169,
 174-5, 177, 178 n. 259, 213-14 n. 6, 222-3, 235,
 252, 265-70, 278, 358 n. 4, 360-2, 364, 368-71
- International Covenant on Economic, Social and Cultural Rights,
 New York, 16 December 1966, in force 3 January 1976, 993
 UNTS 3 22 n. 69, 58, 80, 82, 169, 174-5, 177,
 213-14 n. 6, 235, 265-70
- Optional Protocol to the International Covenant on Civil and
 Political Rights, New York, 16 December 1966, in force
 23 March 1976, 999 UNTS 171 22-3

XX TABLE OF TREATIES

| | |
|---|--|
| Protocol and Additional Article Regarding the Settlement of the Question of Western Hungary, Venice, 13 October 1921, ratified by Austria on 28 December 1921 (ratification not required by the Hungarian constitution), 9 LNTS 203 | 283 |
| Statute of the International Court of Justice, 26 June 1945, 59 Stat. 1179, 145 BFSP (1943-5) 832 (1953) | 29 n. 2, 43, 193-4, 205 |
| Treaty Between Australia and the Republic of Indonesia on the Zone of Cooperation in an Area Between the Indonesian Province of East Timor and Northern Australia (Timor Gap Treaty), Timor Sea, 11 December 1989, in force 9 February 1991, <i>Australian Treaty Series</i> 1991 No. 9 | 191, 209 n. 412 |
| Treaty of Amsterdam, 2 October 1997, in force 1 May 1999, OJ 1997 No. C340, p. 1, (1998) 37 ILM 56 | 187, 189 |
| Treaty on European Union, Maastricht, 7 February 1992, in force 1 November 1993, OJ 1992 No. C191, p. 1, (1992) 31 ILM 253 | 187, 189 |
| Treaty of Peace Between the Allied and Associated Powers and Austria, St Germain-en-Laye, 10 September 1919, 226 Consol. TS 1 (Treaty of St Germain) | 282, 297, 309-10, 311, 314 |
| Treaty of Peace Between the Allied and Associated Powers and Germany, Versailles, 28 June 1919, 225 Consol. TS 188 (Treaty of Versailles) | 225, 282-3, 297, 299, 309-10, 311-12, 314, 323-4 |
| Treaty of Peace and Friendship Between Chile and Peru, signed at Ancón, 20 October 1883, 162 Consol. TS 453 | 283-4 |

Abbreviations

| | |
|---------------|---|
| BFSP | British and Foreign State Papers |
| CHR Res. | Resolution of the Commission on Human Rights of the United Nations |
| Consol. TS | Consolidated Treaty Series |
| CSW | Commission on the Status of Women of the United Nations |
| CSW Res. | Resolution of the Commission on the Status of Women of the United Nations |
| ESCOR | Official Records of the Economic and Social Council of the United Nations |
| ESC Res. | Resolution of the Economic and Social Council of the United Nations |
| GAOR | Official Records of the General Assembly of the United Nations |
| GA Res. | Resolution of the General Assembly of the United Nations |
| Hague Recueil | Recueil des Cours, Collected Courses of the Hague Academy of International Law |
| ICJ Reports | Reports of Judgments, Advisory Opinions and Orders of the International Court of Justice |
| ILM | International Legal Materials |
| LN Council | Council of the League of Nations |
| LNTS | Treaties and International Engagements Registered with the Secretariat of the League of Nations |
| PCIJ | Permanent Court of International Justice |
| SCR | Canada Supreme Court Reports |
| SC Res. | Resolution of the Security Council of the United Nations |

xxii ABBREVIATIONS

| | |
|---------|---|
| Stat. | United States Statutes at Large |
| TC | Trusteeship Council of the United Nations |
| TCOR | Official Records of the Trusteeship Council of the United Nations |
| TC Res. | Resolution of the Trusteeship Council of the United Nations |
| UNTS | Treaties and International Agreements Registered or Filed and Recorded with the Secretariat of the United Nations |