Contents

Alphabetical List of Documents xiii
Abbreviations List xvii
Preface xix

Chapter 1. What Is International Law? 1

United Nations Charter 1
Statute of the International Court of Justice 28
Materials re: the Case Study on the United States and the International Response to ISIS 43


Vienna Convention on the Law of Treaties 53

Chapter 3. The Relationship Between International and Domestic Legal Systems: The Case of the United States 79

The Constitution of the United States 79
Foreign Relations Authorization Act, Fiscal Year 2003, Section 214 (“United States Policy with Respect to Jerusalem as the Capital of Israel”) 96
Materials re: Treaties and Executive Agreements 97
The Case Act 97
### Chapter 4. International Dispute Resolution

- Statute of the International Court of Justice [See Chapter 1]
- Treaty on European Union [See Chapter 5]
- Treaty on the Functioning of the European Union [See Chapter 5]
- GATT Articles XXII and XXIII
- Uruguay Round Final Act
  - World Trade Organization (WTO) Agreement
  - Annex 2. Dispute Settlement Understanding
- N.Y. Convention on the Recognition and Enforcement of Foreign Arbitral Awards
- Convention on the Settlement of Investment Disputes Between States and Nationals of Other States (ICSID Convention)

### Chapter 5. States, International Organizations, and Other Major International Entities

- U.N. Charter [See Chapter 1]
- Montevideo Convention on the Rights and Duties of States
- International Law Commission, Draft Articles on Responsibility of States for Internationally Wrongful Acts [See Chapter 8]
- Vienna Convention on Succession of States in Respect of Treaties
- World Trade Organization (WTO) Agreement [see Chapter 4]
- Treaty on European Union
- Treaty on the Functioning of the European Union
- Charter of Fundamental Rights of the European Union [See Chapter 8]
- Charter of the Organization of American States (OAS)
- Constitutive Act of the African Union
Chapter 6. Jurisdiction: The Allocation of Legal Authority Among States

International Convention for the Unification of Certain Rules Relating to Penal Jurisdiction in Matters of Collision or Other Incidents of Navigation 321
Foreign Extraterritorial Measures Act (Canada) 324
Cuban Liberty and Democratic Solidarity (Libertad) Act 333
Selected U.S. Anti-Terrorism Statutes (18 U.S.C. §§2331 and 2333) 344

Chapter 7. Foreign Sovereign Immunity and the Act of State Doctrine

U.S. Foreign Sovereign Immunities Act (FSIA) 347
Vienna Convention on Diplomatic Relations 365
Vienna Convention on Consular Relations 379
Optional Protocol to the Vienna Convention Concerning Compulsory Settlement of Disputes 401
State Immunity Act of 1978 (United Kingdom) 403
United Nations Convention on Jurisdictional Immunities of States and Their Property 409

Chapter 8. International Human Rights and State Responsibility for Injuries to Aliens

U.S.-Ukraine Bilateral Investment Treaty 423
International Law Commission, Draft Articles on Responsibility of States for Internationally Wrongful Acts 434
United Nations Charter [See Chapter 1] 446
Universal Declaration of Human Rights 452
International Covenant on Civil and Political Rights 468
U.S. Senate Resolution of Advice and Consent to Ratification of the Covenant on Civil and Political Rights (ICCPR) 471
First Optional Protocol to the ICCPR 474
International Covenant on Economic, Social and Cultural Rights 483
Genocide Convention 485
U.S. Reservations and Understandings to the Genocide Convention 487
Convention on the Elimination of All Forms of Racial Discrimination 487
U.S. Reservations, Understanding, and Declaration to the Convention on Racial Discrimination 495
## Contents

Convention on the Elimination of All Forms of Discrimination Against Women 497  
Convention Against Torture 508  
U.S. Reservations, Understandings, and Declarations to the Torture Convention 514  
Convention on the Rights of the Child 516  
Optional Protocol on the Involvement of Children in Armed Conflict 526  
Convention on the Rights of Persons with Disabilities 537  
Convention Relating to the Status of Refugees 553  
Protocol Relating to the Status of Refugees 565  
European Convention for the Protection of Human Rights and Fundamental Freedoms 568  
Protocols to the European Human Rights Convention (Nos. 1, 4, 6, 7, 12, 13) 582  
Charter of Fundamental Rights of the European Union 589  
American Convention on Human Rights 600  
African Charter on Human and Peoples’ Rights 620

### Chapter 9. Law of the Sea 633

- Agreement Relating to Part XI of the LOS Convention 732  
- Antarctic Treaty 746  
- Protocol on Environmental Protection to the Antarctic Treaty 751

### Chapter 10. International Environmental Law 761

- Stockholm Declaration 761  
- Rio Declaration on Environment and Development 766  
- Vienna Ozone Convention 771  
- Montreal Ozone Protocol (as amended) 781  
- Framework Convention on Climate Change 804  
- Kyoto Protocol to Climate Change Convention 818  
- Paris Agreement 838

### Chapter 11. Use of Force and Arms Control 849

- U.N. Charter [See Chapter 1] 849  
- OAS Charter [See Chapter 5] 849  
Contents


Materials re: Iraq

Congressional Authorization for Use of Military Force Against Iraq (AUMF) (1991) 859
U.N. Security Council Res. 1205 (Nov. 5, 1998) 867
U.N. Security Council Res. 1441 (November 8, 2002) 872
Letter from U.S. Permanent Representative to the U.N. Security Council (March 20, 2003) 876
U.K. Government Statement: Legal Basis for Use of Force against Iraq (March 2003) 877

Materials re: Kosovo

President Clinton’s Letter to Congress re: Kosovo (March 26, 1999) 879
Written Answer from Prime Minister Blair (April 29, 1999) 880
U.N. Security Council Res. 1244 (June 10, 1999) 881

Materials on September 11 and the World’s Response

U.N. Security Council Res. 1368 (September 12, 2001) 884
Congressional Joint Resolution: Authorization of Use of Force (September 14, 2001) 885
U.N. Security Council Res. 1373 (September 28, 2001) 886
Letter from U.S. Permanent Representative to the U.N. Security Council (October 7, 2001) 888
U.N. Security Council Res. 1378 (November 14, 2001) 889
U.N. Security Council Res. 1386 (December 20, 2001) 891

Materials re: Libya


Materials re: International Humanitarian Law

Geneva Convention Relative to the Treatment of Prisoners of War (III) (1949) 906
Geneva Convention Relative to the Protection of Civilian Persons in Time of War (IV) (1949) 922
Additional Protocol I to the Geneva Conventions of 1949 (1977) 936
Additional Protocol II to the Geneva Conventions of 1949 (1977) 962

Materials re: Non-Proliferation of Weapons of Mass Destruction

Treaty on the Non-Proliferation of Nuclear Weapons (1968) 970
### Chapter 12. International Criminal Law

<table>
<thead>
<tr>
<th>Description</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Treaty on Mutual Legal Assistance in Criminal Matters</td>
<td>1027</td>
</tr>
<tr>
<td>Between France and the United States</td>
<td></td>
</tr>
<tr>
<td>Genocide Convention [See Chapter 8]</td>
<td></td>
</tr>
<tr>
<td>U.S. Reservations and Understandings to the Genocide</td>
<td></td>
</tr>
<tr>
<td>Convention [See Chapter 8]</td>
<td></td>
</tr>
<tr>
<td>Convention Against Torture [See Chapter 8]</td>
<td></td>
</tr>
<tr>
<td>U.N. Security Council Resolutions Establishing War Crimes</td>
<td></td>
</tr>
<tr>
<td>Tribunals for the Former Yugoslavia and Rwanda</td>
<td>1048</td>
</tr>
<tr>
<td>U.N. Security Council Res. 955 (November 8, 1994)</td>
<td>1050</td>
</tr>
<tr>
<td>Rome Statute of the International Criminal Court</td>
<td>1052</td>
</tr>
</tbody>
</table>