

SERIES E.—No. 13

THIRTEENTH ANNUAL REPORT
OF THE
PERMANENT COURT OF INTERNATIONAL JUSTICE
(June 15th, 1936—June 15th, 1937)

PUBLICATIONS OF THE PERMANENT COURT
OF INTERNATIONAL JUSTICE

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A. W. SIJTHOFF'S PUBLISHING COMPANY—LEYDEN
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This volume was already in the press when the death occurred of M. Åke Hammarskjöld, member of the Permanent Court of International Justice.

For fifteen years M. Hammarskjöld had directed the Registry of the Court ; all the Court's publications had been prepared under his responsibility, and this Annual Report is the first which has not been published under his direction. The Registry of the Court desires on this occasion to pay tribute to his memory.

August, 1937.

J. L. O.

INTRODUCTION.

The Court's Thirteenth Annual Report covers the period June 15th, 1936, to June 15th, 1937; in regard to certain matters, however, account has been taken, in revising the proofs, of facts subsequent to the latter date.

The plan of the Thirteenth Annual Report is the same as that of preceding reports. Chapter I indicates the changes which have occurred in the composition of the Court since the publication of the Twelfth Annual Report: the appointment in October 1936 and May 1937 of four new judges to replace judges who had died or resigned; the death of one of these new judges in July 1937.

Chapter III gives the facts which have occurred since June 15th, 1936, in regard to the subjects dealt with in the corresponding chapter of preceding Annual Reports. In particular, with regard to the Court's advisory jurisdiction, it describes the measures taken as a result of the recent exchanges of views in the Council and Assembly of the League of Nations regarding the procedure to be adopted for votes upon requests for advisory opinions. It also contains a summary of some of the applications from private persons and directed against a government, received by the Court since June 15th, 1935. Some examples of cases of this kind have already been given in the First, Third, Fifth, Seventh, Ninth and Eleventh Annual Reports; to such applications the reply invariably given is that, under Article 34 of the Statute, they cannot be entertained.

Chapter IV brings up to date the tables and indexes contained in Chapter IV of preceding Annual Reports, namely: a list of periods during which the Court has sat; a list of judgments, opinions and orders in the nature of judgments (these two lists cover the period from 1922 to July 1st, 1937); a chronological index and an analytical index of orders (June 15th, 1936—July 1st, 1937); the Court's General List (June 15th, 1936—July 1st, 1937).

Chapter V contains a summary of the Court's judgment in the Pajzs, Csáky, Esterházy case (Dec. 16th, 1936), and of the order whereby the Court removed the case of Losinger & Co. S. A. from the List in consequence of the discontinuance of

proceedings by the Parties (Dec. 14th, 1936). It also contains a summary of the Court's judgment in the case concerning the diversion of water from the Meuse (June 28th, 1937).

Chapter VI contains a tenth addendum to the Digest of decisions taken by the Court in application of the Statute and Rules. This addendum—like the preceding addenda and the Digest itself—is followed by a number of indexes.

Chapter VIII gives an account of the changes made by the Assembly of the League of Nations, at its Seventeenth Ordinary Session, in the Regulations for the Financial Administration of the League of Nations. It also gives an account of the formation of a special pensions fund for members of the Court.

Chapters IX and X supplement and bring up to date the matter contained in the corresponding chapters of preceding Annual Reports.

* * *

It is to be understood that the contents of the volumes of Series E. of the Court's Publications, which are prepared and published by the Registry, in no way engage the Court. It should, in particular, be noted that the summary of judgments and advisory opinions contained in Chapter V, which is intended simply to give a general view of the work of the Court, cannot be quoted against the actual text of such judgments and opinions and does not constitute an interpretation thereof.

The Hague, August 1st, 1937.

J. LÓPEZ OLIVÁN,
Registrar.

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CHAPTER I.

THE COURT AND REGISTRY.

I.—THE COURT.

(1) COMPOSITION OF THE COURT.

When the Assembly of the League of Nations met in Geneva on September 21st, 1936, for its Seventeenth Ordinary Session, there were four vacancies in the Court, of which the first was due to the death of M. Schücking (Germany) on August 25th, 1935, the second to the resignation of Mr. Frank B. Kellogg (U.S.A.), given by letter dated September 9th, 1935, the third to the resignation of Mr. Wang Chung-Hui (China), given by letter dated January 15th, 1936, and the fourth to the death of Baron Rolin-Jaequemyns (Belgium) on July 11th, 1936¹.

On July 3rd, 1936, the Assembly decided (at the 23rd meeting of its Sixteenth Session)² to place on the agenda of its Seventeenth Session the two elections to be held to fill the seats formerly occupied by MM. Schücking and Kellogg. A Committee of Jurists, however, which had been appointed in May 1936 by the Council of the League of Nations to consider the questions involved by the steps to be taken to fill the three vacancies existing at that date, had expressed the opinion, in a "second report" dated July 11th, 1936³, that two separate elections should be held: one to fill the seats formerly occupied by MM. Schücking and Kellogg, and the other to fill that formerly occupied by Mr. Wang Chung-Hui. This report also gave the opinion of the Committee of Jurists regarding the participation in the election of judges of a State which is not a Member of the League, but is a party to the Court's Statute.

The Council considered the conclusions of the Committee of Jurists on September 25th, 1936 (3rd meeting of its 93rd Session).

¹ See E 12, pp. 15-16 and 22.

² *Id.*, p. 22.

³ *Id.*, ,, 425.

At that meeting the following report was laid before the Council by one of its members :

“The Council has before it a second report from the Committee of Jurists appointed by it on May 11th, 1936. The report has also been circulated to the Members of the League.

I.

The Committee deals in the first place with the method by which the elections to the three vacancies which existed when the report was drawn up should be conducted. It considers that there should be two elections, one by *scrutin de liste*, for the two seats vacated through the death of M. Schücking and the resignation of Mr. Kellogg, and the other for the vacancy caused by the resignation of Mr. Wang. At each election, only the candidates who were nominated for the seats in question would be eligible.

Subject to the concurrence of the Assembly, I propose that this method should be adopted.

II.

In the second place, the report gives us the Committee's opinion as to the application of the last paragraph of Article 4 of the revised Statute of the Court. This paragraph provides that :

‘The conditions under which a State which has accepted the Statute of the Court but is not a Member of the League of Nations, may participate in electing the members of the Court shall, in the absence of a special agreement, be laid down by the Assembly on the proposal of the Council.’

This provision at present affects three States—viz., Germany, Brazil and Japan.

The Committee has communicated to the Council in the annex to its report the information which it has received as to the attitude of two of the States in question—namely, Brazil and Japan: it has also mentioned in its report some of the reasons why these States consider that they should vote in the Council as well as in the Assembly. The Committee did not feel it to be within its competence to deal with the considerations thus invoked.

The Committee recommends that States in the situation described should be considered as entitled to vote in the Assembly if they ask to do so. They would not vote in the Council unless they asked to do so and their request was approved by the Assembly by a prescribed majority.

It would seem that the Council might at once propose that the Assembly agree to the principle of according a vote in the Assembly, in accordance with the recommendation of the jurists.

On the other hand, according to the information which I have, it would at the present moment be difficult to secure agreement as to the final settlement of the question of a vote in the Council. In these circumstances, it appears desirable to propose to the Assembly a provisional solution which would not prejudge any question of principle, and would affect only the three above-mentioned

States. Those States, on addressing a request to that effect to the Secretary-General, would be admitted to participate in the voting in the Council at all elections anterior to a prescribed date, which might be January 1st, 1940.

The Council would, in due course, make proposals to the Assembly with reference to subsequent elections.

* * *

These suggestions are developed in detail in the two annexed resolutions, which I submit for the approval of the Council.

I. The Council

Proposes to the Assembly that the two seats vacated through the death of M. Schücking and the resignation of Mr. Kellogg shall be filled by an election by *scrutin de liste*, at which the candidates nominated for those seats shall alone be eligible, and that there shall be a separate election to fill the seat vacated by Mr. Wang, at which only the candidates nominated for that seat shall be eligible.

II. The Council,

Having regard to the provisions of the third paragraph of Article 4 of the revised Statute of the Permanent Court of International Justice :

1. Proposes that the Assembly decide that, if a State which is not a Member of the League but is a party to the Statute of the Court notifies the Secretary-General of its desire to participate in the election of members of the Court, such State shall *ipso facto* be admitted to vote in the Assembly.

2. Further proposes that the Assembly decide, as a provisional measure and without prejudging any question of principle, that, at any election of members of the Court which may take place before January 1st, 1940, Germany, Brazil and Japan, being States which are not Members of the League but are parties to the Statute of the Court shall, if they notify their desire to do so to the Secretary-General, also be admitted to vote in the Council ;

And reserves the right to make subsequently to the Assembly a proposal regarding participation in the voting in the Council at elections of members of the Court which occur after January 1st, 1940.

3. The Secretary-General would be instructed to take the necessary measures to allow States which, though parties to the Statute of the Court, are not Members of the League of Nations, to participate in the elections."

These resolutions were adopted by the Council without discussion.

On receipt of the Council's proposals, the Assembly decided on September 26th, 1936, to refer to its First Committee (Constitutional and legal questions) not only the question of the partici-

pation of non-Member States in the elections, but also the question of the way in which the election to fill the three vacant seats should be carried out, because that question "involved not only arrangements as regards the procedure to be followed, but also a decision of a legal character—namely, whether, for the three judges' seats there should be a single election or two separate elections¹".

The First Committee considered the question of the method of election at its meetings on September 28th and 30th, 1936². It rejected a motion in favour of a single election for the three seats and adopted the proposal on the subject made by the Council. Its report to the Assembly contains the following passage on this matter³:

"I. Method of election to the three seats.

The suggestion was made in the First Committee that the vacant seats might be filled by a single election by *scrutin de liste* for the whole of the three seats together, all the candidates presented by the national groups being eligible for any seat.

A comprehensive discussion took place on this point. Many delegations maintained that it would be more in conformity with the spirit of the Court's Statute for all three seats to be filled at a single election. Other delegations were of the contrary opinion and supported the system recommended in the Council's Resolution of September 25th, 1936. Ultimately, by sixteen votes to ten, the Committee pronounced in favour of this system.

Accordingly, the Committee submits to the Assembly the following draft resolution:

Draft Resolution.

The Assembly, in agreement with the proposal of the Council, decides as follows:

The two seats vacated through the death of M. Schücking and the resignation of Mr. Kellogg shall be filled by an election by *scrutin de liste*, at which the candidates nominated for those seats shall alone be eligible, and there shall be a separate election to fill the seat vacated by Mr. Wang, at which only the candidates nominated for that seat shall be eligible."

As regards the question of the participation of non-Member States, the First Committee also adopted the Council's proposal. The part of its report dealing with this matter is as follows⁴:

¹ Acts of the Seventeenth Ordinary Session of the Assembly, Plenary Meetings, *Official Journal* of the League of Nations, Special Supplement No. 155, pp. 50-51.

² Acts of the Seventeenth Ordinary Session of the Assembly, Meetings of Committees, *Official Journal* of the League of Nations, Special Supplement No. 156, pp. 22 *et seq.*

³ *Id.*, p. 80.

⁴ *Id.*, pp. 80-81.

“II. Participation in the election of the judges of States which are parties to the Statute of the Court but are not Members of the League of Nations.

In pursuance of the provisions of Article 4 of the Court's Statute, the Council, by its Resolution of September 25th, 1936, submitted to the Assembly proposals as to the conditions which the Assembly should lay down for the participation of States in the position above described in the elections.

According to the Council's proposals, those States should be admitted automatically to vote in the Assembly, but as regards participation in voting in the Council, it would be desirable, as a provisional measure and without prejudging any question of principle, to give a vote in the Council to Germany, Brazil and Japan at all elections anterior to January 1st, 1940.

Some members of the First Committee, without formally presenting counter-proposals, made objections to this system, urging, for example, that the system would be contrary to the principle of equality between States in that it involves a distinction between States, all States voting in the Assembly but only some voting in the Council.

In reply to these objections, it was argued that Article 4 obliges the Assembly to take a decision; that in present circumstances, the Assembly could not reach a decision without taking account of the political requirements which led the Council to make the proposals of its Resolution of September 25th, 1936, and that, moreover, the Council's proposals, so far as they deal with the disputed point—namely, the voting in the Council—have a purely provisional character.

The First Committee accepted the Council's proposals. It submits the following draft resolution to the Assembly:

Draft Resolution.

The Assembly,

Having regard to the provisions of the third paragraph of Article 4 of the revised Statute of the Permanent Court of International Justice;

Having regard to the proposal of the Council;

Decides that:

(1) If a State which is not a Member of the League but is a party to the Statute of the Court notifies the Secretary-General of its desire to participate in the election of members of the Court, such State shall *ipso facto* be admitted to vote in the Assembly.

(2) At any election of members of the Court which may take place before January 1st, 1940, Germany, Brazil and Japan, being States which are not Members of the League but are parties to the Statute of the Court, if they notify their desire to do so to the Secretary-General, shall, as a provisional measure and without prejudging any question of principle, also be admitted to vote in the Council.

(3) The Secretary-General is instructed to take the necessary measures to allow States which, though parties to the Statute of the Court, are not Members of the League of Nations, to participate in the elections."

The First Committee's report was considered by the Assembly on October 3rd, 1936 (14th meeting of the Seventeenth Session). The resolutions were adopted, though the Norwegian delegation abstained from voting on the question concerning the participation in the election of non-Member States.

Election of
MM. Manley
O. Hudson,
Hammar-
skjöld and
Cheng Tien-
Hsi.

On October 8th, 1936, the elections were held simultaneously in the Assembly and Council. The delegates of two non-Member States—Brazil and Japan—who had been furnished with the necessary powers to take part in the election proceedings, also sat with the delegates of Members of the League of Nations in the Assembly and Council. Mr. Manley O. Hudson (United States of America) and M. Å. Hammarskjöld (Sweden) were elected to fill the vacancies resulting from the death of M. Schücking and the resignation of Mr. Kellogg. Mr. Cheng Tien-Hsi (China) was elected to fill the vacancy resulting from the resignation of Mr. Wang Chung-Hui. The same day, the Secretary-General of the League of Nations asked the three newly-elected judges to inform him whether they accepted appointment. He also notified the President of the Court of the results of the election. On October 10th, 1936, the Secretary-General informed the President that he had received replies accepting appointment from MM. Hudson, Hammarskjöld and Cheng Tien-Hsi.

Death of Baron
Rolin-Jaeque-
myns and
election of M.
De Visscher

As announced in the Twelfth Annual Report and as recalled above, Baron Rolin-Jaequemyns died in Brussels on July 11th, 1936. On October 26th, in opening the thirteenth public sitting of the Judicial Year 1936—the first public sitting since the death of Baron Rolin-Jaequemyns—the President of the Court paid the following tribute to the deceased judge :

"Many changes have taken place in the Court's composition since we last met in this place. Once more we have to lament the loss of a greatly estimated colleague, in the person of Baron Rolin-Jaequemyns. His profound knowledge of legal science, his wide experience of affairs and his personal qualities had given a special value to the co-operation which he unvaryingly afforded us in our labours. We have all had occasion to admire the courage with which, in spite of rapidly failing health, he insisted on discharging his duties until the very last, preserving, in spite of his illness, the clarity of vision, the loftiness of outlook, and the serenity of temperament which were his salient characteristics and which earned him the love and admiration of all. His place among us is still vacant: it will long remain vacant in our memories, and I know that the sincere homage which I now pay to his memory will waken a responsive echo in the minds of all my colleagues who are present, and of all who had the privilege of his acquaintance."

On July 27th, 1936, the Secretary-General of the League of Nations took the necessary steps to secure the nomination of candidates for the vacancy resulting from the death of Baron Rolin-Jaequemyns. On September 25th, 1936 (3rd meeting of the 93rd Session), the Council adopted the following report on the subject :

“As my colleagues are aware, the Permanent Court of International Justice has suffered a great loss in the interval since the Council’s last session through the death of one of its members, Baron Rolin-Jaequemyns.

Under Article 14 of the revised Statute of the Court, it is the Council’s duty to fix at the present meeting the date of the election to the vacancy thus created.

I should be very glad to be able to propose that the election should take place during this year’s ordinary session of the Assembly, but we have to take account of the provisions of paragraph 1 of Article 5 of the Court’s Statute, which have remained in their original form and which read as follows :

‘At least three months before the date of the election, the Secretary-General of the League of Nations shall address a written request to the members of the Court of Arbitration belonging to the States mentioned in the Annex to the Covenant or to the States which join the League subsequently, and to the persons appointed under paragraph 2 of Article 4, inviting them to undertake, within a given time, by national groups, the nomination of persons in a position to accept the duties of a member of the Court.’

The death of Baron Rolin-Jaequemyns occurred on July 11th—i.e., at a date which made it materially impossible for invitations to be duly prepared and despatched to the national groups three months before the probable date of termination of the Assembly’s session. The invitations were, in fact, despatched on July 27th, previous notice of their despatch being given to the groups by telegram and, in accordance with precedent, the date fixed for the receipt of nominations was three months after the despatch of the invitations—viz., October 27th.

In these circumstances, it would not seem possible to hold the election before October 28th, by which date the Assembly is unlikely to be sitting. I hesitate to propose the convening of a special Assembly. On the other hand, it would be imprudent to decide now that the election must necessarily wait until the Assembly’s ordinary session of 1937. I venture to propose, therefore, that the Council decide that the election shall be held during the Assembly’s ordinary session of 1937, unless there shall be an earlier meeting of the Assembly at which it can take place and the Council decides to place the election on the agenda of that meeting¹.”

¹ *Official Journal* of the League of Nations, XVIIth Year, No. 11, November 1936, p. 1157.

The Seventeenth Session of the Assembly ended on October 10th, 1936. At its extraordinary session, held in May 1937, the Assembly (May 26th, 1st meeting) approved its Agenda on which was included the election to fill the vacancy resulting from the death of Baron Rolin-Jaequemyns. On May 27th (3rd meeting), as the result of elections held simultaneously in the Assembly and Council (in which bodies the delegates of Brazil and Japan also sat), the President of the Assembly declared M. Charles De Visscher (Belgium) elected a judge of the Court. The same day, the Secretary-General of the League of Nations asked M. De Visscher to inform him whether he accepted appointment; he also informed the President of the Court of the result of the election. On May 29th, the Secretary-General informed the President that M. De Visscher had accepted appointment.

Death of
M. Hammarskjöld.

On July 7th, 1937, M. Hammarskjöld, member of the Court, died at The Hague. The President of the Council, Minister for Foreign Affairs of the Netherlands, informed the President of the Court that the Netherlands Government would be glad to be able to give an official expression to its sympathy by offering a solemn funeral ceremony. This offer was accepted with gratitude by the Court, and the funeral ceremony took place on July 12th, 1937.

(2) PRECEDENCE, THE PRESIDENCY AND VICE-PRESIDENCY.

On November 25th, 1936, M. J. Gustavo Guerrero was elected President of the Court, and Sir Cecil J. B. Hurst, Vice-President of the Court. They entered upon their appointments on January 1st, 1937, and their periods of office will terminate on December 31st, 1939.

M. Guerrero had been elected Vice-President of the Court on January 17th, 1931, for the period expiring on December 31st, 1933, and re-elected to the same office on December 2nd, 1933, for the period from January 1st, 1934, to December 31st, 1936.

Composition
of the Court.

The list of members of the Court in order of precedence is as follows (since the death of M. Hammarskjöld):

M. Guerrero, <i>President</i>	Salvador
Sir Cecil Hurst, <i>Vice-President</i>	Great Britain
Count Rostworowski	Poland
MM. Fromageot	France
de Bustamante	Cuba
Altamira	Spain
Anzilotti	Italy
Urrutia	Colombia
Negulesco	Roumania
Jonkheer van Eysinga	Netherlands
MM. Nagaoka	Japan

MM. Cheng Tien-Hsi	China
Hudson	U.S. of America
De Visscher	Belgium

(3) BIOGRAPHICAL NOTES CONCERNING MEMBERS OF THE COURT.

Biographical notes concerning the late Professor Schücking, Messrs. Kellogg and Wang, the two judges who have resigned, and the late Baron Rolin-Jaequemyns, will be found in the Seventh Annual Report (pp. 33, 23, 36 and 24). The biography of M. Hammarskjöld, deceased, is reproduced hereafter (p. 25).

Biographical notes concerning M. Guerrero, Sir Cecil Hurst, Count Rostworowski, MM. Fromageot, de Bustamante, Altamira, Anzilotti, Urrutia, Negulesco and Jonkheer van Eysinga will be found in the Seventh Annual Report (pp. 22-36). A biographical note concerning M. Nagaoka, elected in September 1935, will be found in the Twelfth Annual Report (p. 23). Biographical notes concerning MM. Cheng and Hudson, elected in October 1936, and M. Ch. De Visscher, elected in May 1937, will be found below.

Mr. CHENG TIEN-HSI, member of the Court.

Mr. Cheng Tien-Hsi was born on July 10th, 1884, in Canton, China. He graduated with honours in law in the University of London in 1912 and was called to Bar in England in 1913. In 1915, he obtained the degree of Doctor of Laws (LL.D.) of the University of London and in 1916 won the Quain Prize of the said University in Public International Law, being afterwards elected honorary member of the Grotius Society and member of the International Law Association.

He returned to China in 1917. From 1920 to 1925, he was in Peking successively a judge of the Supreme Court, senior member of the Law Codification Commission, adviser to the Trade Mark Bureau and the Extraterritoriality Commission, technical expert of the Chinese delegation to the Washington Conference, tutor of the Judicial Academy, substitute member of the International Judicial Commission that visited China in 1926, and lecturer of English law in the Peking University. From 1926 to 1930 he practised law in Shanghai. From 1931 to 1934, he was Vice-Minister of Justice and sometime Acting Minister of Justice in Nanking. From 1934 to 1936, he was adviser to the Ministry for Foreign Affairs and Ministry of Justice. In 1935, he was appointed official delegate to the 11th International Penal Congress held in Berlin and the 6th International Congress on the Unification of Penal Law held in Copenhagen. At the same time, he was appointed Special Commissioner of the Chinese Government for the International Exhibition of the Chinese Art in London.

M. Cheng is the author of: *Rules of Private International Law Governing Capacity to Contract*, being a thesis for his degree of Doctor of Laws, and translator of the Chinese "Supreme Court Decisions", "Prize Court Judgments", "First Draft Civil Code", etc., from Chinese into English. He is also the author of a small work entitled: *Civilization and Art of China*.

Mr. MANLEY O. HUDSON, member of the Court.

Mr. Manley O. Hudson was born at S. Peters, Missouri, U.S.A., on May 19th, 1886.

He studied mainly at William Jewell College and at Harvard University and holds the degree of LL.D. of William Jewell College, and of the Universities of Harvard, Missouri, Delaware, and Peter Pázmány, of Budapest. He has been Professor of Law at the University of Missouri (1910-1919) and at Harvard University (1919-1936), and lecturer at Columbia University, at Calcutta University and at the Geneva Graduate Institute of International Studies.

From 1917 to 1919, Mr. Hudson was a commissioner on Uniform State Laws, and in 1918-1919 secretary of the National Conference of Commissioners on Uniform State Laws. In 1918-1919 he was a special assistant at the Department of State and was attached to the American Commission to negotiate peace at Paris; he was a member of various commissions of the Paris Peace Conference, including the Commission on Ports, Waterways and Railways, the Commission on New States and the Protection of Minorities.

Mr. Hudson was a member of the Legal Section of the Secretariat of the League of Nations from 1919 to 1922; he also worked in the Secretariat in the same capacity during the summer of 1923-1930. He was legal adviser to the International Labour Conferences at Washington (1919), Genoa (1920), and Geneva (1924), and of the International Conference on Suppression of Obscene Publications (1923). Since 1927, he has been Director of *Research in International Law*. In 1930 he was technical adviser to the United States of America at the Conference on the Codification of International Law, held at The Hague. Since 1932, he has been Vice-President of the American Society of International Law and, since 1933, member of the Permanent Court of Arbitration. Since 1935, he has been a member of the Danish-Greek Permanent Conciliation Commission and, since 1936, an associate of the *Institut de Droit international*.

Mr. Hudson was editor of the *Missouri Law Bulletin* from 1914 to 1917. He has been a member of the Board of Editors of the *American Journal of International Law* since 1924.

He has published numerous articles in legal reviews, and is the author of works on international law, including: *The Permanent Court of International Justice and the Question of American Participation* (1925); *Les Avis consultatifs de la Cour permanente de Justice internationale* (1927); *Handbook on the World Court* (4th ed., 1934); *Cases on International Law* (2nd ed., 1936); *International Legislation*, 5 vols. (1932, 1936); *World Court Reports*, 2 vols. (1935); *Treatise on the Permanent Court of International Justice* (1934; French ed.: 1936).

M. ÅKE HAMMARSKJÖLD, member of the Court.

M. Hammarskjöld was born at Upsala in Sweden on April 10th, 1893.

After completing his studies (partly abroad) at the University of Upsala, he entered the diplomatic service of his country; he was appointed Envoy Extraordinary and Minister Plenipotentiary (on the unattached list) in 1930.

During the war he was particularly concerned with questions of International Law, especially in the domain of neutrality and in that of international organization and jurisdiction. Thus he was secretary of the Swedish governmental commission which, in collaboration with similar commissions in the other Scandinavian countries, was to prepare the ground for "Swedish participation in the establishment of an international legal organization after the War"; he was also secretary of the Swedish delegation at the Peace Conference.

In 1920, M. Hammarskjöld was invited to join the Secretariat of the League of Nations, in order to take part in the framing of the Statute of the Court, in the capacity of member of the "legal secretariat" of the Advisory Committee of Jurists. Subsequently, in the Secretariat, he was mainly occupied with the bringing into force of the Statute, the preparation of the first Rules of Court, and the establishment of the Court at The Hague. He was also secretary of the "Blockade Commission" appointed to study Article 16 of the Covenant.

At the beginning of 1922, M. Hammarskjöld was detailed by the Secretary-General provisionally to act as secretary to the Court. Shortly afterwards the Court elected him as Registrar, to which post he was re-elected in 1929. In this capacity he represented the Court at, *inter alia*, the ordinary sessions of the Assembly of the League of Nations from 1922 to 1936.

Apart from the Court, M. Hammarskjöld had also been concerned with questions of international jurisdiction in the capacity of secretary of the German-Danish Commission of Enquiry in the "Igotz-Mendi" case, and of the Anglo-Spanish Commission of Enquiry appointed to examine certain British claims in the Spanish zone of Morocco. He was a member of the Permanent Conciliation Commissions between the United States of America and Switzerland, and between Denmark and Turkey.

M. Hammarskjöld had also, either as delegate to international conferences or in the capacity of expert, devoted attention to the question of air navigation and to that of the protection of the civil population against aerial and chemical warfare. He also took part in the work for the unification of the International Red Cross (1923-1928).

He was elected an associate of the *Institut de Droit international* in 1925, and member in 1936. He has lectured at the Academy of International Law at The Hague, and was *Dr. jur. utr. h. c.* of the University of Berne and *Dr. jur. h. c.* of the University of Stockholm.

M. Hammarskjöld was responsible for the League of Nations publications concerning the Court (1920-1921), and for the Court's own publications (1922-1936). He has also published numerous studies

on questions of international law and has collaborated in several works on international law.

M. CH. DE VISSCHER, member of the Court.

M. Charles De Visscher was born at Ghent on August 2nd, 1884. He studied at the Faculty of Law of the University of Ghent and later at the Faculty of Law of Paris. He gained the *lauréat* of the *Concours universitaire* (civil law group) in 1908. He was appointed Professor at the Faculty of Law of the University of Ghent in 1911, and there lectured in civil law, penal law and private international law. In 1930 he was appointed to the University of Louvain, where he lectured in private international and public international law.

From 1919 onwards he was legal adviser to the Belgian Ministry for Foreign Affairs and was likewise a member of the Ministry's Commission on Private International Law and of the Examining Commission for the Diplomatic Service. He has been a member of the *Institut de Droit international* since 1921 and Secretary-General of the Institute since 1927. Since 1923, he has been a member of the Permanent Court of Arbitration and is also a member of the Commissions for conciliation set up between Finland and Sweden, Denmark and Sweden, Belgium and Finland, Denmark and Latvia, the Netherlands and Yugoslavia, and between Portugal and Switzerland.

Since 1920, M. De Visscher has been director of the *Revue de Droit international et de Législation comparée*. He is a corresponding member of the Royal Academy of Belgium—delegate of that Academy to the International Academic Union. He is a member of the Curatorium of the Academy of International Law of The Hague and has lectured at that Academy in 1923, 1925, 1929 and 1935. He is Doctor *honoris causa* of the Universities of Nancy and Montpellier.

M. De Visscher has acted in various capacities at the League of Nations, in particular he has been member and rapporteur of the Commission for the amendment of the Covenant and of the Commission for the examination of conciliation proceedings; member of the Committee of Jurists appointed by the League of Nations after the Greco-Italian dispute, member of the Committee of Experts for the progressive codification of international law, delegate of the Belgian Government at the first Conference for the Codification of International Law and rapporteur of the third Committee of that Conference. He has appeared before the Permanent Court of International Justice as counsel in the cases concerning the jurisdiction of the European Commission of the Danube, the jurisdiction of the International Commission of the Oder, the access to or anchorage in the Port of Danzig of Polish war vessels, the treatment of Polish nationals at Danzig, and Eastern Greenland.

M. De Visscher has published many studies on public and private international law. Since 1920, most of these have appeared in the *Revue de Droit international et de Législation comparée*, in the Collection of Lectures given at the Academy of The Hague and in various reviews and annuals published in the French language.

(4) JUDGES "AD HOC". (See E I, p. 27.)

The persons enumerated below have been nominated in accordance with Articles 4 and 5 of the Statute on one or more of the following dates:

- 1921 Election of members of the Court
- 1923 Replacement of M. Barbosa, deceased
- 1928 Replacement of Mr. Moore, resigned
- 1929 Replacement of M. André Weiss and Lord Finlay, deceased
- 1930 Replacement of Mr. Charles Evans Hughes, resigned, and new election of the whole Court
- 1935 Replacement of M. Adatci, deceased
- 1936 Replacement of M. Schücking, deceased, Mr. Kellogg, resigned, and Mr. Wang Chung-Hui, resigned
- 1937 Replacement of Baron Rolin-Jaequemyns, deceased

The names printed in **fatfaced letters** are those of candidates elected to the Court; the names printed in **fatfaced letters** but in brackets are those of persons who have been judges (or deputy-judges) of the Court; names printed in *italics* are those of persons whose death has been reported to the Court.

<i>Adatci</i> , Minéitcirô	Japan
<i>Ador</i> , Gustave	Switzerland
AIYAR, Sir P. S. Sivaswami	India
ALFARO, F. A. Guzman	Venezuela
ALFARO, Ricardo J.	Panama
Altamira , Rafael	Spain
ALVAREZ, Alexandre	Chile
AMEER ALI, Saiyid	India
ANDRÉ, Paul	France
<i>Anglin</i> , Franck A.	Canada
Anzilotti , Dionisio	Italy
ARENDE, Ernest	Luxemburg
ARSEBÜK, Sadettin	Turkey
AYON, Alfonso	Nicaragua
BAGGE, Algot	Sweden
BAKER, Newton D.	U.S. of America
BALAMEZOV, St. G.	Bulgaria
BALOGH, Eugène de	Hungary
<i>Barbosa</i> , Ruy	Brazil
BARRA, F. L. de la	Mexico
BARTHÉLÉMY, Joseph	France
BASDEVANT, Jules	France
BATLLE Y ORDOÑEZ, José	Uruguay
(Beichmann , Frederik Waldemar, N.)	Norway
BENUSSI, Balthazar	Albania
BEVILAQUA, Clovis	Brazil
BLANCO USTÁRIAZ, Julio	Venezuela
BEG, Niels Vilhelm	Denmark

<i>Bonamy</i> , Auguste	Haiti
BORDEN, Sir Robert	Canada
BOREL, Eugène	Switzerland
BORJA, Alejandro Ponce	Ecuador
BORNO, Louis	Haiti
BOSSA, Simon	Colombia
<i>Bourgeois</i> , Léon	France
BOURQUIN, Maurice	Belgium
<i>Boyden</i> , William Roland	U.S. of America
BROWN, Philip Marshall	U.S. of America
BRUM, Baltasar	Uruguay
BRUNS, Victor	Germany
BUCKMASTER, Lord	Great Britain
BUERO, Juan A.	Uruguay
Bustamante , Antonio S. de	Cuba
<i>Bustamante</i> , Daniel Sanchez	Bolivia
BUSTILLOS, Juan Francisco	Venezuela
CABRAL MONCADA, Luiz de	Portugal
(Caeiro da Matta , José)	Portugal
CEMIL BILSEL	Turkey
CHAMBERLAIN, Joseph E.	U.S. of America
Cheng Tien-Hsi	China
CHINDAPIROM, Phya	Siam
CHYDENIUS, Jacob Wilhelm	Finland
<i>Colin</i> , Ambroise	France
CRUCHAGA TOCORNAL, Miguel	Chile
DANEFF, Stoyan	Bulgaria
DAS, S. R.	India
DEBVIDUR, Phya	Siam
<i>Descamps</i> (Le baron)	Belgium
<i>Doherty</i> , Charles	Canada
<i>Dreyfus</i> , Eugène	France
DUFF, Lyman Poore	Canada
DUPUIS, Charles	France
DUZMANS, Charles	Latvia
ELIZALDE, Rafael	Ecuador
(Erich , Rafael)	Finland
ETHEART, Emmanuel	Haiti
Eysinga , Jonkheer W. J. M. van	Netherlands
FADENHEHT, Joseph	Bulgaria
FARRERA, Celestino	Venezuela
<i>Fauchille</i> , Paul	France
FERNANDEZ Y MEDINA, Benjamin	Uruguay
<i>Finlay</i> , Robert Bannatyne, Viscount	Great Britain
FRACHERI, Mehdi	Albania
FRIIS, M. P.	Denmark
Fromageot , Henri	France
FURRIOL, Alfredo	Uruguay
GAJZAGO, Ladislas	Hungary
GIL BORGES, Esteban	Venezuela
GODDYN, Arthur	Belgium
<i>Gonzalez</i> , Joaquin V.	Argentina
GOYENA, J. Y.	Uruguay

<i>Gram</i> , G.	Norway
GRISANTI, Carlos F.	Venezuela
GUANI, Alberto	Uruguay
Guerrero , J. Gustavo	Salvador
HAILSHAM, Lord	Great Britain
<i>Halban</i> , Alfred	Poland
HAMMARSKJÖLD, Hj. L.	Sweden
<i>Hammar skjöld</i> , Åke	Sweden
HANOTAUX, Gabriel	France
HANSSON, Michael	Norway
HANWORTH, Lord	Great Britain
HASSAN KHAN MOCHIROD DOVLEH (H.H.)	Iran
HERMANN-OTAVSKÝ, Charles	Czechoslovakia
HIGGINS, A. Pearce	Great Britain
HONTORIA, Manuel Gonzalez	Spain
Hoz, Julian de la	Uruguay
(Huber , Max).	Switzerland
HUDICOURT, Pierre	Haiti
Hudson , Manley O.	U.S. of America
(Hughes , Charles Evans).	U.S. of America
Hurst , Sir Cecil	Great Britain
HYDE, Charles Cheney	U.S. of America
HYMANS, Paul	Belgium
IMAM, Sir Saiyid Ali	India
JESSUP, Philip	U.S. of America
KADLETZ, Karel	Czechoslovakia
KARAGUIOZOV, Anguel	Bulgaria
(Kellogg , Frank B.)	U.S. of America
KEY AYALA, Santiago	Venezuela
KLAESTAD, Helge	Norway
<i>Klein</i> , Franz	Austria
KOSTERS, J.	Netherlands
KRAMARZ, Charles	Czechoslovakia
KRIEGE, Johannes	Germany
KRITIKANUKORNKITCH, Chowphya Bij- aiyati.	Siam
<i>Lafleur</i> , Eugène	Canada
LANGE, Christian	Norway
LAPRADELLE, Albert de	France
LARNAUDE.	France
LEE, Frank William Chinglun	China
LE FUR, Louis	France
LÉGER, Abel-Nicolas	Haiti
LEMONON, Ernest	France
LESPINASSE, Edmond de	Haiti
LIANG, Chi-Chao	China
LIMBURG, J.	Netherlands
<i>Loder</i> , B. C. J.	Netherlands
MACEDO SOARES, José Carlos	Brazil
<i>Magyary</i> , Géza de	Hungary
<i>Manolesco Ramniceano</i>	Roumania
<i>Marks de Wurtemberg</i> , Baron Erik Teodor	Sweden
MASTNY, Vojtěch	Czechoslovakia

MAÚRTUA, Victor	Peru
MEYER, Cosmus A. C.	Denmark
MOHAMMED ALI KHAN ZOKAOL MOLK	Iran
MØLLER, Axel	Denmark
(Moore, John Bassett).	U.S. of America
MORALES, Eusebio	Panama
MORENA, Alfredo Baquerizo	Ecuador
MÜNIR ERTEKIN	Turkey
MURNAGHAN, James Augustine	Irish Free State
Nagaoka, Harukazu	Japan
Negulesco, Demètre	Roumania
(Novacovitch, Mileta)	Yugoslavia
Nyholm, Didrik Galtrup Gjedde	Denmark
OCA, Manuel Montès de	Argentina
OCTAVIO DE LANGAARD MENEZES, Rodrigo	Brazil
(Oda, Yorozu)	Japan
OROLOGA, Thoma	Albania
PAPAZOFF, Theohar	Bulgaria
PAREJO, F. A.	Venezuela
PARRA PÉREZ, C.	Venezuela
(Pessôa, Epitacio da Silva).	Brazil
Phillimore, Lord Walter George Frank	Great Britain
PIOLA-CASELLI, Edoardo	Italy
Poincaré, Raymond	France
POLITIS, Nicolas	Greece
Pollock, Sir Frederick	Great Britain
POUND, Roscoe	U.S. of America
RAHIM, Sir Abdur	India
Reading, Marquess of	Great Britain
(Redlich, Joseph)	Austria
REYES, Pedro Miguel	Venezuela
RIBEIRO, Arthur Rodrigues de Almeida	Portugal
Richards, Sir Henry Erle	Great Britain
ROLIN, Henri	Belgium
Rolin-Jaequemyns (Le baron)	Belgium
Root, Elihu	U.S. of America
Rostworowski, Michel (Count)	Poland
Rougier, Antoine	France
RUIZ MORENO, Isidoro	Argentina
SALAZAR, Carlos	Guatemala
SANTOS, Abel	Venezuela
SAPRU, Sir Tej Bahadur	India
SATO, Naotake	Japan
SCHEY, Joseph	Austria
SCHLYTER, Karl	Sweden
Schiicking, Walther	Germany
SCHUMACHER, Franz	Austria
SCOTT, James Brown	U.S. of America
SCOTT, Sir Leslie	Great Britain
SÉFÉRIADÈS, Stélio	Greece
SETALVAD, Sir C. H.	India
SIMONS, Walther	Germany

SLAMECKA, Alfred	Austria
SMUTS, General J. C.	Union of South Africa
SOARES, Auguste Luis Vieira	Portugal
STIMSON, H. L.	U.S. of America
STREIT, Georges	Greece
STRUPP, Karl	Germany
<i>Struycken</i> , A. A. H.	Netherlands
SUÁREZ, Eduardo	Mexico
TCHIMITCH, Ernest	Yugoslavia
<i>Tybjerg</i> , Erland	Denmark
UNDÉN, Östen	Sweden
Urrutia , Francisco José	Colombia
VARELA, José Pedro	Uruguay
VELEZ, Fernando	Colombia
VERDROSS, Alfred	Austria
VILLAZON, Eliodoro	Bolivia
VILLIERS, Sir Etienne de	Union of South Africa
Visscher , Charles De	Belgium
VRYAKAS, Constantin	Greece
WALKER, Gustave	Austria
WALLACH, William	India
(Wang Chung-Hui)	China
<i>Weiss</i> , André	France
<i>Wessels</i> , Sir Johannes Wilhelmus	Union of South Africa
<i>Wickersham</i> , George Woodward	U.S. of America
WIGMORE, John H.	U.S. of America
WILSON, George Grafton	U.S. of America
WREDE, Baron R. A.	Finland
YAMADA, Saburo	Japan
YEPES, J. M.	Colombia
(Yovanovitch, Michel)	Yugoslavia
<i>Zeballos</i> , Estanislás	Argentina
ZEPEDA, Maximo	Nicaragua
<i>Zolger</i> , Ivan	Yugoslavia
ZORILLA DE SAN MARTIN, Juan	Uruguay
ZORIČIĆ, Milovan	Yugoslavia

As indicated in previous Annual Reports, judges *ad hoc* have sat on the Court in the following contested cases: Judges
ad hoc.

“*Wimbledon*” (Gen. List No. 5) ¹,

Mavrommatis (jurisdiction and merits) (Gen. List Nos. 10 and 12) ²,

German interests in Polish Upper Silesia (jurisdiction and merits) (Gen. List Nos. 18, 18 *bis* and 19) ³,

“*Lotus*” (Gen. List No. 24) ⁴,

Claim for indemnity in connection with the factory at Chorzów (jurisdiction and merits) (Gen. List Nos. 25 and 26) ⁵,

¹ See E 1, p. 163.

² “ ” “ ” “ ” 169.

³ “ ” “ 2, ” 99.

⁴ See E 4, p. 166.

⁵ “ ” “ ” “ ” 155,

and “ ” 5, “ ” 183.

Readaptation of the Mavrommatis Jerusalem Concessions (Gen. List Nos. 27 and 28) ¹,

Rights of Minorities in Polish Upper Silesia (Minority schools) (Gen. List No. 31) ²,

Payment of various Serbian loans issued in France (Gen. List No. 34) ³,

Payment in gold of Brazilian Federal loans contracted in France (Gen. List No. 33) ⁴,

Free Zones of Upper Savoy and the District of Gex (first, second and third phases) (Gen. List No. 32) ⁵,

Territorial extent of the jurisdiction of the Oder Commission (Gen. List No. 36) ⁶,

Interpretation of the Statute of Memel (Gen. List Nos. 47 and 50) ⁷,

Eastern Greenland (Gen. List No. 43) ⁸,

South-Eastern Greenland (indication of interim measures of protection) (Gen. List No. 52) ⁹,

Appeal against a judgment delivered on February 3rd, 1933, by the Hungaro-Czechoslovak Mixed Arbitral Tribunal (Gen. List No. 58) ¹⁰,

Franco-Greek Lighthouses case (Gen. List No. 59) ¹¹,
and in the following cases for advisory opinion (Art. 83 of the Rules):

Jurisdiction of the Danzig Courts (Gen. List No. 29) ¹²,

Case of the Greco-Bulgarian Communities (Gen. List No. 37) ¹³,

Railway traffic between Lithuania and Poland (Gen. List No. 39) ¹⁴,

Access to and anchorage in the port of Danzig for Polish war vessels (Gen. List No. 44) ¹⁵,

Treatment of Polish nationals and other persons of Polish origin or speech in the territory of Danzig (Gen. List No. 42) ¹⁶,

Interpretation of the Greco-Bulgarian Agreement of December 9th, 1927 (Caphandaris-Molloff Agreement) (Gen. List No. 45) ¹⁷,

The case of Losinger & Co. (Gen. List Nos. 64 and 67) ¹⁸,

The Pajzs, Csáky, Esterházy case (Gen. List Nos. 65 and 66) ¹⁹.

¹ See E 4, ,, 176.
² ,, ,, ,, ,, 191.
³ ,, ,, 5, ,, 205.
⁴ ,, ,, ,, ,, 216.
⁵ ,, ,, 6, p. 201, E 7, p. 233,
and E 8, ,, 191.
⁶ See E 6, p. 213.
⁷ ,, E 8, ,, 207, and E 9,
p. 122.
⁸ See ,, 9, p. 141.
⁹ ,, ,, ,, ,, 119.

¹⁰ See E 10, p. 135.
¹¹ ,, ,, ,, ,, 143.
¹² ,, ,, 4, ,, 213.
¹³ ,, ,, 7, ,, 245.
¹⁴ ,, ,, 8, ,, 221.
¹⁵ ,, ,, ,, ,, 226.
¹⁶ ,, ,, ,, ,, 232.
¹⁷ ,, ,, ,, ,, 238.
¹⁸ See E 12, p. 179, and E 13, p. 127.
¹⁹ ,, ,, ,, ,, 174, ,, ,, ,, 129.

Since June 15th, 1936, the three following contentious cases have been submitted to the Court in which judges *ad hoc* have been appointed :

The case concerning the diversion of water from the River Meuse (Gen. List No. 69)¹, in which the Government of the Kingdom of the Netherlands instituted proceedings against the Government of the Kingdom of Belgium by Application.

(A biographical note concerning M. Ch. De Visscher, nominated by the Belgian Government, who has subsequently been elected a member of the Court, will be found on p. 26.)

The case concerning Lighthouses in Crete and Samos (Gen. List No. 70), between the Government of the French Republic and the Government of the Kingdom of Greece; this case was submitted by means of a Special Agreement notified to the Court by the French Government.

(A biographical note concerning M. Séfériadès, nominated by the Greek Government as judge *ad hoc*, will be found in the Ninth Annual Report, pp. 24-25.)

The Borchgrave case (Gen. List No. 72), between the Government of the Kingdom of Belgium and the Government of the Spanish Republic; this case was submitted to the Court by means of a Special Agreement notified by the Belgian Government.

(A biographical note concerning M. Ch. De Visscher, nominated by the Belgian Government, who has subsequently been elected a member of the Court, will be found on p. 26.)

(5) SPECIAL CHAMBERS. (See E I, p. 55.)

Composition of the Chamber for Labour cases.

In the Twelfth Annual Report (pp. 31-32), it was stated that the Chamber for Labour cases, as formed in 1933 for the period January 1st, 1934, to December 31st, 1936, and thereafter modified in consequence of the death of M. Adatci and M. Schücking and the resignation by Mr. Wang of his membership of the Court, was composed as follows :

Members : Sir CECIL HURST, *President*, Count ROSTWOROWSKI, MM. ALTAMIRA, URRUTIA, NEGULESCO.—*Substitute Members* : Jonkheer VAN EYSINGA, M. NAGAOKA.

The term of office of the members of this Chamber expired on December 31st, 1936; accordingly the Court, under Articles 26 and 27 of the Statute and Article 24 of the Rules, held a new election on December 15th, 1936, as a result of which the Chamber is now composed as follows :

Members : Sir CECIL HURST, *President*, MM. ALTAMIRA, URRUTIA, NEGULESCO, HUDSON.—*Substitute Members* : Jonkheer VAN EYSINGA, M. NAGAOKA.

¹ See p. 135.

The term of office of these judges, as members of the Chamber for Labour cases, expires on December 31st, 1939.

Composition of the Chamber for Communications and Transit cases.

In the Twelfth Annual Report (p. 32), it was stated that the Chamber for Communications and Transit cases, as formed in 1933 for the period January 1st, 1934, to December 31st, 1936, and thereafter modified in consequence of the death of M. Schücking and the resignation by Mr. Wang of his membership of the Court, was composed as follows:

Members: M. GUERRERO, *President*, (Baron ROLIN-JAEQUEMYNS¹), MM. FROMAGEOT, ANZILOTTI, Jonkheer VAN EYSINGA.—*Substitute Members:* Count ROSTWOROWSKI, M. NAGAOKA.

The term of office of the members of the Chamber expired on December 31st, 1936; accordingly the Court, under Articles 26 and 27 of the Statute and Article 24 of the Rules, held a new election on December 15th, 1936, as a result of which the Chamber is now composed as follows:

Members: M. GUERRERO, *President*, MM. FROMAGEOT, ANZILOTTI, Jonkheer VAN EYSINGA, M. HAMMARSKJÖLD².—*Substitute Members:* Count ROSTWOROWSKI, M. NAGAOKA.

The term of office of these judges as members of the Chamber for Communications and Transit cases expires on December 31st, 1939.

Composition of the Chamber for Summary Procedure.

In the Twelfth Annual Report (p. 33), it was stated that the composition of the Chamber for Summary Procedure for the year 1936 was as follows:

Members: Sir CECIL HURST, *President*, M. GUERRERO, Count ROSTWOROWSKI, MM. FROMAGEOT, ANZILOTTI.—*Substitute Members:* (Baron ROLIN-JAEQUEMYNS¹), M. NEGULESCO.

In accordance with Article 29 of the Statute and Article 24 of the Rules, the Court, on December 15th, 1936, elected the following as members of the Chamber for Summary Procedure for the year 1937:

Members: M. GUERRERO, *President*, Sir CECIL HURST, Count ROSTWOROWSKI, MM. FROMAGEOT, ANZILOTTI.—*Substitute Members:* MM. NAGAOKA, HAMMARSKJÖLD².

(6) ASSESSORS. (See E I, p. 57.)

Table A, which follows, gives the list, as on June 15th, 1937, of assessors for labour cases appointed by Members of the League

¹ Died on July 11th, 1936.

² Died on July 7th, 1937.

of Nations and by the Governing Body of the International Labour Office ; these assessors are grouped by countries. Table B gives the same information on the same date, as regards assessors for transit and communications cases appointed by Members of the League of Nations. Table C gives the general list of assessors (labour and transit) in the alphabetical order of their names. For the qualifications of assessors whose appointment had been notified to the Registry before June 15th, 1936, see preceding Reports.

A.—LIST OF ASSESSORS FOR LABOUR CASES.

(CLASSIFICATION BY COUNTRIES.)

Assessors for Labour cases.	Country.	Name.	Nominated by:	Representing:
	<i>Union of South Africa.</i>	—	—	—
		FRYE, C. C.,	I.L.O.	Employers.
		BRIGGS, J. D. I.,	I.L.O.	Workers.
	<i>Austria.</i>	ADLER, Emmanuel,	Govt.	
		MAYER-MALLENAU, Felix,	Govt.	
		CAMUZZI, Dr. Siegfried,	I.L.O.	Employers.
		HEINDL, Hermann,	I.L.O.	Workers.
	<i>Belgium.</i>	JULIN, Armand,	Govt.	
		MAHAIM, Ernest,	Govt.	
		DALLEMAGNE, G.,	I.L.O.	Employers.
		BONDAS, Joseph,	I.L.O.	Workers.
	<i>Bolivia.</i>	—	—	—
		GARCIA, E.,	I.L.O.	Employers.
		IBANEZ, Juan,	I.L.O.	Workers.
	<i>Brazil.</i>	PELLES, Godefredo Silva,	Govt.	
		PEREIRA, Manoel Carlos Goncalves,	Govt.	
		DUTRA, Ildefonso,	I.L.O.	Employers.
		BEZERRA, Andrade,	I.L.O.	Workers.
	<i>Bulgaria.</i>	NICOLOFF, A.,	Govt.	
		NICOLTCHOFF, V.,	Govt.	
		BOUROFF, Ivan D.,	I.L.O.	Employers.
		DANOFF, Grigor,	I.L.O.	Workers.
	<i>Canada.</i>	—	—	—
		COULTER, W. C.,	I.L.O.	Employers.
		SIMPSON, James,	I.L.O.	Workers.
	<i>Chile.</i>	VICUÑA, Manuel Rivas,	Govt.	
		—	—	—
		—	—	—
		—	—	—
	<i>China.</i>	HOO-CHI-TSAI,	Govt.	
		TCHOU YIN,	Govt.	
		HO TING-TSENG,	I.L.O.	Employers.
		LONG, J.,	I.L.O.	Workers.
	<i>Colombia.</i>	SANTOS, Eduardo,	Govt.	
		JARAMILLO, Esteban,	Govt.	
		—	—	—
		—	—	—

Country.	Name.	Nominated by :	Representing :
<i>Czecho-slovakia.</i>	FRANCKE, Emil,	Govt.	
	HOROWSKY, Zdenek,	Govt.	
	WALDES, Henri,	I.L.O.	Employers.
	TAYERLE, Rudolf,	I.L.O.	Workers.
<i>Denmark.</i>	BERGSØ, J. Fr.,	Govt.	
	HANSEN, J. A.,	Govt.	
	VESTESSEN, H.,	I.L.O.	Employers.
	HEDEBOL, Peder,	I.L.O.	Workers.
<i>Estonia.</i>	—	—	—
	—	—	—
<i>Finland.</i>	LUTHER, Martin,	I.L.O.	Employers.
	ROI, Auguste,	I.L.O.	Workers.
	MANNIO, Niilo Anton,	Govt.	
	HALLSTEN, Gustaf Onni Immanuel,	Govt.	
<i>France.</i>	PALMGREN, Axel,	I.L.O.	Employers.
	HUTTUNEN, Edvard,	I.L.O.	Workers.
	—	—	—
	—	—	—
<i>Germany.</i>	LAVERGNE, A. DE,	I.L.O.	Employers.
	MILAN, Pierre,	I.L.O.	Workers.
	—	—	—
<i>Great Britain.</i>	BRAUWEILER, R.,	I.L.O.	Employers.
	GRASSMANN, P.,	I.L.O.	Workers.
	CHAMBERLAIN, Sir Arthur Neville,	Govt.	
	MACASSEY, Sir Lynden Livingstone,	Govt.	
<i>Greece.</i>	DUNCAN, Sir Andrew Rae,	I.L.O.	Employers.
	THOMAS, The Right Hon. J. H.,	I.L.O.	Workers.
	CHOIDAS,	Govt.	
	TOTOMIS, M. D.,	Govt.	
<i>Haiti.</i>	NEGRIS, Constantin,	I.L.O.	Employers.
	LAMBRINOPOULOS, Timoléon,	I.L.O.	Workers.
	DENNIS, Fernand,	Govt.	
<i>Hungary.</i>	—	—	—
	—	—	—
	—	—	—
	—	—	—
	KNOB, Alexandre,	I.L.O.	Employers.
	PEYER, Charles,	I.L.O.	Workers.

Country.	Name.	Nominated by :	Representing :
<i>India.</i>	CHOUDHURI,	Govt.	Employers. Workers.
	LOW, Sir Charles Ernest,	Govt.	
	KAY, J. A.,	I.L.O.	
	MUNAWAR, S.,	I.L.O.	
<i>Irish Free State.</i>	—	—	—
	—	—	—
<i>Italy.</i>	HALPIN, J. J.,	I.L.O.	Employers.
	DUFFY, L. J.,	I.L.O.	Workers.
<i>Japan.</i>	PERASSI, Tomaso,	Govt.	Employers. Workers.
	MICELI, Giuseppe,	Govt.	
	BALELLA, Dr. Giovanni,	I.L.O.	
	CUCINI, Bramante,	I.L.O.	
<i>Latvia.</i>	KAWANISHI, Jitsuzo,	Govt.	Employers. Workers.
	YOSHIZAKA, Shunzo,	Govt.	
	MUTO, Sanji,	I.L.O.	
	HAMADA, Kunitaro,	I.L.O.	
<i>Lithuania.</i>	SCHUMANS, V.,	Govt.	— —
	ROZE, Fr.,	Govt.	
<i>Luxemburg.</i>	—	—	—
	—	—	—
<i>Lithuania.</i>	SLIZYS, François,	Govt.	— —
	RAULINAITIS, François,	Govt.	
<i>Luxemburg.</i>	—	—	—
	—	—	—
<i>Netherlands.</i>	WEBER, Paul,	I.L.O.	Employers.
	BARBEL, Barthélémy,	I.L.O.	Workers.
	KOOLEN, Dr. D. A. P. N.,	Govt.	Employers. Workers.
	VOOYS, J. P. DE,	Govt.	
VERKADE, A. E.,	I.L.O.		
SERRARENS, P. J. S.,	I.L.O.		
<i>Norway.</i>	BACKER, M. C.,	Govt.	Employers. Workers.
	BERG, Paal,	Govt.	
	ERLANDSEN, Christian,	I.L.O.	
	MADSEN, Alfred,	I.L.O.	
<i>Panama.</i>	—	—	—
	—	—	—
<i>Poland.</i>	ZUBIETA, José Antonio,	I.L.O.	Employers.
	ADAMES, Enoch,	I.L.O.	Workers.
	KUMANIECKI, Dr. Casimir Ladislas,	Govt.	Employers. Workers.
	MLYNARSKI, Dr. Felix,	Govt.	
ZAGLENICZNY, Jan,	I.L.O.		
ZULAWSKI, Sigismond,	I.L.O.		

Country.	Name.	Nominated by:	Representing:
<i>Roumania.</i>	JANCOVICI, Dimitrie,	Govt.	Employers. Workers.
	VOINESCU, Barvu,	Govt.	
	FICSINESCU, Teodor,	I.L.O.	
	GHERMAN, Eftimie,	I.L.O.	
<i>Spain.</i>	ORMAECHEA, Rafael Garcia,	Govt.	Employers. Workers.
	OYUELOS, Ricardo,	Govt.	
	JUNOY RABAT, Francisco,	I.L.O.	
	CABALLERO, Francisco Largo,	I.L.O.	
<i>Sweden.</i>	HAMMARSKJÖLD, B. G. H.,	Govt.	Employers. Workers.
	RIBBING, Sigurd,	Govt.	
	HAY, B.,	I.L.O.	
	BERGMAN, P.,	I.L.O.	
<i>Switzerland.</i>	MERZ, Léo,	Govt.	Employers. Workers.
	RENAUD, Edgar,	Govt.	
	BUSCH, O.,	I.L.O.	
	ROBERT, René,	I.L.O.	
<i>Uruguay.</i>	BERNARDEZ, Manuel,	Govt.	Employers. Workers.
	BLANCO, Dr. Juan Carlos,	Govt.	
	ALVAREZ-LISTA, Dr. Ramon,	I.L.O.	
	DEBENE, Alejandro,	I.L.O.	
<i>Yugoslavia.</i>	—	—	—
	—	—	—
	YOVANOVITCH, Vasa V.,	I.L.O.	Employers.
	URATNIK, Filip,	I.L.O.	Workers.

B.—LIST OF ASSESSORS FOR COMMUNICATIONS
AND TRANSIT CASES.

(CLASSIFICATION BY COUNTRIES.)

Assessors for Transit cases.	Country.	Name.
	<i>Austria.</i>	SCHEIKL, Gustave RINALDINI, Théodore
	<i>Belgium.</i>	LAMALLE, V. U. PIERRARD, A.
	<i>Brazil.</i>	PERRETI, Medeiros Joao RIBEIRO, Edgard
	<i>Bulgaria.</i>	BOCHKOFF, Lubomir DINTCHEFF, Urdan
	<i>Chile.</i>	ALVAREZ, Alejandro AMUNATEGUI, Francisco Lira
	<i>China.</i>	SHU-CHE LIN-KAI
	<i>Colombia.</i>	—
	<i>Czechoslovakia.</i>	MUELLER, Bohuslav FIALA, Ctibor
	<i>Denmark.</i>	HYLLESTAD, E. LILLELUND, C. F.
	<i>Finland.</i>	SNELLMAN, Karl WREDE, Gustav Oskar Axel (Baron)
	<i>France.</i>	SIBILLE, M. FONTANEILLES, P.
	<i>Great Britain.</i>	DENT, Sir Francis MANCE, Lieut.-Col. H. O.
	<i>Greece.</i>	PHOCAS, Démétrius VLANGHALI, Alexandre
	<i>Haiti.</i>	ADDOR, M.
	<i>Hungary.</i>	TOLNAY, Kornél de NEUMANN, Charles
	<i>India.</i>	BARNES, Sir George Stapylton LOW, Sir Charles Ernest
	<i>Italy.</i>	CIAPPI, Anselmo MAURO, Francesco

Country.	Name.
<i>Japan.</i>	IZAWA, Michio TAKATORI, Yasutaro
<i>Latvia.</i>	ALBAT, G. PAULUKS, J.
<i>Lithuania.</i>	KLIMAS, Petras SIMOLIUNAS, Jean
<i>Netherlands.</i>	ELIAS, Jonkheer P. BRUINS, G. W. J.
<i>Norway.</i>	RUUD, N. SMITH, G.
<i>Poland.</i>	TYSZYNSKI, M. Casimir WINIARSKI, Dr. Bohdan
<i>Roumania.</i>	PERIETZEANU, Alexandre POPESCU, Georges
<i>Spain.</i>	MACHIMBARRENA, Vicente PUIG DE LA BELLACASA, Narcise
<i>Sweden.</i>	GRANHOLM, A. M. MALM, C. G. O.
<i>Switzerland</i>	HAAB, R. SCHRAFL
<i>Uruguay.</i>	FERNANDEZ Y MEDINA, Benjamin GUANI, Dr. Alberto

GENERAL LIST OF ASSESSORS.

Name.	Country.	Labour ¹ or Transit.	Date of nomination.
ADAMES, E.	Panama	Labour (w)	Nov. 11th, 1921
ADDOR, M.	Haiti	Transit	Nov. 26th, 1921
ADLER, Em.	Austria	Labour (G)	Nov. 11th, 1921
ALBAT, G.	Latvia	Transit	Dec. 23rd, 1921
ALVAREZ, A.	Chile	"	Dec. 10th, 1921
ALVAREZ-LISTA, R.	Uruguay	Labour (E)	Nov. 11th, 1921
AMUNATEGUI, Fr.	Chile	Transit	Dec. 10th, 1921
BACKER, M. C.	Norway	Labour (G)	Nov. 10th, 1921
BALELLA, G.	Italy	(E)	Nov. 11th, 1921
BARBEL, B.	Luxemburg	(w)	Oct. 17th, 1931
BARNES, G. S.	India	Transit	Oct. 12th, 1921
BERG, P.	Norway	Labour (G)	Nov. 10th, 1921
BERGMAN, P.	Sweden	" (w)	Oct. 28th, 1932
BERGSÆ, J. Fr.	Denmark	" (G)	Jan. 6th, 1922
BERNARDEZ, M.	Uruguay	" (G)	Nov. 4th, 1921
BEZERRA, A.	Brazil	" (w)	June 12th, 1923
BLANCO, J. C.	Uruguay	" (G)	Nov. 4th, 1921
BOCHKOFF, L.	Bulgaria	Transit	Dec. 23rd, 1921
BONDAS, J.	Belgium	Labour (w)	Oct. 17th, 1931
BOUROFF, I. D.	Bulgaria	" (E)	Nov. 11th, 1921
BRAUWEILER, R.	Germany	" (E)	April 9th, 1932
BRIGGS, J. D. I.	Union of South Africa	" (w)	Oct. 28th, 1932
BRUINS, G. W. J.	Netherlands	Transit	Feb. 27th, 1933
BUSCH, O.	Switzerland	Labour (E)	Oct. 17th, 1931
CABALLERO, F. L.	Spain	" (w)	Nov. 11th, 1921
CAMUZZI, S.	Austria	" (E)	Oct. 17th, 1931
CHAMBERLAIN, A. N.	Great Britain	" (G)	Dec. 23rd, 1921
CHOIDAS	Greece	" (G)	Feb. 17th, 1922
CHOUDHURI	India	" (G)	Oct. 12th, 1921
CIAPPI, A.	Italy	Transit	Nov. 15th, 1921
COULTER, W. C.	Canada	Labour (E)	April 9th, 1932
CUCINI, B.	Italy	" (w)	March 16th, 1929
DALLEMAGNE, G.	Belgium	" (E)	Nov. 11th, 1921
DANOFF, Gr.	Bulgaria	" (w)	Nov. 11th, 1921

¹ Assessors for labour cases are chosen by the Court from a list consisting of the names of persons nominated in the following way: two by each Member of the League of Nations and an equal number by the Governing Body of the International Labour Office, the latter appointing, as to one half, representatives of employers and, as to one half, representatives of the workers.

(G) : representatives of the governments of the Members of the L. N.

(E) : " " " " employers nominated by the I. L. O.

(w) : " " " " workers " " " " " "

Name.	Country.	Labour or Transit.	Date of nomination.
DEBENE, A.	Uruguay	Labour (W)	Nov. 11th, 1921
DENNIS, F.	Haiti	" (G)	Nov. 26th, 1921
DENT, Fr.	Great Britain	Transit	Dec. 23rd, 1921
DINTCHEFF, U.	Bulgaria	"	Dec. 23rd, 1921
DUFFY, L. J.	Irish Free State	Labour (W)	Oct. 28th, 1932
DUNCAN, A. R.	Great Britain	" (E)	Nov. 11th, 1921
DUTRA, I.	Brazil	" (E)	June 12th, 1923
ELIAS, P.	Netherlands	Transit	Dec. 2nd, 1921
ERLANDSEN, Chr.	Norway	Labour (E)	April 9th, 1932
FERNANDEZ Y MEDINA, B.	Uruguay	Transit	Nov. 4th, 1921
FIALA, C.	Czechoslova- kia	"	Nov. 27th, 1925
FICSINESCU, T.	Roumania	Labour (E)	Oct. 17th, 1931
FONTANEILLES, E.	France	Transit	Nov. 7th, 1921
FRANCKE, E.	Czechoslova- kia	Labour (G)	April 13th, 1922
FRYE, C. C.	Union of South Africa	" (E)	Oct. 28th, 1932
GARCIA, E.	Bolivia	" (E)	Nov. 11th, 1921
GHERMAN, E.	Roumania	" (W)	Oct. 17th, 1931
GRANHOLM, A. M.	Sweden	Transit	Jan. 10th, 1930
GRASSMANN, P.	Germany	Labour (W)	Nov. 11th, 1921
GUANI, Al.	Uruguay	Transit	Nov. 4th, 1921
HAAB, R.	Switzerland	"	Nov. 10th, 1932
HALLSTEN, G. O. I.	Finland	Labour (G)	March 27th, 1922
HALPIN, J. J.	Irish Free State	" (E)	Oct. 25th, 1933
HAMADA, K.	Japan	" (W)	April 9th, 1932
HAMMARSKJÖLD, B. G. H.	Sweden	" (G)	Dec. 22nd, 1933
HANSEN, J. A.	Denmark	" (G)	Jan. 6th, 1922
HAY, B.	Sweden	" (E)	Nov. 11th, 1921
HEDEBOL	Denmark	" (W)	Nov. 11th, 1921
HEINDL, H.	Austria	" (W)	Jan. 16th, 1932
HOO CHI-TSAI	China	" (G)	Dec. 23rd, 1921
HOROWSKY, Z.	Czechoslova- kia	" (G)	Nov. 15th, 1921
HO TING-TSENG	China	" (E)	Feb. 3rd, 1933
HUTTUNEN, E.	Finland	" (W)	Oct. 17th, 1931
HYLLESTAD, E.	Denmark	Transit	May 15th, 1935
IBANEZ, J.	Bolivia	Labour (W)	Nov. 11th, 1921
IZAWA, M.	Japan	Transit	Nov. 4th, 1921
JANCOVICI, D.	Roumania	Labour (G)	Dec. 12th, 1921
JARAMILLO, E.	Colombia	" (G)	July 15th, 1936
JULIN, A.	Belgium	" (G)	Oct. 21st, 1921
JUNOY RABAT, F.	Spain	" (E)	Oct. 17th, 1931
KAWANISHI, J.	Japan	" (G)	Nov. 4th, 1921
KAY, J. A.	India	" (E)	Nov. 11th, 1921
KLIMAS, P.	Lithuania	Transit	Nov. 27th, 1935

GENERAL LIST OF ASSESSORS

Name.	Country.	Labour or Transit.	Date of nomination.
KNOB, A.	Hungary	Labour (E)	Jan. 16th, 1932
KOOLEN, D. A. P. N.	Netherlands	„ (G)	April 1st, 1932
KUMANIECKI, C. L.	Poland	„ (G)	Dec. 7th, 1921
LAMALLE, V. U.	Belgium	Transit	Nov. 12th, 1925
LAMBRINOPOULOS, T.	Greece	Labour (W)	Nov. 11th, 1921
LAVERGNE, A. de	France	„ (E)	April 9th, 1932
LILLELUND, C. F.	Denmark	Transit	Jan. 6th, 1922
LIN KAI	China	„	Dec. 23rd, 1921
LONG, J.	„	Labour (W)	Feb. 3rd, 1933
Low, Ch. E.	India	„ (G)	Oct. 12th, 1921
Low, Ch. E.	„	Transit	Oct. 12th, 1921
LUTHER, M.	Estonia	Labour (E)	Jan. 31st, 1931
MACASSEY, L. L.	Great Britain	„ (G)	Dec. 23rd, 1921
MACHIMBARRENA, V.	Spain	Transit	Nov. 21st, 1921
MADSEN, A.	Norway	Labour (W)	April 9th, 1932
MAHAIM, E.	Belgium	„ (G)	Oct. 21st, 1921
MALM, C. G. O.	Sweden	Transit	Jan. 10th, 1930
MANCE, H. O.	Great Britain	„	Dec. 23rd, 1921
MANNIO, N. A.	Finland	Labour (G)	March 27th, 1922
MAURO, Fr.	Italy	Transit	Nov. 15th, 1921
MAYER-MALLENAU, F.	Austria	Labour (G)	Nov. 11th, 1921
MERZ, L.	Switzerland	„ (G)	Dec. 8th, 1921
MICELI, G.	Italy	„ (G)	Oct. 20th, 1928
MILAN, P.	France	„ (W)	Nov. 11th, 1921
MLYNARSKI, F.	Poland	„ (G)	Dec. 7th, 1921
MUELLER, B.	Czechoslova- kia	Transit	Nov. 15th, 1921
MUNAWAR, S.	India	Labour (W)	Oct. 28th, 1932
MUTO, S.	Japan	„ (E)	Nov. 11th, 1921
NEGRIS, C.	Greece	„ (E)	April 9th, 1932
NEUMANN, Ch.	Hungary	Transit	May 4th, 1926
NICOLOFF, A.	Bulgaria	Labour (G)	Jan. 2nd, 1922
NICOLTCHOFF, V.	„	„ (G)	Jan. 2nd, 1922
ORMAECHEA, R. G.	Spain	„ (G)	Nov. 21st, 1921
OYUELOS, R.	„	„ (G)	Nov. 21st, 1921
PALMGREN, A.	Finland	„ (E)	Nov. 11th, 1921
PAULUKS, J.	Latvia	Transit	Sept. 28th, 1925
PELLES, G. S.	Brazil	Labour (G)	Dec. 24th, 1921
PERASSI, T.	Italy	„ (G)	Oct. 20th, 1928
PEREIRA, M. C. G.	Brazil	„ (G)	Dec. 24th, 1921
PERIETZEANU, A.	Roumania	Transit	Nov. 24th, 1921
PERRETI, M. J.	Brazil	„	Dec. 24th, 1921
PEYER, Ch.	Hungary	Labour (W)	Jan. 16th, 1932
PHOCAS, D.	Greece	Transit	Dec. 23rd, 1921
PIERRARD, A.	Belgium	„	Nov. 12th, 1925
POPESCU, G.	Roumania	„	Nov. 24th, 1921
PUIG DE LA BEL- LACASA, N.	Spain	„	Nov. 21st, 1921
RAULINAITIS, Fr.	Lithuania	Labour (G)	July 5th, 1921
RENAUD, Ed.	Switzerland	„ (G)	Dec. 8th, 1921

Name.	Country.	Labour or Transit.	Date of nomination.
RIBBING, S.	Sweden	Labour (G)	Nov. 25th, 1921
RIBEIRO, Ed.	Brazil	Transit	Dec. 24th, 1921
RINALDINI, Th.	Austria	"	Nov. 14th, 1921
ROBERT, R.	Switzerland	Labour (w)	April 9th, 1932
ROI, Aug.	Estonia	" (w)	Jan. 31st, 1931
ROZE, Fr.	Latvia	" (G)	Aug. 12th, 1926
RUUD, N.	Norway	Transit	Nov. 10th, 1921
SANTOS, E.	Colombia	Labour (G)	July 15th, 1936
SCHEIKL, G.	Austria	Transit	Nov. 14th, 1921
SCHRAFL	Switzerland	"	Jan. 6th, 1922
SCHUMANS, V.	Latvia	Labour (G)	Dec. 23rd, 1921
SERRARENS, P. J. S.	Netherlands	" (w)	Oct. 28th, 1932
SHU-CHE	China	Transit	Dec. 23rd, 1921
SIBILLE, M.	France	"	Nov. 7th, 1921
SIMOLIUNAS, J.	Lithuania	"	July 5th, 1922
SIMPSON, J.	Canada	Labour (w)	April 9th, 1932
SLIZYS, Fr.	Lithuania	" (G)	July 5th, 1922
SMITH, G.	Norway	Transit	Nov. 10th, 1921
SNELLMAN, K.	Finland	"	Oct. 29th, 1921
TAKATORI, Y.	Japan	"	Nov. 4th, 1921
TAYERLE, R.	Czechoslova- kia	Labour (w)	Nov. 11th, 1921
TCHOU YIN	China	" (G)	Dec. 23rd, 1921
THOMAS, J. H.	Great Britain	" (w)	Nov. 11th, 1921
TOLNAY, K. de	Hungary	Transit	June 15th, 1929
TOTOMIS, M. D.	Greece	Labour (G)	Feb. 17th, 1922
TYSZYNSKI, M. C.	Poland	Transit	Dec. 7th, 1921
URATNIK, F.	Yugoslavia	Labour (w)	April 9th, 1932
VERKADE, A. E.	Netherlands	" (E)	Nov. 11th, 1921
VESTESSEN, H.	Denmark	" (E)	Nov. 11th, 1921
VICUÑA, M. R.	Chile	" (G)	Dec. 10th, 1921
VLANGHALI, Al.	Greece	Transit	Dec. 23rd, 1921
VOINESCU, B.	Roumania	Labour (G)	Dec. 12th, 1921
VOOYS, J. P. de	Netherlands	" (G)	Nov. 23rd, 1921
WALDES, H.	Czechoslova- kia	" (E)	Nov. 11th, 1921
WEBER, P.	Luxemburg	" (E)	Oct. 17th, 1931
WINIARSKI, B.	Poland	Transit	Dec. 7th, 1921
WREDE, G. O. A.	Finland	"	Oct. 29th, 1921
YOSHIZAKA, Sh.	Japan	Labour (G)	Nov. 4th, 1921
YOVANOVITCH, V.	Yugoslavia	" (E)	Nov. 11th, 1921
ZAGLENICZNY, J.	Poland	" (E)	Nov. 11th, 1921
ZUBIETA, J. A.	Panama	" (E)	Nov. 11th, 1921
ZULAWSKI, S.	Poland	" (w)	Nov. 11th, 1921

(7) EXPERTS.

Article .50 of the Statute provides that the Court may at any time entrust any individual, body, bureau, commission or other organization that it may select with the task of carrying out an enquiry or giving an expert opinion.

The Court has only availed itself of this right once, namely, in the case concerning the claim for indemnity in regard to the factory at Chorzów (merits) ¹.

 II.—THE REGISTRAR. (See E I, p. 79.)

M. ÅKE HAMMARSKJÖLD, Envoy Extraordinary and Minister Plenipotentiary of H.M. the King of Sweden, member of the Institute of International Law, who had been appointed on February 3rd, 1922, reelected on August 16th, 1929, and whose term of office expired on December 31st, 1936, was elected a member of the Court on October 8th, 1936 (see p. 20) ².

The Court, on December 5th, 1936, appointed as Registrar, in succession to M. Hammarskjöld, M. JULIO LÓPEZ OLIVÁN, formerly Spanish Ambassador in London. M. López Oliván had been Deputy-Registrar of the Court from January 1929 to February 1931.

Deputy-Registrar: M. L. J. H. JORSTAD, Head of Division in the Norwegian Ministry of Foreign Affairs, took up his duties on February 1st, 1931.

 III.—THE REGISTRY. (See E I, p. 79.)

The officials of the Registry (apart from auxiliary officials³) are as follows:

¹ See, in the Fifth Annual Report, the summary of Judgment No. 13 of September 13th, 1928 (p. 183), and of the Orders of September 13th, 1928 (p. 196), and May 25th, 1929 (p. 200).

² M. Hammarskjöld died on July 7th, 1937.

³ Auxiliary officials are those who are appointed for a period of less than six months.

List of officials of the Registry.

Name.	Date of appointment.	Nationality.
<i>Deputy-Registrar :</i>		
M. L. J. H. Jorstad	February 1st, 1931	Norwegian
<i>Principal Editing Secretaries :</i>		
M. J. P. Garnier-Coignet, Secretary to the Presidency	March 1st, 1922	French
Mr. C. Hardy	June 1st, 1922	British
<i>Editing Secretaries :</i>		
Baron T. M. A. d'Honincthun	January 1st, 1925	French
Mr. H. A. L. H. Wade	January 1st, 1931	British
<i>Private Secretaries :</i>		
Miss M. G. Reçaño	March 1st, 1922	British
Miss E. M. Fisher	January 1st, 1930	"
Mlle M. Jokl	(temporary ¹)	French
<i>Establishment :</i>		
M. D. J. Bruinsma, Accountant-Establishment Officer, Head of Department	August 1st, 1922	Netherlands
Jhr. F. C. Beelaerts van Blokland	January 1st, 1937 ²	Netherlands
<i>Printing Department :</i>		
M. M. J. Tercier, Head of Department	May 19th, 1924	Swiss
M. R. Knaap	January 1st, 1932	Netherlands
<i>Archives :</i>		
Mlle L. P. M. Loeff, Head of Department	January 1st, 1925	Netherlands
Miss E. C. Olden	January 1st, 1929	Irish Free State
Mlle R. B. Valck-Lucassen	January 1st, 1937 ³	Netherlands
<i>Indexing Department :</i>		
Miss A. H. Welsby	January 1st, 1927	British
<i>Documents Department :</i>		
M. J. Douma, Head of Department	January 1st, 1931	Netherlands

¹ Temporary officials are those who are appointed for a period greater than six months, but less than seven years.

² Temporary since January 30th, 1931.

³ " " September 15th, 1933.

Name.	Date of appointment.	Nationality.
<i>Shorthand, typewriting and roneo-graphing Department:</i>		
Mlle J. C. Lamberts, Head of Department	March 1st, 1922	Belgian
Mlle M. L. Estoup, Verbatim Reporter	January 1st, 1927	French
Miss A. M. Driscoll	January 1st, 1930	British
Mme F. Lurié-Sloutzky	January 1st, 1931	Belgian
Mme C. van Meurs	(temporary ¹)	Netherlands

Messengers:

M. H. C. van der Leeden	January 1st, 1929	Netherlands
M. K. Pronk	January 1st, 1929	"
M. J. W. H. Janssen	January 1st, 1930	"
M. A. Maas	January 1st, 1936	"
M. G. Korpel	(temporary ¹)	"
M. H. van der Kooy	(")	"

* * *

Organization of the Registry. (See E 7, pp. 64 *et sqq.*; E II, p. 36.)

* * *

"Administrative Results." p. 33.) (See E 6, pp. 43-46; E 7, pp. 70-72; E 8, pp. 43-45; E 9,

* * *

Pensions for officials. (See E 6, pp. 46-49; E 7, pp. 74-75; E 8, pp. 45-46.)

* * *

Staff Regulations. (See E 7, pp. 75-81; E 12, pp. 46-51.)

* * *

Administrative Tribunal of the L. N. (See E 3, p. 32; E 4, p. 52; E 9, pp. 33-34.)
The Administrative Tribunal of the League of Nations was constituted as follows for 1937: *Judges*: M. Devèze (Belgian), *President*, M. Eide (Danish), M. Montagna (Italian).—*Deputy-Judges*: M. van Ryckevorsel (Netherlands), M. de Tomcsányi (Hungarian), M. Vesensky (Czechoslovak).

¹ See note 1 on preceding page.

IV.—DIPLOMATIC PRIVILEGES AND IMMUNITIES
OF JUDGES AND OFFICIALS OF THE REGISTRY.

(See E 1, pp. 103-104; E 4, pp. 53-63; E 6, p. 49; E 10, pp. 30-31; E 12, pp. 51-52.)

V.—PREMISES AND LIBRARY.

(See E 1, pp. 104-119; E 2, p. 42; E 4, pp. 63-70; E 5, pp. 78-80; E 6, pp. 50-53; E 7, pp. 82-83; E 8, pp. 47-51; E 9, pp. 34-51; E 10, pp. 32-33; E 11, pp. 37-38; E 12, p. 52.)

The Library Committee held its eleventh meeting on December 15th, 1936. At this meeting, the Committee considered and approved proposal lists of purchases in respect more particularly of the following countries: Afghanistan, South Africa, Germany, America (United States of—), Belgium, Colombia, Congo, Costa Rica, France, Great Britain, Haiti, British India, the Netherlands Indies, Ireland, Iceland, Italy, Lithuania, Morocco, Mexico, Mozambique, Nicaragua, New Zealand, Palestine, Netherlands, Roumania, Sweden, Tanganyika, Yugoslavia.

On June 15th, 1937, the number of volumes placed by the Court in the Carnegie Library, in accordance with the agreement of 1931¹, was 3566.

VI.—POSTAL COMMUNICATIONS, ETC.

(See E 10, pp. 33-34.)

¹ See E 7, pp. 85-87.

CHAPTER II.

THE STATUTE AND RULES OF COURT.

I.—THE STATUTE.

The Statute of the Court attached to the Protocol of Signature of December 16th, 1920, was amended by the Revision Protocol of September 14th, 1929.

The Protocol of Signature of 1920, which was drawn up in accordance with the decision taken by the Assembly of December 13th, 1920, and which remains open for signature by the States mentioned in the Annex to the Covenant¹, had, on June 15th, 1937, been signed by fifty-seven States or Members of the League of Nations. These States are: the Union of South Africa, Albania, the United States of America, Argentina, Australia, Austria, Belgium, Bolivia, Brazil, the United Kingdom of Great Britain and Northern Ireland, Bulgaria, Canada, Chile, China, Colombia, Costa Rica², Cuba, Czechoslovakia, Denmark, the Dominican Republic, Estonia, Ethiopia, Finland, France, Germany, Greece, Guatemala, Haiti, Hungary, India, Iran, the Irish Free State, Italy, Japan, Latvia, Liberia, Lithuania, Luxemburg, the Netherlands, New Zealand, Nicaragua, Norway, Panama, Paraguay, Peru, Poland, Portugal, Roumania, Salvador, Siam, Spain, Sweden, Switzerland, Turkey³, Uruguay, Venezuela, Yugoslavia.

The Protocol
of Signature
of 1920.

¹ The States mentioned in the Annex to the Covenant of the League of Nations and which, on June 15th, 1937, had not signed the Protocol of Signature of the Statute, are: Ecuador, Sa'udi Arabia (Hedjaz) and Honduras.

² Costa Rica, on December 24th, 1924, notified the Secretary-General of her decision to withdraw from the League of Nations; this decision was to take effect as from January 1st, 1927. Before that date Costa Rica had not ratified the Protocol of Signature of the Statute; furthermore, Costa Rica is not mentioned in the Annex to the Covenant of the League of Nations. This would seem to lead to the conclusion that the engagement resulting for Costa Rica from her signature of the Protocol of December 16th, 1920, has lapsed.

³ The Protocol of Signature of the Statute was signed on behalf of the Government of the Turkish Republic on March 12th, 1936, i.e., after the coming into force of the Revision Protocol (see below).

All the above States have ratified the Protocol of 1920, except: the United States of America, Argentina, Costa Rica, Guatemala, Liberia, Nicaragua, Turkey.

The Revision
Protocol of
1929.

The Revision Protocol was adopted by the Assembly of the League of Nations on September 14th, 1929, together with the amendments to the Statute annexed thereto. In accordance with the Assembly's Resolution of September 27th, 1935, and the report adopted by the Council on January 23rd, 1936, it came into force on February 1st, 1936¹.

Under the fifth and sixth paragraphs of the Protocol, after its entry into force, the new provisions are to form part of the Statute adopted in 1920, the provisions of the original articles which have been made the subject of amendment are to be abrogated, and any acceptance of the Statute of the Court is to constitute an acceptance of the Statute as amended.

Since the entry into force of the Protocol, the new text of the Statute has governed the activities of the Court; it has been published by the League of Nations under No. C. 80. M. 28. 1936. V, and by the Court in the third edition (March 1936) of Volume No. 1 of Series D. of its publications.

II.—THE RULES OF COURT.

The Rules of Court, originally framed at the Court's preliminary session (January-March 1922), were revised in 1926. In September 1927, and again in January-February 1931, a number of amendments were introduced. In 1931 the Court undertook a methodical examination of the Rules with a view to their complete revision. This work was completed on March 11th, 1936. The text of the Rules adopted on that date is reproduced in the third edition (March 1936) of Volume No. 1 of Series D. This volume also contains the Statute of the Court as in force since February 1st, 1936, and other constitutional documents, rules or regulations (including: Art. 14 of the Covenant of the League of Nations; the Protocol of Signature of the Statute of Dec. 16th, 1920; the Resolution of the

¹ See on this subject Chapter II in each of the Annual Reports E 6 to E 12 inclusive, and particularly E 12, pp. 54-60. Since June 15th, 1936, the Revision Protocol of 1929 has been ratified by Brazil (instrument of ratification deposited on Jan. 26th, 1937); by a letter dated November 8th, 1935 (see E 12, p. 58, note), Brazil announced that the Protocol had been transmitted to the legislative power and formulated no objection to its entry into force.

Assembly of the League of Nations and the Protocol concerning the revision of the Statute of Sept. 14th, 1929; the Resolution of the Council of May 17th, 1922, concerning the conditions upon which the Court shall be open to States which are neither Members of the League of Nations nor mentioned in the Annex to the Covenant; resolutions of the Assembly of the League of Nations concerning judges' salaries, judges' pensions, travelling expenses of judges, technical assessors, etc.; documents concerning the diplomatic privileges and immunities of judges and officials of the Registry).

The records of the preparatory work in connection with the revision of the Rules have been published in Volume No. 2 of Series D. (1922); for the amendments made in 1926, see the first addendum to this volume; for the amendments made in 1927, see the Fourth Annual Report, pages 72-78, and for the amendments made in 1931 and 1936 respectively, see the second and third addenda to Volume No. 2 of Series D.

CHAPTER III.

THE COURT'S JURISDICTION.

I.—JURISDICTION IN CONTESTED CASES.

(I) *Jurisdiction* *ratione materiæ*.

According to the first paragraph of Article 36 of the Statute, the jurisdiction of the Court comprises all cases which the parties refer to it and all matters specially provided for in treaties and conventions in force.

As regards cases which the parties submit to the Court by special agreement, the document instituting proceedings is that giving notice of the compromis setting out the terms of the agreement. In order that a case may be validly brought before the Court, notice of the special agreement must be given by all the parties, unless it is expressly laid down in one of the clauses of the special agreement that the Court may take cognizance of the case upon notice being given by one party only¹.

The table hereafter gives the list of cases which have been submitted to the Court by special agreement²; the parties to the case as well as the date of the special agreement are also indicated.

¹ It should be mentioned here that on several occasions the Court has recognized, in connection with cases brought before it by unilateral application, that it might derive jurisdiction from an agreement concluded between the parties during the proceedings, since acceptance of the Court's jurisdiction was not, under the Statute, subordinated to the observance of certain forms, such as, for instance, the previous conclusion of a special agreement. See, on this subject, E 10, p. 39, note.

² For the list of cases brought by unilateral application, see pp. 65-66, and for the list of cases for advisory opinion, see pp. 77-79.

CASES SUBMITTED BY SPECIAL AGREEMENT.

No. in Gen. List.	Name of the case.	Parties.	Date of special agreement.
11	Interpretation of paragraph 4 of the Annex following Article 179 of the Treaty of Neuilly	Bulgaria and Greece	18 III 24
24	Case of the S/S <i>Lotus</i>	France and Turkey	12 X 26
32	Free zones of Upper Savoy and the District of Gex	France and Switzerland	30 X 24
33	Brazilian Federal loans issued in France	Brazil and France	27 VIII 27
34	Serbian loans issued in France	France and Yugoslavia	19 IV 28
36	Territorial jurisdiction of the International Commission of the River Oder	Czechoslovakia, Denmark, France, Germany, Great Britain, Sweden, and Poland	30 X 28
46	Territorial waters between Castellorizo and Anatolia	Italy and Turkey	30 V 29
59	The Lighthouses' case between France and Greece	France and Greece	15 VII 31
61	The Oscar Chinn case	Belgium and Great Britain	13 IV 34
70	Lighthouses in Crete and Samos	France and Greece	28 VIII 36
72	The Borchgrave case	Belgium and Spain	20 II 37

Jurisdiction under treaties and conventions.

As regards treaties and conventions in force, those which have come to the knowledge of the Court are collected in a special publication entitled: *Collection of Texts governing the jurisdiction of the Court*, the fourth edition of which, brought up to date and completed, appeared at the beginning of 1932¹. The *Collection* (which also contains the text of instruments which have not yet come into force) is based entirely on official information of two different kinds: official publications issued either by the League of Nations or its organizations, or

¹ The first edition of this publication appeared on May 15th, 1923 (Series D., No. 3). The second edition is dated June, 1924 (Series D., No. 4), and the third, December 15th, 1926 (Series D., No. 5). The fourth edition is dated January 31st, 1932 (Series D., No. 6); addenda to this edition constitute Chapter X in each of the Eighth and following Annual Reports, including the present volume.

by the various governments; direct communications from the same sources. In the case of instruments for the pacific settlement of disputes, the complete text is reproduced in the *Collection*; in the case of other instruments, only the relevant extracts are given.

In this connection it should be observed that on March 24th, 1927, the Registrar of the Court asked all governments entitled to appear before the Court regularly to transmit to the Registry the text of new agreements concluded by them and containing clauses relating to the Court's jurisdiction. On June 5th, 1928¹, a reminder was sent to those governments which had not yet replied on that date. On June 15th, 1937, the following States had accepted the suggestion made: Union of South Africa, United States of America, Austria, Belgium, Brazil, United Kingdom of Great Britain and Northern Ireland, Chile, China, Colombia, Czechoslovakia, Denmark, Egypt, Ecuador, Estonia, Finland, France, Germany, Hungary, India, Italy, Latvia, Lithuania, Luxembourg, Mexico, Monaco, Netherlands, New Zealand, Norway, Panama, Peru, Poland (for Polish and the Free City of Danzig), Siam, Union of Soviet Socialist Republics, Spain, Sweden, Switzerland, Turkey, Venezuela. The instruments which had come to the knowledge of the Registry on June 15th, 1937, may be divided into several categories:²

A.—*Peace Treaties.* (See E 3, p. 40.)

B.—*Clauses concerning the protection of Minorities.* (See E 3, pp. 40-42; E 9, p. 67.)

C.—*Mandates for various colonies and territories entrusted to certain Members of the League of Nations under Article 22 of the Covenant of the League of Nations.* (See E 3, pp. 42-43.)

D.—*General International Agreements.* (See E 3, pp. 44-46; E 4, p. 81; E 5, pp. 98-99; E 6, p. 104; E 7, p. 114; E 8, pp. 64-65; E 9, p. 68; E 10, p. 42; E 11, p. 45; E 12, p. 98.)

To the lists which have appeared in preceding annual reports the following conventions are to be added:

International Convention for the Unification of methods of sampling and analyzing cheeses.—Rome, April 26th, 1934.
 Convention for the suppression of the illicit traffic in dangerous drugs.—Geneva, June 26th, 1936.

¹ On October 5th, 1931, the Registrar, having in view the preparation of the fourth edition of the *Collection*, sent a new special communication to all States entitled to appear before the Court (see E 8, p. 63).
² See pp. 342-377 of this volume for a list in chronological order of these instruments.

Furthermore, at its 20th, 21st and 22nd Sessions held in Geneva in June and October 1936, the International Labour Conference adopted the following conventions¹:

Convention concerning the regulation of certain special systems of recruiting workers.

Convention concerning the reduction of hours of work on public works.

Convention concerning annual holidays with pay.

Convention concerning the minimum requirements of professional capacity for masters and officers on board merchant ships.

Convention concerning annual holidays with pay for seamen.

Convention concerning the liability of the shipowner, in case of sickness, injury or death of seamen.

Convention concerning sickness insurance for seamen.

Convention concerning hours of work on board ship and manning.

Convention fixing the minimum age for the admission of children to employment at sea ("revised 1936").

E.—*Political Treaties (of alliance, commerce, navigation) and others.* (See E 4, pp. 81-85; E 5, pp. 99-100; E 6, pp. 105-106; E 7, pp. 114-115; E 8, pp. 65-67; E 9, pp. 68-69; E 10, p. 43; E 11, p. 46; E 12, p. 98.)

To the lists which have already appeared in the Annual Reports are to be added the following treaties which, together with those already enumerated, affect forty-five Powers:

Convention concerning the settlement of questions arising out of the delimitation of the frontier between Czechoslovakia and Roumania.—Prague, July 15th, 1930.

Convention of establishment between France and Roumania.—Paris, August 27th, 1930.

Convention regarding establishment and labour between Belgium and the Netherlands.—Geneva, February 20th, 1933.

Treaty of friendship, establishment and commerce between Denmark and Iran.—Teheran, February 20th, 1934.

Treaty of friendship between Iran and Switzerland.—Berne, April 25th, 1934.

¹ Article 423 of the Treaty of Versailles and the corresponding articles of the other peace treaties give the Court jurisdiction to deal, amongst other things, with any question or difficulty relating to the interpretation of conventions concluded, after coming into force of the treaties and in pursuance of the Part entitled "Labour", by the Members of the International Labour Organization. (See E 3, pp. 45-46; E 4, p. 81; E 5, p. 99; E 6, p. 104; E 7, p. 114; E 8, p. 65; E 9, p. 68; E 10, p. 42; E 11, p. 46, and E 12, p. 98, for the conventions adopted by the Labour Conference in the course of its first nineteen sessions.)

F.—*Various Instruments and Conventions concerning transit, navigable waterways and communications generally.* (See E 3, pp. 49-50; E 4, p. 85; E 5, p. 100; E 6, p. 106; E 7, p. 115; E 8, p. 67; E 9, p. 69; E 10, pp. 43-44; E 11, p. 47; E 12, p. 99.)

To the lists which have already appeared in the Annual Reports are to be added the following treaties:

Air navigation convention between Estonia and Sweden.—Tallinn, May 20th, 1935.

Provisional Convention concerning air navigation between Hungary and Switzerland.—Berne, June 18th, 1935.

G.—*Treaties of arbitration and conciliation.* (See E 4, pp. 85-89; E 5, pp. 100-101; E 6, pp. 106-107; E 7, pp. 116-117; E 8, pp. 68-70; E 9, p. 69; E 10, p. 44; E 11, p. 47; E 12, p. 99.)

To the lists which have already appeared in the Annual Reports are to be added the following treaties which, together with those already enumerated, affect forty Powers:

Treaty of conciliation, judicial settlement and arbitration between Bulgaria and Spain.—Sofia, June 26th, 1931.

Treaty of friendship, non-aggression, arbitration and conciliation between Roumania and Turkey.—Ankara, October 17th, 1933.

Treaty of friendship and non-aggression, judicial settlement, arbitration and conciliation between Turkey and Yugoslavia.—Belgrade, November 27th, 1933.

Treaty of arbitration, judicial settlement and conciliation between Denmark and Venezuela.—The Hague, December 19th, 1933.

* * *

In addition to the cases submitted by the parties and matters specially provided for in the treaties and conventions mentioned above, the Court's jurisdiction extends to other disputes, under the following instruments:

the Optional Clause annexed to the Statute of the Court;
the Resolution adopted by the Council on May 17th, 1922;
the General Act of conciliation, judicial settlement and arbitral settlement, adopted on September 26th, 1928, by the Assembly of the League of Nations at its Ninth Session.

These instruments are open for the adhesion of a considerable number of States. Each of them creates relations between

every State adhering to it and all other States which have already adhered or may subsequently adhere to it¹.

Optional Clause. The first of these instruments, namely the "Optional Clause", is dealt with in paragraphs 2 and 3 of Article 36 of the Statute, which run as follows :

"The Members of the League of Nations and the States mentioned in the Annex to the Covenant may, either when signing or ratifying the Protocol to which the present Statute is adjoined, or at a later moment, declare that they recognize as compulsory *ipso facto* and without special agreement, in relation to any other Member or State accepting the same obligation, the jurisdiction of the Court in all or any of the classes of legal disputes concerning :

- (a) the interpretation of a treaty ;
- (b) any question of international law ;
- (c) the existence of any fact which, if established, would constitute a breach of an international obligation ;
- (d) the nature or extent of the reparation to be made for the breach of an international obligation.

The declaration referred to above may be made unconditionally or on condition of reciprocity on the part of several or certain Members or States, or for a certain time."

The special protocol, annexed to the "Protocol of Signature of the Statute" of December 16th, 1920, is known as the "Optional Clause". This protocol is as follows :

"The undersigned, being duly authorized thereto, further declare, on behalf of their Government, that, from this date, they accept as compulsory *ipso facto* and without special convention, the jurisdiction of the Court in conformity with Article 36, paragraph 2, of the Statute of the Court, under the following conditions :"

The declaration in which the governments enumerate the conditions under which they recognize the Court's jurisdiction as compulsory is usually affixed or reproduced below the "Optional Clause".

The table included in Chapter X of the present Report (p. 279) indicates the names of the fifty-two States or Members of the League of Nations which have signed the Optional Clause (or have renewed their acceptance of the Court's compulsory jurisdiction), and indicates the conditions of their acceptance (or renewed adherence). The date on which declarations were affixed is entered on the table in those cases where it is known

¹ In the fourth edition of the *Collection of Texts governing the jurisdiction of the Court*, the Optional Clause annexed to the Court's Statute and the General Act of 1928 are grouped under the heading "Collective instruments for the pacific settlement of disputes". The Council Resolution of May 17th, 1922, is entered under the heading "Constitutional texts determining the jurisdiction of the Court".

from documentary evidence. The text of declarations made before January 31st, 1932, is reproduced in the *Collection of Texts governing the jurisdiction of the Court* (4th ed.). The declarations made since that date will be found in Chapter X of the Eighth, Ninth, Tenth, Eleventh and Twelfth Annual Reports, and in Chapter X of the present volume (pp. 273-274).

The position resulting from the table mentioned in the preceding paragraph is indicated below; see also the synoptic table page 63.

I.

A. *States having signed the Optional Clause*: the Union of South Africa, Albania, Argentina, Australia, Austria, Belgium, Bolivia, Brazil, the United Kingdom of Great Britain and Northern Ireland, Bulgaria, Canada, China, Colombia, Costa Rica¹, Czechoslovakia, Denmark, the Dominican Republic, Estonia, Ethiopia, Finland, France, Germany, Greece, Guatemala, Haiti, Hungary, India, Iran, the Irish Free State, Italy, Latvia, Liberia, Lithuania, Luxemburg, the Netherlands, New Zealand, Nicaragua, Norway, Panama, Paraguay, Peru, Poland, Portugal, Roumania, Salvador, Siam, Spain, Sweden, Switzerland, Turkey, Uruguay, Yugoslavia.

II.

B. *Of these, the following have signed, subject to ratification, and have ratified*: the Union of South Africa, Albania², Australia, Austria, Belgium, the United Kingdom of Great Britain and Northern Ireland, Canada, Denmark, the Dominican Republic, Finland², France², Germany, Greece, Hungary, India, Iran, the Irish Free State, Italy, Latvia, New Zealand, Norway², Peru, Roumania², Siam, Switzerland, Yugoslavia.

C. *States having signed subject to ratification but not ratified*: Argentina, Czechoslovakia, Guatemala, Liberia, Poland.

D. *States having signed without condition as to ratification*³: Bolivia, Brazil, Bulgaria, China, Colombia, Costa Rica¹, Estonia,

¹ Costa Rica, on December 24th, 1924, informed the Secretary-General of her decision to withdraw from the League of Nations, this decision taking effect as from January 1st, 1927. Before that date, Costa Rica had not ratified the Protocol of Signature of the Statute; moreover, Costa Rica is not mentioned in the Annex to the Covenant of the League of Nations. This would seem to lead to the conclusion that the engagement resulting for Costa Rica from her signature of the Protocol above mentioned and, consequently, also that resulting from her signature of the Optional Clause, have lapsed.

² This State had signed the Optional Clause subject to ratification, but has renewed its acceptance without this reservation.

³ Certain of these States have ratified their declarations, although this was not required according to the Optional Clause.

Ethiopia, Haiti, Lithuania, Luxemburg, the Netherlands, Nicaragua, Panama, Paraguay, Portugal, Salvador, Spain, Sweden, Turkey, Uruguay.

E. *States having signed without condition as to ratification but not ratified the Protocol of Signature of the Statute*: Costa Rica¹, Nicaragua, Turkey.

F. *States in the case of which the period for which Clause was accepted has expired*: China (date of expiration: May 13th, 1927); Ethiopia (date of expiration: Sept. 18th, 1936); Italy (date of expiration: Sept. 7th, 1936); Yugoslavia (date of expiration: Nov. 24th, 1935).

III.

G. *State which has accepted the compulsory jurisdiction of the Court in accordance with Article 36, paragraph 2, of the Statute and the Resolution of the Council of May 17th, 1922*²: Monaco.

IV.

H. *States at present bound by the Clause*: the Union of South Africa, Albania, Australia, Austria, Belgium, Bolivia, Brazil, the United Kingdom of Great Britain and Northern Ireland, Bulgaria, Canada, Colombia, Denmark, the Dominican Republic, Estonia, Finland, France, Germany, Greece, Haiti, Hungary, India, Iran, the Irish Free State, Latvia, Lithuania, Luxemburg, Monaco³, the Netherlands, New Zealand, Norway, Panama, Paraguay, Peru, Portugal, Roumania, Salvador, Siam, Spain, Sweden, Switzerland, Uruguay.

¹ See p. 61, note 1.

² This Resolution provides that States which are neither Members of the League of Nations nor mentioned in the Annex to the Covenant, may accept the jurisdiction of the Court as compulsory, but that such acceptance may not, without special convention, be relied upon *vis-à-vis* Members of the League or States mentioned in the Annex to the Covenant which have signed or may thereafter sign the Optional Clause (see p. 64).

³ See p. 64.

SYNOPTIC TABLE.

STATES WHICH HAVE SIGNED THE OPTIONAL CLAUSE (52)					STATE WHICH HAS ACCEPTED
without any condition as to ratification or other suspensive conditions		subject to ratification or other suspensive conditions		States previously bound but whose engagement has expired.	the compulsory jurisdiction of the Court under Art. 36, para. 2, of the Statute and the Resolution of the Council of May 17th, 1922 ¹ .
but which have not ratified the Protocol of Signature of the Statute.	and which have ratified the Protocol of Signature of the Statute.	and in the case of which the condition(s) is (are) fulfilled.	and in the case of which the condition(s) was (were) not fulfilled on June 15th, 1937.		
Costa Rica ² Nicaragua Turkey	Bolivia Brazil Bulgaria Colombia Estonia Haiti Lithuania Luxemburg Netherlands Panama Paraguay Portugal Salvador Spain Sweden Uruguay	Union of South Africa Albania ³ Australia Austria Belgium United Kingdom Canada Denmark Dominican Republic Finland ³ France ³ Germany Greece Hungary India Iran Irish Free State Latvia New Zealand Norway ³ Peru Roumania ³ Siam Switzerland	Argentina Czechoslovakia Guatemala Liberia Poland	China Ethiopia Italy Yugoslavia	Monaco
States not bound by the Clause.	STATES BOUND BY THE CLAUSE (40).			States not bound by the Clause.	STATE BOUND (1).

¹ See p. 62, note 2.

² See p. 61, note 1.

³ This State acceded to the Clause subject to ratification, but renewed its accession without attaching that condition.

* * *

Resolution of the Council of May 17th, 1922.

The second of the three instruments above mentioned is the Resolution adopted by the Council on May 17th, 1922. According to this Resolution (the text of which was reproduced in the First Annual Report, pp. 142-144¹), the Court is open to a State which is not a Member of the League of Nations or mentioned in the Annex to the Covenant, upon the condition that such State shall have previously deposited with the Registrar a declaration by which it accepts the jurisdiction of the Court, in accordance with the Covenant of the League of Nations, and with the terms and subject to the conditions of the Statute and Rules of the Court, and undertakes to carry out in full good faith the decision or decisions of the Court and not to resort to war against a State complying therewith. The Resolution also provides that this declaration may be either particular or general.

On April 26th, 1937, a general declaration signed on behalf of the Principality of Monaco was filed with the Registry of the Court².

* * *

General Act of 1928.

The third of these instruments is the General Act of conciliation, judicial settlement and arbitration adopted by the Assembly of the League of Nations on September 26th, 1928, at its Ninth Session. This Act provides for the pacific settlement of disputes which may arise between the States adhering thereto.

The fourth edition of the *Collection of Texts governing the jurisdiction of the Court* reproduces the text of this instrument under No. 11.

On June 15th, 1937, the States whose names are given below had adhered to the General Act³ (the most recent adherence is that of Latvia, which was given on September 17th, 1935):

¹ See also E 5, pp. 138-139, and E 8, p. 116.

² See below, p. 72.

³ According to Article 38 of the Act, contracting Parties may adhere:

"A. Either to all the provisions of the Act (Chapters I, II, III and IV);

B. Or to those provisions only which relate to conciliation and judicial settlement (Chapters I and II), together with the general provisions dealing with these procedures (Chapter IV);

C. Or to those provisions only which relate to conciliation (Chapter I), together with the general provisions concerning that procedure (Chapter IV)."

Australia	(A)	2I	v	3I	Italy	(A)	7	IX	3I
Belgium	(A)	18	v	29	Latvia	(A)	17	IX	35
Canada	(A)	I	VII	3I	Luxemburg	(A)	15	IX	30
Denmark	(A)	14	IV	30	Netherlands	(B)	8	VIII	30
Estonia	(A)	3	IX	3I	New Zealand	(A)	2I	v	3I
Ethiopia	(A)	15	III	35	Norway	(A)	1I	VI	30 ¹
Finland	(A)	6	IX	30	Peru	(A)	2I	XI	3I
France	(A)	2I	v	3I	Spain	(A)	16	IX	30
Great Britain	(A)	2I	v	3I	Sweden	(B)	13	v	29
Greece	(A)	14	IX	3I	Switzerland	(A)	7	XII	34
India	(A)	2I	v	3I	Turkey	(A)	26	VI	34
Irish Free State	(A)	26	IX	3I					

* * *

The following table gives a list of the cases submitted to the Court by means of a unilateral application (or a unilateral request for an interpretation)². The number in the General List, the parties to the case and the date of the application instituting proceedings are also indicated. Cases submitted by unilateral application.

No. in Gen. List.	Name of the case.	Parties to the case.	Date of application.
5	<i>S/S Wimbledon</i>	Great Britain, France, Italy, Japan/ Germany	16 I 23
10	Mavrommatis Palestine Concessions	Greece/Great Britain	12 v 24
14	Interpretation of Judgment No. 3 (Treaty of Neuilly)	Greece/Bulgaria	27 XI 24
18	German interests in Polish Upper Silesia	Germany/Poland	15 v 25
18 <i>bis</i>	German interests in Polish Upper Silesia	Germany/Poland	25 VIII 25
22	Denunciation of the Sino-Belgian Treaty of Nov. 2nd, 1865	Belgium/China	25 XI 26
25	The Factory at Chorzów (claim for indemnity)	Germany/Poland	8 II 27
27	Readaptation of the Mavrommatis Jerusalem Concessions	Greece/Great Britain	28 v 27

¹ Norway had acceded to Chapters I, II and IV on June 11th, 1929; it has extended its accession to include Chapter III on June 11th, 1930.

² For a list of cases submitted by special agreement, see p. 56; for a list of cases for advisory opinion, see pp. 77-79.

No. in Gen. List.	Name of the case.	Parties to the case.	Date of application.
30	Interpretation of Judgments Nos. 7 and 8 (Factory at Chorzów)	Germany/Poland	17 X 27
31	Rights of Minorities in Upper Silesia (Minority schools)	Germany/Poland	2 I 28
43	Eastern Greenland	Denmark/Norway	11 VII 31
47	Interpretation of the Statute of Memel	Great Britain, France, Italy, Japan/Lithuania	11 IV 32
49	Prince von Pless	Germany/Poland	18 V 32
51	Appeal against two judgments delivered on Dec. 21st, 1931, by the Hungaro-Czechoslovak M. A. T.	Czechoslovakia/Hungary	7 VII 32
52	South-Eastern territory of Greenland	Norway/Denmark	18 VII 32
53	South-Eastern Greenland	Denmark/Norway	18 VII 32
54	Appeal against a judgment delivered on April 13th, 1932, by the Hungaro-Czechoslovak M. A. T.	Czechoslovakia/Hungary	20 VII 32
58	Appeal against a judgment delivered on Feb. 3rd, 1933, by the Hungaro-Czechoslovak M. A. T.	Czechoslovakia/Hungary	3 V 33
60	The Polish agrar. reform and the German minority	Germany/Poland	1 VII 33
64	Losinger & Co., S. A.	Switzerland/Yugoslavia	23 XI 35
65	Pajzs, Csáky, Esterházy (judgments delivered on July 22nd, 1935, by Hungaro-Yugoslav M. A. T.)	Hungary/Yugoslavia	6 XII 35
68	Phosphates in Morocco	Italy/France	30 III 36
69	Waters of the Meuse	Netherlands/Belgium	1 VIII 36

In the first of these cases, that of the *S/S Wimbledon*, the application was based on Article 386 of the Treaty of Versailles. In the cases concerning the Mavrommatis Concessions, proceedings were instituted under Article 26 of the Mandate for Palestine, and in those concerning German interests in Polish Upper Silesia and the Chorzów Factory, under Article 23 of the Geneva Convention concerning Upper Silesia. The application submitting the case concerning certain rights of minorities in Upper Silesia and that concerning the Prince von Pless Administration both rely on Article 72 of the last-mentioned Convention, while the application in the case concerning

the Polish agrarian reform and the German minority relies on Article 12 of the Minorities Treaty concluded with Poland. The application in the case concerning the interpretation of the Statute of Memel is based on Article 17 of the Convention concerning Memel, signed at Paris on August 8th, 1924. Seven applications have been filed under the terms of the Optional Clause of the Court's Statute, namely: those in the case concerning the denunciation by China of the Sino-Belgian Treaty, in the Eastern Greenland case, in the South-Eastern Greenland case (two applications both dated July 18th, 1932, one by the Norwegian Government and the other by the Danish Government), in the case of Losinger & Co.¹, in the case concerning Deposits of phosphates in Morocco², and in the case concerning the diversion of water from the Meuse³. The four applications concerning judgments rendered by the Mixed Arbitral Tribunals rely more particularly on Article X of Agreement No. II of Paris, of April 28th, 1930, for the settlement of questions relating to the agrarian reforms and to the Mixed Arbitral Tribunals. Lastly, in the case of the interpretation of Judgment No. 3 and in that of the interpretation of Judgments Nos. 7 and 8, a request for an interpretation was made based on Article 60 of the Court's Statute.

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(See E 6, p. 147; E 7, p. 163; E 8, pp. 120-121; E 10, pp. 52-53; E 12, p. 107.) Jurisdiction as a Court of Appeal.
See page 129 of this Report for a summary of the Court's judgment in the Pajzs, Csáky, Esterházy case.

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(See E 5, p. 139; E 7, p. 163; E 9, p. 77; E 10, p. 53; E 12, p. 107.) Interim measures of protection.

* * *

(See E 5, p. 140; E 7, p. 164; E 8, pp. 121-122; E 9, pp. 77-78.) Power to determine its own jurisdiction.

The following table contains a list of the cases in which a preliminary objection to the Court's jurisdiction has been raised and which accordingly have given rise to special proceedings⁴ under Article 62 of the Rules.

¹ See E 12, p. 179, and p. 127 hereafter.

² " " " " 159.

³ " p. 135.

⁴ " pp. 65-66 for a list of cases brought by unilateral application.

No. in Gen. List (relating to the objection).	Name of the case.	Parties to the case in which the objection was lodged ¹ .	Date of filing of the preliminary objection.
12	Mavrommatis Palestine Concessions	Greece/Great Britain	3 VI 24
19	German interests in Polish Upper Silesia	Germany/Poland	18 VI 25
26	Claim for indemnity in respect of the Factory at Chorzów	Germany/Poland	8 IV 27
28	Readaptation of the Mavrommatis Jerusalem Concessions	Greece/Great Britain	9 VIII 27
50	Interpretation of the Statute of Memel	France, Great Britain, Italy, Japan/Lithuania	26 V 32
55	Prince von Pless	Germany/Poland	1 X 32
56	Appeal against two judgments delivered on Dec. 21st, 1931, by the Hungaro-Czechoslovak M. A. T.	Czechoslovakia/Hungary	20 X 32
57	Appeal against a judgment delivered on April 13th, 1932, by the Hungaro-Czechoslovak M. A. T.	Czechoslovakia/Hungary	20 X 32
66	Pajzs, Csáky, Esterházy ²	Hungary/Yugoslavia	4 III 36
67	Losinger & Co. ³	Switzerland/Yugoslavia	27 III 36

Since June 15th, 1936, preliminary objections have been lodged in the following cases :

71	Phosphates in Morocco	Italy/France	16 XII 36
72	Borchgrave ⁴	Belgium/Spain	29 VI 37

In accordance with the Order made by the President of the Court on April 13th, 1937, the written proceedings in regard to the objections in the phosphates case will be terminated on July 15th, 1937.

¹ In this column, the second State mentioned, i.e., the respondent in the case on the merits, is the one which lodged the preliminary objection.

² See p. 129.

³ See p. 127.

⁴ This case was brought before the Court by a Special Agreement concluded between the Belgian Government and the Spanish Government (see p. 56). The Spanish Government, on June 29th, 1937, filed with the Registry a document entitled: "Memorial submitting preliminary objections filed by the Spanish Government".

In accordance with the Order made by the Court on July 1st, 1937, the written proceedings in regard to the objection lodged in the Borchgrave case will be terminated on August 2nd, 1937.

(See E 5, p. 140.)

*

Interpretation
of judgments.

* * *

(2) *Jurisdiction* *ratione personæ*.

Only States or Members of the League of Nations can be parties in cases before the Court¹. The Statute makes a distinction between States, according to whether they are, on the one hand, Members of the League of Nations or mentioned in the Annex to the Covenant, or, on the other hand, outside the League of Nations².

States to which
the Court is
open.

A.—The Court is open to Members of the League of Nations (Art. 35, para. 1, of the Statute).

On June 28th, 1937, the Secretary-General of the League of Nations communicated to the Registrar a list of Members of the League of Nations as follows: Afghanistan, the Union of South Africa, Albania, the Argentine Republic, Australia, Austria, Belgium, Bolivia, the United Kingdom of Great Britain and Northern Ireland, Bulgaria, Canada, Chile, China, Colombia, Cuba, Czechoslovakia, Denmark, the Dominican Republic, Ecuador, Egypt³, Estonia, Ethiopia, Finland, France, Greece, Guatemala⁴, Haiti, Honduras⁵, Hungary, India, Iran, Iraq, the Irish Free State, Italy, Latvia, Liberia, Lithuania, Luxemburg, the

¹ Article 34 of Statute.

² Article 35 of Statute.

³ Member of the League of Nations since May 26th, 1937.

⁴ By a telegram dated Guatemala, May 14th, 1936 (circular letter of the Secretary-General of the League of Nations to Members of the League of Nations, dated May 15th, 1936), the Secretary *ad interim* for Foreign Affairs of Guatemala informed the Secretary-General that his Government had decided to withdraw from the League of Nations. The Secretary-General acknowledged receipt of this telegram on May 15th, at the same time referring to Article 1, paragraph 3, of the Covenant, which runs as follows: "Any Member of the League may, after two years' notice of its intention to do so, withdraw from the League, provided that all its international obligations and all its obligations under this Covenant shall have been fulfilled at the time of its withdrawal."

⁵ By a letter dated June 22nd, 1936 (circular letter of the Secretary-General of the League of Nations dated July 10th, 1936), the Minister for Foreign Affairs of Honduras gave notice that his Government had decided to withdraw from the League of Nations. The Secretary-General acknowledged receipt of this letter on July 10th, 1936, in the usual terms (see preceding note).

United States of Mexico, the Netherlands, New Zealand, Nicaragua¹, Norway, Panama, Paraguay², Peru, Poland, Portugal, Roumania, Salvador, Siam, Union of Soviet Socialist Republics, Spain, Sweden, Switzerland, Turkey, Uruguay, Venezuela, Yugoslavia.

B.—The Court is also open to the States mentioned in the Annex to the Covenant which do not belong to the League of Nations (Art. 35, para. 1, of the Statute). Under the fourth paragraph of the Protocol of Signature of the Statute of the Court of December 16th, 1920, that Protocol remains open for signature by these States³.

On June 15th, 1937, the States which are mentioned in the Annex to the Covenant but which are not mentioned in the list of Members of the League of Nations communicated to the Registrar by the Secretary-General of the League of Nations on June 28th, 1937, are the following: the United States of America, Brazil, Japan, Hedjaz (which now forms part of Sa'udi Arabia).

The United States of America have signed the Protocol of Signature of the Statute of December 16th, 1920, together with the Protocols of September 14th, 1929, concerning the accession of the United States to the Court and the revision of the Statute, but have not ratified these instruments. Brazil and Japan have signed the Protocol of December 16th, 1920, and ratified it respectively on November 1st, 1921, and November 16th, 1921, when they were still Members of the League of Nations⁴.

¹ By a telegram dated Managua, June 26th, 1936 (circular letter dated June 27th, 1936, from the Secretary-General to the States Members of the League of Nations), the Nicaraguan Minister for Foreign Affairs informed the Secretary-General that his Government intended to withdraw from the League of Nations. The Secretary-General acknowledged this telegram on June 27th, 1936, in the usual terms (see p. 69, note 4).

² The Assembly of the League of Nations, on September 28th, 1935, adopted a report of the "Committee for settlement of contributions in arrear" as approved by the Fourth Committee (see official No. A. 15, 1935. X and official No. A. 76, 1935. X), which report contains the following:

"13. *Paraguay*.—The Government of Paraguay has given notice of withdrawal from the League. Before withdrawal, it will be required, in accordance with Article 1 of the Covenant, to fulfil all its financial obligations to the League up to the actual date of withdrawal."

³ The revision Protocol of 1929, which came into force on February 1st, 1936, contains the following paragraph: "6. After the entry into force of the present Protocol, any acceptance of the Statute of the Court shall constitute an acceptance of the Statute as amended."

⁴ The withdrawal of Brazil from the League of Nations became effective in June 1928; that of Japan in March 1935.

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(See E 2, pp. 84-87; E 3, pp. 92-97; E 4, pp. 124-127; E 5, pp. 142-150; E 6, pp. 149-170; E 7, pp. 165-179; E 8, pp. 123-142; E 9, pp. 79-80; E 10, pp. 55-56; E 11, pp. 56-59.)

The Protocol of September 14th, 1929, concerning the adherence of the United States to the Court had, on June 15th, 1937, received the signatures of the following States: the Union of South Africa, Albania, the United States of America, Australia, Austria, Belgium, Bolivia, Brazil, the United Kingdom of Great Britain and Northern Ireland, Bulgaria, Canada, Chile, China, Colombia, Cuba, Czechoslovakia, Denmark, the Dominican Republic, Estonia, Ethiopia, Finland, France, Germany, Greece, Guatemala, Haiti, Hungary, India, Iran, the Irish Free State, Italy, Japan, Latvia, Liberia, Lithuania, Luxemburg, the Netherlands, New Zealand, Nicaragua, Norway, Panama, Paraguay, Peru, Poland, Portugal, Roumania, Salvador, Siam, Spain, Sweden, Switzerland, Turkey, Uruguay, Venezuela, Yugoslavia.

All these States have ratified, except the following: the United States of America, Bolivia, Brazil, Chile, Guatemala, Haiti, Liberia, Nicaragua, Paraguay, Peru, Salvador, Turkey.

*

C.—As concerns States not Members of the League of Nations nor mentioned in the Annex to the Covenant, Article 35 of the Statute provides that the conditions under which the Court will be open to them are, subject to the special provisions of treaties in force, to be laid down by the Council; but in no case will such provisions place the parties in a position of inequality before the Court.

In accordance with this Article, the Council, on May 17th, 1922, adopted a Resolution which regulates this matter and which has been referred to above (jurisdiction of the Court *ratione materiæ*, p. 64). The text of this Resolution has been reproduced in the First Annual Report (pp. 142-144) and in the third edition (March 1936) of volume No. 1 of Series D. (pp. 58-59).

See the First Annual Report, page 144, for the list of States to which the Resolution of May 17th, 1922, has been communicated.

By a letter dated April 22nd, 1937, the Minister of State of the Principality of Monaco—one of the States to which the Resolution of May 17th, 1922, had been communicated—sent to the Registry of the Court a Declaration, dated the same day, whereby the Principality accepts the jurisdiction of the Court and recognizes

the jurisdiction of the Court as compulsory, *ipso facto*, and without special convention, in conformity with Article 36, paragraph 2, of the Statute of the Court and No. 2, paragraph 4, of the Resolution of the Council of May 17th, 1922¹.

This declaration, which has been ratified by the sovereign Prince of Monaco and filed with the Registry on April 26th, 1937, runs as follows :

“DECLARATION.

[*Translation by the Registry.*]

The Principality of Monaco, represented by the Minister of State, Director of External Relations, hereby accepts the jurisdiction of the Permanent Court of International Justice, in accordance with the Covenant of the League of Nations and with the terms of the Statute and Rules of the Court, in respect of all disputes which have already arisen or which may arise in the future. The Principality of Monaco undertakes to carry out in full good faith the decision or decisions of the Court and not to resort to war against a State complying therewith.

At the same time, the Principality of Monaco accepts as compulsory, *ipso facto* and without special convention, the jurisdiction of the Court, in conformity with Article 36, paragraph 2, of the Statute of the Court and No. 2, paragraph 4, of the Resolution of the Council of May 17th, 1922, for a period of five years in any disputes arising after the present Declaration with regard to situations or facts subsequent to this Declaration, except in cases where the Parties have agreed or shall agree to have recourse to another method of pacific settlement².

Monaco, April 22nd, 1937.

(L. S.) (Signed) M. BOUILLOUX-LAFONT,
Minister of State, Director
of External Relations.

It being Our pleasure to approve, confirm and ratify all the clauses of the foregoing Declaration, We by these Presents formally approve, confirm and ratify the above Declaration in the name of Ourselves and Our Successors, upon Our Princely Honour promising in Our Own Name and Theirs faithfully and loyally to fulfil, observe and execute the present Declaration.

¹ The Resolution in question had been transmitted by the Registrar of the Court to the Principality of Monaco on June 30th, 1922. (See E 1, p. 144.)

² Under No. 2 of the Resolution of May 17th, 1922, the acceptance of the compulsory jurisdiction of the Court by the Principality of Monaco cannot, without special convention, be relied upon *vis-à-vis* Members of the League of Nations or States mentioned in the Annex to the Covenant which have signed or may sign the Optional Clause.

IN FAITH WHEREOF, We have signed this Ratification with Our own hand and have thereto affixed Our Seal.

Done at Our Palace in Monaco, this twenty-second day of April one thousand nine hundred and thirty-seven and in the fifteenth year of Our Reign.

(L. S.)

(Signed) LOUIS."

In accordance with the provisions of No. 3 of the Council Resolution of May 17th, 1922, the original text of the Declaration of the Principality of Monaco is kept in the Registry of the Court and certified true copies thereof have been transmitted by the Registrar to all Members of the League of Nations and States mentioned in the Annex to the Covenant, to other States to which the Court is open and to the Secretary-General of the League of Nations.

* * *

(See E 5, p. 150.)

* * *

Contributions
towards the
expenses of
the Court.

(3) *Channels of communications with governments.*

At this date, June 15th, 1937, direct communications from the Court to governments entitled to appear before it are despatched by the following channels which have been indicated by the governments themselves¹:

Afghanistan	The Minister for Foreign Affairs, Cabul.	Through the Royal Afghan Legation in London.
South Africa (Union of—)	The Prime Minister of the Union of South Africa, Capetown.	
America (United States of—)	The Secretary of State, Washington.	Through the U.S. Legation at The Hague.
Argentine Republic	Ministry for Foreign Affairs, Buenos Ayres.	Through the Argentine Legation at The Hague.
Australia	The Prime Minister of the Commonwealth of Australia, Canberra.	
Austria	The Federal Chancellery, Department for Foreign Affairs, Vienna.	
Belgium	The Minister for Foreign Affairs, Brussels.	
Brazil	The Ministry for Foreign Affairs, Rio de Janeiro.	Through the Brazilian Legation at The Hague.

¹ See E 1, pp. 144-145, and E 4, p. 129.

United Kingdom of Great Britain and Northern Ireland	The Secretary of State for Foreign Affairs, Foreign Office, Whitehall, London, S.W. 1.	
Bulgaria	The Ministry for Foreign Affairs, Sofia.	
Canada	The Secretary of State for External Affairs, Ottawa.	
Chile	The Minister for Foreign Affairs, Santiago.	
China	The Chinese Legation at The Hague.	
Colombia	The Ministry for Foreign Affairs, Bogotá.	
Cuba	The Secretary of State for Foreign Affairs, Havana.	
Czechoslovakia	The Czechoslovak Minister at The Hague.	
Danzig	The Polish Minister at The Hague.	
Denmark	The Danish Legation at The Hague.	In case of extreme urgency : The Ministry for Foreign Affairs, Copenhagen.
Dominican Republic	The Secretary of State for Foreign Affairs, Ciudad-Trujillo.	
Ecuador	The Ministry for Foreign Affairs, Quito.	
Egypt	The Ministry for Foreign Affairs, Cairo.	
Estonia	The Ministry for Foreign Affairs, Tallinn.	
Finland	The Finnish Chargé d'affaires at The Hague.	
France	The Ministry for Foreign Affairs, French Service for the League of Nations, Paris.	
Germany	The German Legation at The Hague.	
Greece	The Ministry for Foreign Affairs, Athens.	Copy to the Greek Delegation to the League of Nations at Geneva.
Haiti	The Secretary of State for Foreign Affairs, Port-au-Prince.	
Honduras	The Ministry for Foreign Affairs, Tegucigalpa.	

Hungary	The Hungarian Minister at The Hague.	For communications under Art. 44 of Statute: The Royal Ministry of Justice, Budapest.
India	The India Office, Whitehall, London, S.W. 1.	
Iran	The Ministry for Foreign Affairs (3rd Section), Teheran.	
Irish Free State	Ministry for External Affairs, Dublin.	
Italy	Ministry for Foreign Affairs—League of Nations Section, Rome.	
Japan	The Minister for Foreign Affairs, Tokio.	Through the Japanese Consulate-General at Geneva.
Latvia	Ministry for Foreign Affairs, Riga.	
Liberia	The Liberian Secretary of State, Monrovia.	
Lithuania	The Minister for Foreign Affairs of the Lithuanian Republic, Kovno.	
Luxemburg	The Minister of State, President of the Grand-Ducal Government, Luxemburg.	(By registered letter.)
Mexico	The Secretary of State for Foreign Affairs, Mexico.	Through the Mexican Legation at The Hague.
Monaco	The Minister of State, Director of the Foreign Relations of the Principality of Monaco.	
Netherlands	The Ministry for Foreign Affairs, The Hague.	
New Zealand	The High Commissioner for New Zealand, New Zealand Government Offices, London, Strand, W.C. 2.	
Nicaragua	The Ministry for Foreign Affairs, Managua.	
Norway	The Ministry for Foreign Affairs, Oslo.	Through the Norwegian Legation at The Hague.
Panama	The Ministry for Foreign Affairs, Panama.	
Paraguay	The Minister for Foreign Affairs of Paraguay, Asunción.	
Peru	The Peruvian Chargé d'affaires at The Hague.	The Court's publications are sent direct to the Ministry for Foreign Affairs at Lima.

Poland	The Polish Minister at The Hague.	
Portugal	The Minister for Foreign Affairs, Lisbon.	
Roumania	The Minister for Foreign Affairs, Bucharest.	Copy to the Roumanian Minister at The Hague, with the request to transmit it to Bucharest.
Salvador	The Ministry for Foreign Affairs, San Salvador.	
Siam	The Ministry for Foreign Affairs, Bangkok.	Copy to the Siamese Legation in London.
Union of Soviet Socialist Republics	The Commissary of the People for Foreign Affairs, Moscow.	Care of the Embassy of the Union in Berlin.
Spain	The Ministry of State, Madrid.	Through the Spanish Legation at The Hague.
Sweden	The Swedish Minister at The Hague.	
Switzerland	The Swiss Minister at The Hague.	
Turkey	The Minister for Foreign Affairs (fourth department), Ankara.	
Uruguay	The Ministry for Foreign Affairs, Montevideo.	
Venezuela	The Venezuelan Legation at The Hague.	
Yugoslavia	The Yugoslav Minister at The Hague.	

In the case of governments not appearing in the above list, the Court communicates either with their Legation at The Hague, or, where necessary, with their Ministry for Foreign Affairs.

II.—JURISDICTION AS AN ADVISORY BODY.

(See E I, pp. 148-150.)

The twenty-eight requests for advisory opinion which the Council has submitted to the Court may be divided into two categories: those really originating with the Council itself and those—more numerous—submitted at the instigation or request of a State or international organization.

The following tables give a list of the cases submitted to the Court for advisory opinion, divided into these two categories. The number in the General List, the governments or international organizations directly interested in the case and the date of the request for an advisory opinion are also indicated.

The following belong to the first category :

No. in Gen. List.	Name of the case.	Govts. and organizations directly interested.	Date of request.	Requests from the Council <i>proprio motu.</i>
6	German settlers in Poland	Germany/Poland	2 III 23	
8	Acquisition of Polish nationality	Germany/Poland	11 VII 23	
16	Polish postal service at Danzig	Danzig/Poland	14 III 25	
17	Expulsion of the Œcumenical Patriarch		21 III 25	
20	Frontier between Turkey and Iraq (Mosul question)	Great Britain/Turkey	23 IX 25	
29	Jurisdiction of the Danzig Courts	Danzig/Poland	24 IX 27	
39	Railway traffic between Lithuania and Poland	Lithuania/Poland	28 I 31	
41	Customs régime between Germany and Austria (Protocol of March 19th, 1931)	Austria, Germany/France, Italy and Czechoslovakia	19 V 31	
44	Access to and anchorage in the port of Danzig for Polish war vessels	Danzig/Poland	25 IX 31	
45	Caphandaris-Molloff Agreement of Dec. 9th, 1927	Bulgaria/Greece	26 IX 31	
62	Minority Schools in Albania	Albania/Greece	21 I 35	
63	Constitution of the Free City of Danzig	Danzig	27 IX 35	

The following belong to the second category :

No. in Gen. List.	Name of the case.	Govts. and organizations directly interested.	Date of request.	Other requests.
I	International Labour Organization and the conditions of agricultural labour	France, Great Britain, Hungary, Italy, Portugal, Sweden, I. L. O., International Agricultural Commission, International Federation of Landworkers,	22 V 22	

No. in Gen. List.	Name of the case.	Govts. and organizations directly interested.	Date of request.
		Central Association of French Agriculturalists, International Institute of Agriculture, International Federation of Christian Unions of Landworkers, International Federation of Agricultural Trades Unions	
2	Nomination of the Workers' delegate to the International Labour Conference	Great Britain, Netherlands, Sweden, I. L. O., Netherlands General Confederation of Trades Unions, International Federation of Trades Unions, International Confederation of Christian Trades Unions	22 V 22
3	International Labour Organization and methods of agricultural production	Estonia, France, Haiti, Sweden, I. L. O., International Institute of Agriculture, International Confederation of Agricultural Trades Unions	18 VII 22
4	Nationality Decrees in Tunis and Morocco	France/Great Britain	6 XI 22
7	Status of Eastern Carelia	Finland/Union of Soviet Socialist Republics of Russia	27 IV 23
9	Polish-Czechoslovakian frontier (question of Jaworzina)	Czechoslovakia/Poland	29 IX 23
13	Monastery of Saint-Naoum (Serbian-Albanian frontier)	Albania/Yugoslavia	17 VI 24
15	Exchange of Greek and Turkish populations	Greece, Turkey, Mixed Commission for the exchange of Greek and Turkish populations	18 XII 24

No. in Gen. List.	Name of the case.	Govts. and organizations directly interested.	Date of request.
21	International Labour Organization and personal work of the employer	I. L. O., International Organization of Industrial Employers, International Federation of Trades Unions, International Confederation of Christian Trades Unions	20 III 26
23	Jurisdiction of the European Commission of the Danube	France, Great Britain, Italy/Roumania	18 XII 26
35	Interpretation of the Greco-Turkish Agreement of Dec. 1st, 1926 (Final Protocol, Art. IV)	Greece/Turkey	7 VI 28
37	Greco-Bulgarian "Communities"	Bulgaria/Greece	17 I 30
38	Danzig and the International Labour Organization	Danzig, Poland, I. L. O.	15 V 30
40	Access to German Minority Schools in Polish Upper Silesia	Germany/Poland	31 I 31
42	Treatment of Polish nationals, etc., at Danzig	Danzig/Poland	23 V 31
48	Employment of women during the night	I. L. O., International Federation of Trades Unions, International Federation of Christian Trades Unions, Great Britain, Germany	10 V 32

* * *

(See E 5, pp. 159-160; E 6, pp. 178-179; E 7, pp. 186-187; E 8, p. 151; E 11, pp. 67-68.)

In the Twelfth Annual Report (pp. 117-127), an account was given of the action taken between June 15th, 1935, and June 15th, 1936, upon the resolutions of the Assembly of the League of Nations concerning the procedure for voting upon requests for advisory opinions.

Procedure for voting upon requests for opinions.

One of the Resolutions in question was that of September 25th, 1931, whereby the Assembly decided to set up a Committee to secure unanimous agreement upon the bases indicated in the report adopted in March 1930, by the "Committee for the amendment of the Covenant of the League of Nations in order to bring it into harmony with the Pact of Paris". In that report, the Committee formulated a text, to be inserted between paragraphs 7 and 8 of Article 15 of the Covenant of the League of Nations, providing that, at any stage in the examination of a dispute, the Council might ask for an advisory opinion, without a unanimous vote being required¹. On September 11th, 1935, the Assembly decided, as in preceding years, to adjourn the question to its next session.

The other Resolution was that of September 24th, 1928, by which the Assembly invited the Council to have a study made of the question whether advisory opinions might be asked for by a simple majority. On September 28th, 1935, the Assembly had repeated this invitation and, in accordance with a decision taken by the Council on January 23rd, 1936, the Secretary-General of the League of Nations, under cover of a circular letter dated April 8th, 1936, sent to Member States a memorandum on the question, requesting them to let him know their views².

*

The first of these questions ("the amendment of the Covenant of the League of Nations in order to bring it into harmony with the Pact of Paris") was placed on the agenda of the Seventeenth Ordinary Session of the Assembly, which began on September 21st and ended on October 10th, 1936. The agenda for this session also included another question relating to the Covenant: "Application of the Principles of the Covenant"³. On October 8th, 1936 (15th meeting), the Assembly, in view of the close connection existing between these two questions, instructed a "special main Committee of the kind provided for in Article 14 of the Rules of Procedure" to submit recommendations.

On October 10th, 1936 (16th meeting), the Assembly, on the proposal of this Committee, adopted the following resolution:

"The Assembly,

Recalling its recommendation of July 4th, 1936, and its Resolution adopted on October 8th, 1936:

Adopts the foregoing report⁴; and

¹ See E 7, pp. 186-187.

² ,, ,, 12, ,, 124-125.

³ This question, which had arisen out of the Italo-Abyssinian dispute, had formed the subject of a recommendation adopted by the Assembly by a majority vote on July 4th, 1936 (last meeting of the Sixteenth Ordinary Session).

⁴ Not reproduced.

Decides to set up the Committee proposed in this report to study all the proposals which have been, or may be, made by governments regarding the application of the principles of the Covenant and the problems connected therewith.

On the basis of this study, the Committee will prepare a report, as soon as possible, indicating the definite provisions, the adoption of which it recommends with a view to giving practical effect to the above-mentioned recommendation of July 4th, 1936.

This report shall be submitted to the governments of the States Members of the League of Nations to serve as a basis for the decisions to be taken in this matter.

The Committee shall be authorized to propose a special session of the Assembly, should it consider it advisable to do so."

The Committee set up under this Resolution held its first session at Geneva from December 14th to 16th, 1936. It drew up a list of the questions which it must examine and instructed a number of rapporteurs, in the light of the information to be collected by the Secretariat, to undertake an objective analysis of these questions.

*

With regard to the Assembly Resolution of September 24th, 1928, a circular letter in regard to it was, as stated above, sent on April 8th, 1936, to Member States, asking for their views on the question whether advisory opinions might be asked for by a majority vote.

On January 22nd, 1937 (2nd meeting of the 96th Session), the Council of the League of Nations had before it the replies of the governments to the Secretary-General's circular letter¹. A report on the subject, submitted to the Council by its President, contains the following passage :

"The Assembly has asked us to deal with a question of interpretation of the Covenant the difficulty of which has been shown by the very divergent views expressed by the different delegations in the debates which took place in the First Committee of the Assembly

¹ The replies, together with a memorandum of the International Labour Office, are reproduced on pages 170-186 of the League of Nations *Official Journal* for February 1937. In this connection, the following statement made in the course of a speech by the Hungarian delegate on September 28th, 1936, at the Seventeenth Session of the Assembly, during the general discussion (Records of the Assembly, Plenary Meetings, pp. 57 *et seq.*), should also be noted :

"The Hungarian Government is of opinion that the juridical security of Members of the League requires that better facilities should be available for obtaining advisory opinions, and that elastic interpretative regulations should be formulated to that effect, while the consideration of this question, begun as a result of the Resolution adopted by the Assembly on September 28th, 1935, should be continued as expeditiously as possible."

in 1928 and 1935. The same diversity of opinion appears in the government replies which are now before us and which, from this point of view, hardly lighten our task, although they put us in possession of many important arguments in favour of the different solutions.

It is now for the Council to decide what further steps it may be desirable to take to give effect to the request of the Assembly. In particular, I feel that we have to consider whether the prospects of reaching a solution at the present time are sufficiently good to make it advisable to appoint a committee to consider the question raised by the Assembly or whether there is some other course which it would be wise to take. I should be grateful to hear my colleagues' opinion before I submit a proposal to the Council."

The Swedish representative then made the following proposal:

"The usual procedure, so to speak, would no doubt be to appoint a committee of enquiry to consider the problem. To avoid creating a new committee, however, the Council might perhaps ask the Special Committee set up to study the application of the principles of the Covenant to examine this question also. Even without specific instructions to that effect it would probably do so to some extent when studying the Council's procedures for the settlement of international disputes."

This proposal—which was not opposed by any member of the Council, though some were doubtful whether "the divergence between the views of the governments was not too great for it to be possible to expect practical results from a reference of the question to any kind of committee"—was accepted by the Council on January 26th, 1937 (4th meeting of the 96th Session).

III.—OTHER ACTIVITIES.

On several occasions the Court or its President have been entrusted with certain missions—the appointment under certain conditions of arbitrators, experts or of presidents of conciliation commissions—either under an international legal instrument or under a contract of private law. In general, the parties to these instruments or contracts ask the consent of the Court or of the President to the inclusion of a clause to this effect, before they sign the agreement which they are asked to conclude. Or again, they notify the agreement directly it has been concluded, drawing attention to the clause and asking if there are any objections to undertaking the mission in question.

The cases of this kind which had come to the knowledge of the Registry up to June 15th, 1936, have been mentioned and

classified in the lists given in Part III of Chapter III of preceding Annual Reports¹.

To these lists the following additions are to be made in respect of the period June 15th, 1936, to June 15th, 1937.

(a) APPOINTMENTS BY THE COURT. (See E 3, pp. 104-105; E 4, p. 136; E 6, p. 180; E 7, pp. 188-189; E 10, p. 65; E 11, p. 69; E 12, p. 127.)

1.—*Under an instrument of public international law.*

Since June 15th, 1936, the Court has not been notified of any instrument under which it might in certain circumstances be asked to make an appointment.

2.—*Under a contract of private law.*

Since June 15th, 1936, the Court has not been asked to make any appointment under a contract of private law.

(b) APPOINTMENTS BY THE PRESIDENT (THE VICE-PRESIDENT OR THE SENIOR JUDGE OF THE COURT).

1.—*Under an instrument of public international law.* (See E 3, pp. 105-108; E 4, pp. 136-137; E 5, pp. 160-162; E 6, pp. 180-181; E 7, pp. 189-190; E 8, pp. 153-156; E 9, p. 85; E 10, pp. 65-66; E 11, pp. 69-70; E 12, p. 128.)

Agreements for the pacific settlement of international disputes.

Appointment in certain circumstances of the President and two members of a conciliation commission:

Treaty of arbitration, judicial settlement and conciliation between Denmark and Venezuela.—The Hague, December 19th, 1933.

Appointment in certain circumstances of the President of a conciliation commission:

Treaty of conciliation, judicial settlement and arbitration between Bulgaria and Spain.—Sofia, June 26th, 1931.

The Danish Government (by a letter dated July 29th, 1936) and the Lithuanian Government (by a letter dated August 26th,

¹ In the case of international legal instruments which provide for such cases and which had come to the knowledge of the Registry by June 15th, 1936, the text of the relevant clauses has been reproduced in the *Collection of Texts governing the jurisdiction of the Court* (4th ed., 1932) or in the addenda to that *Collection* (Chapter X of the Eighth, Ninth, Tenth, Eleventh and Twelfth Annual Reports); with regard to those which have come to the knowledge of the Registry since June 15th, 1936, the relevant clauses are given in Chapter X of this Report. The synopsis given at the beginning of the third edition (1926) of the *Collection* also contains an analysis and classification of those of these clauses which were known at the time.

1936) asked the President of the Court to undertake the appointment of the President of the Permanent Conciliation Commission provided for in Article 3 of the Treaty of December 11th, 1926, between Denmark and Lithuania¹. On September 12th, 1936, the President of the Court nominated Jonkheer H. A. van Karnebeek, former Minister for Foreign Affairs of the Netherlands, Minister of State and Commissioner of the Queen in the Province of South Holland, to fill this position. M. van Karnebeek accepted the President's nomination.

Appointment in certain circumstances of two arbitrators and an umpire :

Treaty of friendship and non-aggression, judicial settlement, arbitration and conciliation between Turkey and Yugoslavia.—Belgrade, November 27th, 1933.

Treaties of peace and various conventions.

Appointment in certain circumstances of an arbitrator and of an umpire :

Treaty of friendship between Iran and Switzerland.—Berne, April 25th, 1934.

Provisional convention concerning air navigation between Hungary and Switzerland.—Berne, June 18th, 1935.

Appointment in certain circumstances of an umpire :

Treaty of friendship, establishment and commerce between Denmark and Iran.—Teheran, February 20th, 1934.

2.—*Under a contract of private law.* (See E 1, p. 155 ; E 2, pp. 95-96 ; E 5, p. 162 ; E 7, p. 190 ; E 8, pp. 156-157 ; E 9, pp. 85-86 ; E 10, pp. 66-67 ; E 11, pp. 70-71 ; E 12, p. 126.)

Since June 15th, 1936, no notice has been received of any contract of private law under which the President might in certain circumstances be asked to make an appointment.

* * *

Applications
from private
persons
against a
government.

It often happens that private individuals apply to the Court with the object of laying before it matters at issue between them and some government. These are generally claims for compensation for dispossession and arise as a rule from the fact that the applicants have lost their original national status and have not acquired another, and, for this reason, have met with a refusal, on the part of the courts to which they have applied, to entertain their claims. Most of these disputes have arisen in countries which have undergone territorial readjustments ; for instance, persons entitled to pensions (former officials,

¹ This Treaty is reproduced on pp. 205 *et seq.* of the *Collection of Texts governing the jurisdiction of the Court* (4th ed., 1932).

war-cripples, widows) who have changed their nationality complain that payment of their pensions is refused both by the State in whose service they were and by the succession State. Often also claims are received for compensation for injuries resulting from the war, for debts dating from before the war and for the depreciation of assets in specie and in securities. Sometimes also private persons wish to appeal against the decisions of a Mixed Arbitral Tribunal. (Cf. the Agreement of Paris of April 28th, 1930, in the *Collection of Texts governing the jurisdiction of the Court*, 4th ed., 1932, p. 620.)

The First Annual Report (pp. 155 *et seq.*), the Third Annual Report (pp. 109 *et seq.*), the Fifth Annual Report (pp. 162 *et seq.*), the Seventh Annual Report (pp. 191 *et seq.*), the Ninth Annual Report (pp. 86-88) and the Eleventh Annual Report (pp. 72-75), gave several examples showing what is, as a general rule, the nature of such cases; in response to such applications the Registrar invariably states that, under the terms of Article 34 of the Statute of the Court, "only States or Members of the League of Nations can be Parties in cases before the Court".

Some new examples are given below¹:

The applicant's husband was, before the War, a German railway employee in Upper Silesia, and, at the time of the plebiscite, expressed his wish to remain German. In 1922, he was transferred against his wishes to the Polish railway service at Katowice, but, living as he did, on the German side of the frontier, suffered severely by receiving pay in Polish currency. In 1924, he was compelled to opt for Poland. When he became eligible for a pension in 1934, he was refused it on various grounds, and claims to have lost a considerable sum as a result of the action of the Polish and German authorities. The Court is asked to intervene on his behalf.

The applicant is a Czechoslovak national now living at Prague. He formerly had two businesses in Germany, but states that he was boycotted as a foreigner and, after vain appeals to the authorities, was compelled to close down. He claims that, under commercial treaties between Germany and Czechoslovakia, he was entitled to the same treatment as a German national, and he asks the Court to assist him in prosecuting the German Government.

The applicant, a Saarlander, entered the Prussian railway service before the War and, after the War, was in the Saar railway service under the administration of the Governing Commission. By 1930 he had gained the status of a permanent employee who could only be dismissed for misconduct. After the plebiscite, he was informed that the German Government refused to take him over, in exercise of its right under the Rome Agreement made with the Governing

¹ These summaries state the facts as represented in the applications; the Registry obviously cannot assume any responsibility for the correctness of these facts.

Commission. He was placed on the retired list and now claims the difference between his pension and the full pay to which he would have been entitled until his 65th year, and also the maximum life pension after 65. The Rome Agreement, he maintains, was intended to safeguard the rights of Saar officials. The Secretariat at Geneva having declared itself incompetent in the matter, the applicant applies to the Court.

A union of compulsorily retired Austrian officers applies to the Court on behalf of certain of its members who, after the War, opted for Austrian citizenship. In 1923, an agreement was concluded by the succession States regulating pensions to these ex-officers and the agreement came into force in 1930. Austria, however, claims that the optants are subject to Austrian law, and are not entitled to benefit by the agreement. The applicants declare that Austria, as a Contracting Party to the agreement, cannot herself be judge on the question of her obligations thereunder. They ask to know with what international forum they may lodge their claims.

The applicant, an Italian national living in Vienna, claims that under the Treaty of Trianon the Hungarian Government owes him a sum of money. In 1915, an Hungarian steamer put into a port in Spain under stress of circumstances and there sold a cargo of timber, the property of the applicant. The Hungarian Government expropriated the ship and handed it over to the Italian Government under the Peace Treaty, and Italy credited Hungary with the full value. The applicant claims that under the Treaty, Hungary was obliged to meet all claims against the vessel by third parties before handing it over. When he appealed for his money to the Hungarian authorities in 1931, he was merely told that he should have applied earlier.

The two applicants, by birth Austrian, were female employees in the postal service at Trieste, before the War, and their employment was confirmed by the Italian Administration in 1919. In 1928, after the telephone service had been transferred to private companies, both women were retired. They had nearly completed the fifteen years of service entitling them to a pension, and have since 1928 been without means of livelihood. They complain of unfair treatment relatively to other branches of the service and, having exhausted their appeals to the Italian authorities, petition the Court for aid.

The applicant was born in Belgium in 1901 of Belgian parents who had become naturalized German subjects in 1893 as residents in Alsace-Lorraine. For a short term at the end of the War he served as a volunteer in the Foreign Legion. In 1921 he was called to the colours in Belgium, but was exempted on grounds of war service. For some time now he has been living in France, but both there and in Belgium has been told by the authorities that he is a German. On applying to the German police, he was informed that, under the Treaty of Versailles, he is now French and not German. He asks the Court to determine his nationality.

The applicant belongs to the German minority in Upper Silesia, was wounded in the War and was granted a pension for partial disablement. In 1919, he obtained work in the mines, but in 1927 was dismissed by the Poles as a member of the German minority. At the same time, his pension was cut down by a third and in 1934 altogether withdrawn. He appeals urgently for the restoration of his pension to provide him with some means of support.

The applicant is a dentist, domiciled since 1905 in a town situated in the Austrian Empire which has since passed to a Succession State. Under the Treaty of Trianon he lost his Hungarian citizenship. All attempts to acquire Czechoslovak nationality have failed, although he has done military service in the Czech army and has taken his diploma in a Czech Dental Institute at Prague. He asks the Court to apply to Czechoslovakia to give him Czechoslovak nationality.

The applicant, a former police commissioner of the Saar Governing Commission, asks if the Court is able to decide in his favour a claim against the League of Nations for the payment of a pension or for further employment, and compensation for loss incurred through service for the Governing Commission. He cannot appeal to the Supreme Plebiscite Court at Saarbrücken, as he has not lived in the Saar the necessary three years.

The applicant asks the Court to determine his nationality. His father was an Alsatian who moved to Germany after the 1870 war and married a German. In 1903 the applicant himself married a German. For forty years he held an itinerant vendor's licence which was withdrawn in 1934 for no alleged reason. On enquiry he was told that he was French, as indeed he had been treated since 1919. In May 1934, he was informed by the German authorities that he had ceased to be French and was now German. His French passport for that reason could not be renewed.

The applicant is a former teacher in Upper Silesia who was pensioned by the German Government in 1917. He asks the Court to support his claim against the Polish Government for having reduced his annual pension from 2,800 German marks to 120 zloty. This, he says, is a violation of the undertakings given by Poland in the treaties and agreements governing the partition of Upper Silesia.

CHAPTER IV.

SESSIONS AND DECISIONS OF THE COURT;
GENERAL LIST¹.

(See E 12, p. 131.)

The list on page 91 gives the dates of sessions held by the Court up to February 1st, 1936, the date of the entry into force of the Statute as amended in accordance with the Protocol of September 15th, 1929. After February 1st, 1936, the list gives for each judicial year, and up to July 10th, 1937, the periods during which the Court has sat.

List of
sessions.

* * *

The table on pages 92 to 107 gives a list of the judgments and opinions rendered, as also of certain orders in the nature of judgments, made by the Court in the course of the thirty-five sessions held by it up to February 1st, 1936, and during the judicial years 1936 and 1937 up to July 1937. This table gives: (1) a summary of each decision; (2) the page of the Annual Report where a short report of each decision is to be found, and (3) the serial numbers of the Court's publications in which the decisions and the relevant documents have been or shall be printed.

List of
judgments,
opinions, etc.

* * *

On pages 95 to 126 of the Eleventh Annual Report was given a chronological list and a subject index of orders made by the Court or by the President up to January 1st, 1935. These tables included all orders, both those in the nature of judgments (interim measures of protection, joinder of applications, closure of proceedings, etc.) and mentioned in the list of judgments and opinions, and those relating exclusively to

Index of
orders.

¹ As in the case of the Ninth, Tenth, Eleventh and Twelfth Annual Reports, the present Report reproduces in Chapter IV the data which, in Reports Nos. 1 to 8, were included in the Introduction to Chapters IV and V.

the "conduct of the case" (Art. 48 of the Statute). The Twelfth Annual Report (pp. 149-155) reproduced the data to be added to these tables for the period June 1st, 1935, to June 15th, 1936. Hereinafter are given the particulars in respect of the period June 15th, 1936, to July 1st, 1937.

In the table in the Eleventh Annual Report, the great majority of references were to the volumes of Series A., B., A./B. and C. of the Court's Publications. The other references were to the Court's files: in the latter case the orders in question had not been printed or published. As regards the table given in the present Report, it will be noticed that, in the case of certain recent orders, there are no references to pages or, in some cases, even to volumes: the orders in question are orders which are to be published in volumes of Series C. which have not yet been published and the composition and numbering of which have not been settled.

* * *

General List. The tables on pages 120 to 125 reproduce the folios from the General List in which new entries have been made since June 15th, 1936.

DATES OF THE SESSIONS HELD BY THE COURT.

(Periods during which the Court has been sitting.)

Order number.		Year.	Date	
			of opening.	of closure.
<i>Preliminary</i>	—	1922	Jan. 30th	March 24th
First	O ¹	"	June 15th	Aug. 12th
Second	E	1923	Jan. 8th	Feb. 7th
Third	O	"	June 15th	Sept. 15th
Fourth	E	"	Nov. 12th	Dec. 6th
Fifth	O	1924	June 16th	Sept. 4th
Sixth	E	1925	Jan. 12th	March 26th
Seventh	E	"	April 14th	May 16th
Eighth	O	"	June 15th	June 19th
			July 15th	Aug. 25th
Ninth	E	"	Oct. 22nd	Nov. 21st
Tenth	E	1926	Feb. 2nd	May 25th
Eleventh	O	"	June 15th	July 31st
Twelfth	O	1927	June 15th	Dec. 16th
Thirteenth	E	1928	Feb. 6th	April 26th
Fourteenth	O	"	June 15th	Sept. 13th
Fifteenth	E	"	Nov. 12th	Nov. 21st
Sixteenth	E	1929	May 13th	July 12th
Seventeenth	O	"	June 17th	Sept. 10th
Eighteenth	O	1930	June 16th	Aug. 26th
Nineteenth	E	"	Oct. 23rd	Dec. 6th
Twentieth	O	1931	Jan. 15th	Feb. 21st
Twenty-First	E	"	April 20th	May 15th
Twenty-Second	E	"	July 16th	Oct. 15th
Twenty-Third	E	1931-32	Nov. 5th	Feb. 4th
Twenty-Fourth	O	1932	Feb. 1st	March 8th
Twenty-Fifth	E	"	April 18th	Aug. 11th
Twenty-Sixth	E	1932-33	Oct. 14th	April 5th
Twenty-Seventh	O	1933	Feb. 1st	April 19th
Twenty-Eighth	E	"	May 10th	May 16th
Twenty-Ninth	E	"	July 10th	July 29th
Thirtieth	E	"	Oct. 20th	Dec. 15th
Thirty-First	O	1934	Feb. 1st	March 22nd
Thirty-Second	E	"	May 15th	June 1st
Thirty-Third	E	"	Oct. 22nd	Dec. 12th
Thirty-Fourth	O	1935	Feb. 1st	April 10th
Thirty-Fifth	E	"	Oct. 28th	Dec. 4th
		Judicial Year 1936 :	Feb. 1st	March 17th
			April 28th	May 19th
			June 3rd	June 25th
			Oct. 26th	Dec. 16th
		Judicial Year 1937 :	May 3rd	July 10th

¹ O : Ordinary Session.—E : Extraordinary Session.

LIST OF JUDGMENTS, ORDERS AND OPINIONS.

Name of case.	Summary.	Short report.	Relevant documents.
Nomination of the workers' delegate to the International Labour Conference. Date: 31 VII 22. Gen. list: 2. (Opin. No. 1.)	International Labour Conferences. Nomination of non-government delegates; duties of governments. Art. 389, para. 3, of Treaty of Versailles.	E 1, p. 179	B 1; C 1.
International Labour Organization and the conditions of agricultural labour. Date: 12 VIII 22. Gen. list: 1. (Opin. No. 2.)	International Labour Organization. Its competence in regard to agriculture. "Industry" (Part XIII, Treaty of Versailles) includes agriculture. Sources for the interpretation of a text: the manner of its application and the work done in preparation of it.	E 1, p. 183	B 2 and 3; C 1.
International Labour Organization and the methods of agricultural production. Date: 12 VIII 22. Gen. list: 3. (Opin. No. 3.)	International Labour Organization. Its competence in regard to production (agricultural or otherwise).	E 1, p. 183	B 2 and 3; C 1.
Nationality decrees in Tunis and Morocco. Date: 7 II 23. Gen. list: 4. (Opin. No. 4.)	Council of L. N. Domestic jurisdiction of a Party to a dispute (Art. 15, para. 8, of Covenant). Questions of nationality are in principle of domestic concern. But a question which involves the interpretation of international instruments is not of domestic concern.	E 1, p. 188	B 4; C 2, and supplem. vol.
Status of Eastern Carelia. Date: 23 VII 23. Gen. list: 7. (Opin. No. 5.)	Dispute between a Member and a non-Member of L. N. (Art. 17 of Covenant). The consent of States as a condition for the legal settlement of a dispute. Refusal by the Court to give an opinion for which it is asked. Grounds for this refusal.	E 1, p. 200	B 5; C 3, vol. I and II.
S.S. <i>Wimbledon</i> . Date: 17 VIII 23. Gen. list: 5. (Judgm. No. 1.)	Admissibility of the suit. Régime of the Kiel Canal; inland waterways and maritime canals; time of peace and of war; belligerents and neutrals. Restrictive interpretation. Neutrality and sovereignty.—The right of intervention under Art. 63 of the Court Statute.	E 1, p. 163	A 1; C 3, vol. I, II, and supplem. vol.

Name of case.	Summary.	Short report.	Relevant documents.
German Settlers in Poland. Date: 10 IX 23. Gen. list: 6. (Opin. No. 6.)	Council of L. N. Its competence in minority questions. Private law contracts and State succession. Determination of the date of the transfer of sovereignty over a ceded territory. Polish Treaty of Minorities. Treaty of Versailles, Art. 256.	E I, p. 204	B 6; C 3, vol. I, III ^r and III ^u .
Acquisition of Polish nationality. Date: 15 IX 23. Gen. list: 8. (Opin. No. 7.)	Council of L. N. Its competence under Minority Treaties. Effect of the transfer of a territory upon the nationality of the inhabitants. Conditions for the acquisition of nationality: origin, domicile (Treaty of Minorities with Poland, Art. 4).	E I, p. 210	B 7; C 3, vol. I, III ^r and III ^u .
Polish-Czechoslovakian frontier (question of Jaworzina). Date: 6 XII 23. Gen. list: 9. (Opin. No. 8.)	Conference of Ambassadors. Arbitral character of its decisions. Its competence to interpret its decisions. The fixing of a frontier line. Powers of delimitation commissions.	E I, p. 215	B 8; C 4.
The Mavrommatis Palestine concessions (jurisdiction). Date: 30 VIII 24. Gen. list: 12. (Judgm. No. 2.)	Nature of an objection to the jurisdiction of the Court. Negotiations a condition precedent to judicial proceedings. The notion of "public control". International obligations accepted by the Mandatory. What concessions are maintained by Protocol XII of Lausanne. Retroactivity and considerations of form in international law.	E I, p. 169	A 2; C 5.
The Monastery of Saint-Naoum (Servian-Albanian frontier). Date: 4 IX 24. Gen. list: 13. (Opin. No. 9.)	Conference of Ambassadors. Definitive character of certain of its decisions. Its competence to revise them. Existence of a material error or a new fact.	E I, p. 221; E 2, p. 137	B 9; C 5—II.
Interpretation of para. 4 of the Annex following Art. 179 of the Treaty of Neuilly. Date: 12 IX 24. Gen. list: 11. (Judgm. No. 3.)	Scope of the application of para. 4 as regards persons and territory. Relations between said paragraph and reparations.	E I, p. 180	A 3; C 6.

Name of case.	Summary.	Short report.	Relevant documents.
Exchange of Greek and Turkish populations. Date : 21 II 25. Gen. list : 15. (Opin. No. 10.)	Establishment and domicile. National legislation as a means for the interpretation of international instruments. Mixed Commission : concurrent jurisdiction of national courts.	E 1, p. 226	B 10 ; C 7—I.
Interpretation of Judgment No. 3 (interpretation of para. 4 of the Annex following Art. 179 of the Treaty of Neuilly). Date : 26 III 25. Gen. list : 14. (Judgm. No. 4.)	Request for an interpretation under Art. 60 of the Statute.	E 1, p. 180	A 3 and 4 ; C 6, supplement. vol.
The Mavrommatis Palestine concessions (merits). Date : 26 III 25. Gen. list : 10. (Judgm. No. 5.)	The conditions for the validity of the Mavrommatis Jerusalem concessions. A partial and transient violation of international obligations suffices to establish responsibility. Indemnity not payable when no causal relation between violation and damage proved. Protocol XII : right to readaptation of valid concessions.	E 1, p. 176	A 5 ; C 7—II.
The Polish Postal Service in Danzig. Date : 16 V 25. Gen. list : 16. (Opin. No. 11.)	Final character of a decision under international law. Binding effect of motives and of operative part of an award. Relative value of the text of an award and the intention of the arbitrator. Restrictive interpretation of a text : conditions.	E 1, p. 231 ; E 2, p. 139	B 11 ; C 8.
German interests in Polish Upper Silesia (jurisdiction). Date : 25 VIII 25. Gen. list : 19. (Judgm. No. 6.)	Diplomatic negotiations as a condition precedent to the institution of proceedings. Interpretation of Art. 23 of the Upper Silesian Convention. Power of the Court to base its judgment on objections upon elements belonging to the merits of the suit. Its competence incidentally to construe for the same purpose instruments other than the Convention relied upon. Litispendency : The Court and the Mixed Arbitral Tribunals. Notice of intention to expropriate constitutes a restriction on rights of ownership.	E 2, p. 100	A 6 ; C 9—I.
Frontier between Turkey and Irak (the Mosul question). Date : 21 XI 25.	Council of L. N. Nature of its powers under Art. 3 of Treaty of Lausanne ; arbitral award, recommendation, mediation. The common consent of the Parties, source of competence. In case of doubt, decisions of Council, other than those on matters of procedure, must be	E 2, p. 140	B 12 ; C 10.

Name of case.	Summary.	Short report.	Relevant documents.
Gen. list : 20. (Opin. No. 12.)	unanimous (Art. 5 of Covenant), the votes of interested Parties not being taken into account (Art. 15 of Covenant).	E 2, p. 109	A 7 ; C II, vol. I, II and III.
German interests in Polish Upper Silesia (merits). Date : 25 v 26. Gen. list : 18 and 18 bis. (Judgm. No. 7.)	The Court may give declaratory judgments. Compatibility of the Polish law of July 14th, 1920, and the Upper Silesian Convention. Derogations from the principle of respect for vested rights are in the nature of exceptions. Right of Poland to avail herself of the Armistice Convention and the Protocol of Spa of Dec. 1st, 1918. Germany's capacity to alienate property after the Treaty of Versailles.—Form of notice of expropriation. Interpretation of Art. 9 of the Upper Silesian Convention : the conception of "subsidence". The conception of "control" in the Upper Silesian Convention. Proofs of the acquisition of nationality. For questions of liquidation, a municipality may be assimilated to a person. The conception of domicile.	E 2, p. 109	A 7 ; C II, vol. I, II and III.
The International Labour Organization and the personal work of the employer. Date : 23 VII 26. Gen. list : 21. (Opin. No. 13.)	The International Labour Organization. Its incidental competence in regard to work done by the employer. Parallel with Opinion No. 3. Discretionary powers of the Organization and their limit ; Art. 423 of the Treaty of Versailles.	E 3, p. 131	B 13 ; C 12.
Denunciation of the Treaty of Nov. 2nd, 1865, between China and Belgium. Date : 8 I 27. Gen. list : 22. (Order.)	The necessity for interim measures of protection in this particular case. The purpose of interim measures of protection is to safeguard the rights of the Parties pending the decision of the Court, in order to prevent any injury arising from an infringement of such rights becoming irremediable. The Court indicates these interim measures.	E 3, p. 125	A 8 ; C 16—I.
The rescission, on the request of the Applicant, of the interim measures indicated by the Order of 8 I 27. Date : 15 II 27. Gen. list : 22. (Order.)	Owing to the conclusion between the Parties of a <i>modus vivendi</i> including a provisional settlement of the situation, independently of the rights at issue, the Applicant could not be subsequently allowed to claim that one of his rights had been infringed ; the previous order being intended to safeguard these rights, it thenceforward ceases to have any purpose.	E 3, p. 129	A 8 ; C 16—I.
Claim for indemnity in respect of the factory at	Meaning and scope of the Geneva Convention, and particularly of Art. 23. By virtue of this Article, the Court takes cognizance of disputes	E 4, p. 155	A 9 ; C 13—I.

Name of case.	Summary.	Short report.	Relevant documents.
Chorzów (jurisdiction). Date: 26 VII 27. Gen. list: 26. (Judgm. No. 8.)	relating to the application as well as to the applicability of Art. 6-22 of that Convention; the meaning of "application" in relation to failure to apply, and jurisdiction as regards application in relation to jurisdiction over suits for compensation for injury based on a failure to apply. Conflicts of jurisdiction in the international sphere		
Case of the S.S. <i>Lotus</i> . Date: 7 IX 27. Gen. list: 24. (Judgm. No. 9.)	The terms of the Special Agreement. The "principles of international law" within the meaning of Art. 15 of the Convention of Lausanne. The sovereignty of States, the basis of international law, as a criterion for the jurisdiction of the tribunals of one of those States: claim to jurisdiction based on (1) the nationality of the victim; (2) the flag flown by the ship on which the victim was present at the time. The principle of the freedom of the seas. The indivisible character of the elements constituting a wrongful act as giving rise to concurrent jurisdictions.	E 4, p. 166	A 10; C 13—II.
Readaptation of the Mavrommatis Jerusalem concessions (jurisdiction). Date: 10 X 27. Gen. list: 28. (Judgm. No. 10.)	Mandate for Palestine (Art. 26). The Court has jurisdiction to consider an alleged violation of the terms of the Protocol of Lausanne in all those cases—but only in those—where the violation would arise from an exercise of the full powers to provide for "public control of the natural resources of the country" (Art. 11). This condition not being present in the case, there was no need to consider the other arguments of the Defendant.	E 4, p. 176	A 11; C 13— III.
Claim for indemnities in respect of the factory at Chorzów (indemnities). Date: 21 XI 27. Gen. list: 25. (Order.)	Request for interim measures of protection and submissions as regards the merits. Composition of the Court.	E 4, p. 163	A 12; C 15—II.
Jurisdiction of the European Commission of the Danube. Date: 8 XII 27. Gen. list: 23. (Opin. No. 14.)	The law in force on the Danube. As regards the jurisdiction of the E. C. D., the Definitive Statute confirms the <i>de facto</i> situation existing prior to the war. This situation defined. Principles of freedom of navigation and equality of flags; these principles, the application of which the Commission has to ensure, allow of a delimitation between the jurisdiction of the Commission and that of the territorial State.	E 4, p. 201; E 5, p. 223	B 14; C 13—IV (4 vols.).
Interpretation of Judgments Nos. 7 and 8 (the Chorzów factory).	Conditions requisite in order that a request for interpretation should be admissible (Art. 60 of Statute); the meaning of interpretation. Meaning and scope of the point at issue in Judgment No. 7. The Court in that particular case had not rendered a conditional decision;	E 4, p. 184	A 13; C 13—V.

Name of case.	Summary.	Short report.	Relevant documents.
Date : 16 XII 27. Gen. list : 30. (Judgm. No. 11.)	the principle of <i>res judicata</i> (Art. 59 of Statute).		
Denunciation of the Treaty of Nov. 2nd, 1865, between China and Belgium. Date : 21 II 28. Gen. list : 22. (Order.)	Extension of time-limits.	E 4, p. 151	A 14; C 16—I.
Jurisdiction of the Courts of Danzig. Date : 3 III 28. Gen. list : 29. (Opin. No. 15.)	An international instrument does not constitute a direct source for rights or obligations in regard to persons subject to municipal law unless a contrary intention of the Parties appears (1) from the terms of the instrument itself, and (2) from the facts relating to its application. Basis of the jurisdiction of the tribunals of Danzig. Duty to carry out judgments rendered, subject to a right of recourse of an international character. A Party before the Court cannot base its claim on its own failure to carry out its international undertakings.	E 4, p. 213	B 15; C 14—I.
Rights of minorities in Upper Silesia (minority schools). Date : 26 IV 28. Gen. list : 31. (Judgm. No. 12.)	Plea to the jurisdiction : stage of the proceedings at which it may be raised. The jurisdiction of the Court rests on the consent of the Parties, either express, tacit or implicit. The fact of pleading to the merits showed an intention of obtaining a judgment on the merits. Inadmissibility of the suit (<i>fin de non-recevoir</i>) : Nature of the jurisdiction of the Council of L. N. and that of the Court. Interpretation of the German-Polish Convention : Conditions to which children entering the minority schools are subject.	E 4, p. 191	A 15; C 14—II.
Denunciation of the Treaty of Nov. 2nd, 1865, between China and Belgium. Date : 13 VIII 28. Gen. list : 22. (Order.)	Extension of time-limits.	E 5, p. 203	A 16; C 16—I.
Interpretation of the Greco-Turkish Agreement of Dec. 1st, 1926 (Final Protocol, Art. IV). Date : 28 VIII 28. Gen. list : 35. (Opin. No. 16.)	Analysis of the request submitted to the Court. Formulation of the question to which the Court's opinion is intended to reply. Powers of the Mixed Commission of Exchange as regards the settlement of disputes. Interpretation of the relevant instruments ; spirit of these instruments.	E 5, p. 227	B 16; C 15—I.

Name of case.	Summary.	Short report.	Relevant documents.
<p>Claim for indemnities in respect of the factory at Chorzów (merits). Date: 13 IX 28. Gen. list: 25. (Judgm. No. 13.)</p>	<p>Import of the Application. A violation of a right involves an obligation to make reparation. Reparation at international law: injury suffered by a State; injury suffered by a private person. Relevance of Art. 256 of the Treaty of Versailles in this case. Establishment of the fact that the Companies concerned have suffered injury. Appraisal of this injury: determination of principles and institution of an expert enquiry. Method of payment; set-off under international law.</p>	<p>E 5, p. 183</p>	<p>A 17; C 15—II.</p>
<p><i>Idem.</i> Date: 13 IX 28. Gen. list: 25. (Order.)</p>	<p>Institution of an expert enquiry. Determination of the subject-matters of the enquiry. Composition of the Committee of experts; its procedure. Allocation of expenses.</p>	<p>E 5, p. 196</p>	<p>A 17; C 15—II.</p>
<p>Denunciation of the Treaty of Nov. 2nd, 1865, between China and Belgium. Date: 25 V 29. Gen. list: 22. (Order.)</p>	<p>Termination of proceedings by withdrawal of suit.</p>	<p>E 5, p. 203</p>	<p>A 18; C 16—I.</p>
<p>Claim for indemnities in respect of the factory at Chorzów (merits). Date: 25 V 29. Gen. list: 25. (Order.)</p>	<p>Termination of proceedings by agreement.</p>	<p>E 5, p. 200</p>	<p>A 19; C 16—II.</p>
<p>Serbian loans issued in France. Date: 12 VII 29. Gen. list: 34. (Judgm. No. 14.)</p>	<p>Jurisdiction of the Court: admissibility of the suit, capacity of the Parties, subject-matter of the dispute. Interpretation of contracts: the preliminary documents and the execution of the contracts. Existence of the gold clause: its significance; whether effective. Law applicable to the loans.</p>	<p>E 5, p. 205</p>	<p>A 20; C 16— III.</p>
<p>Brazilian Federal loans issued in France. Date: 12 VII 29. Gen. list: 33. (Judgm. No. 15.)</p>	<p>Jurisdiction of the Court. Interpretation of the contracts: the preliminary documents and the execution of the contract. Existence of the gold clause: its significance; whether effective. The law applicable to the loans; estimation by the Court of the weight to be attached to the doctrine of the French courts under the terms of the Special Agreement.</p>	<p>E 5, p. 216</p>	<p>A 21; C 16— IV.</p>
<p>Territorial jurisdiction of the International Commission of the River Oder. Date: 15 VIII 29. Gen. list: 36. (Order.)</p>	<p>In a case submitted by Special Agreement, a Party cannot confine itself to making oral submissions only in regard to one of the questions put.</p>	<p>E 6, p. 217</p>	<p>A 23; C 17—II.</p>

Name of case.	Summary.	Short report.	Relevant documents.
Free zones of Upper Savoy and the District of Gex. Date: 19 VIII 29. Gen. list: 32. (Order.)	The Parties to a case before the Court may not depart from the terms of the Statute. Interpretation of the Special Agreement: ascertainment of the common intention of the Parties and the construction which will render it possible to comply with that intention, whilst keeping within the terms of the Statute. Definition of the Court's task. Interpretation of Art. 435 of the Treaty of Versailles. Fixing of a time-limit.	E 6, p. 201	A 22; C 17—I (4 vols.).
Territorial jurisdiction of the International Commission of the River Oder. Date: 20 VIII 29. Gen. list: 36. (Order.)	Inadmissibility in evidence of preliminary work in which all Parties to a case have not participated.	E 6, p. 217	A 23; C 17—II.
Territorial jurisdiction of the International Commission of the River Oder. Date: 10 IX 29. Gen. list: 36. (Judgm. No. 16.)	The provisions applicable in this case. Jurisdiction of the Commission under the Treaty of Versailles. Conditions governing the interpretation of a text in the sense most favourable to the freedom of States. Basis of the fluvial law of the Treaty of Versailles.	E 6, p. 218	A 23; C 17—II.
The Greco-Bulgarian "Communities". Date: 31 VII 30. Gen. list: 37. (Opin. No. 17.)	Interpretation of the Convention between Greece and Bulgaria respecting Reciprocal Emigration, dated Nov. 27th, 1919: the communities, their rights, their dissolution; the powers of the Mixed Commission.	E 7, p. 245	B 17; C 18—I.
Danzig and the International Labour Organization. Date: 26 VIII 30. Gen. list: 38. (Opin. No. 18.)	Interpretation of the question raised. Compatibility of the special legal situation of the Free City with membership of the International Labour Organization: conduct by Poland of the foreign affairs of the Free City, nature of the Organization's activities. Admissibility of the Free City of Danzig in virtue of an agreement between Poland and the Free City approved by L. N.	E 7, p. 255	B 18; C 18—II.
Free zones of Upper Savoy and the District of Gex (2nd phase). Date: 6 XII 30. Gen. list: 32. (Order.)	Interpretation of Art. 435 of the Treaty of Versailles: the Order of Aug. 19th, 1929. Respect for the treaty rights of Switzerland; respect for the sovereignty of France. Mission of the Court in virtue of the Special Agreement; interpretation of the Special Agreement. Fixing of a further time-limit, after the expiry of which the final judgment will be rendered.	E 7, p. 233	A 24; C 19, vols. I, II, III, IV and V.

Name of case.	Summary.	Short report.	Relevant documents.
<p>Access to German Minority Schools in Polish Upper Silesia. Date: 15 V 31. Gen. list: 40. (Opinion.)</p>	<p>German minorities in Polish Upper Silesia. The educational system, admission to Minority schools, declaration concerning the language of children. The Geneva Convention of May 15th, 1922, between Germany and Poland, Art. 69, 74, 131, 132 and 149. Resolutions of the Council of L. N. of March 12th and Dec. 8th, 1927, institution by way of exception of language tests. Judgment of P. C. I. J. of April 26th, 1928, the German Govt. v. the Polish Govt., interpretation of the Convention, retroactive operation. Purpose and effect of the language tests instituted in 1927 by the Council. Conclusive character of the language declarations.</p>	<p>E 7, p. 261</p>	<p>A/B 40; C 52.</p>
<p>Customs régime between Germany and Austria (Protocol of March 19th, 1931). Date: 5 IX 31. Gen. list: 41. (Opinion.)</p>	<p>Treaty of Peace of Saint-Germain of Sept. 10th, 1919, Art. 88, and Geneva Protocol No. I of Oct. 4th, 1922. Inalienability of the independence of Austria. Acts calculated to compromise this independence. Projected Austro-German Customs Union. Question of compatibility.</p>	<p>E 8, p. 216</p>	<p>A/B 41; C 53.</p>
<p>Railway traffic between Lithuania and Poland. Date: 15 X 31. Gen. list: 39. (Opinion.)</p>	<p>Transit by railway. Covenant of L. N., Art. 23 (e); Convention of Paris concerning Memel of 1924, Annex III, Art. 3; Convention of Barcelona of 1921 on Transit; Statute, Art. 2 and 7. Relations between Lithuania and Poland: Resolutions of the Council of L. N. of Dec. 10th, 1927, and Dec. 14th, 1928.</p>	<p>E 8, p. 221</p>	<p>A/B 42; C 54.</p>
<p>Access to and anchorage in the port of Danzig for Polish war vessels. Date: 11 XII 31. Gen. list: 44. (Opinion.)</p>	<p>Relations between Poland and the Free City of Danzig: free and secure access to the sea for Poland through the port of Danzig; protection of Danzig by L. N. (defence of the Free City). Treaty of Versailles, Art. 102-104. Danzig-Poland Convention of Nov. 9th, 1920, Art. 20, 26, 28. Resolutions of the Council of L. N. of Nov. 17th, 1920, and June 22nd, 1921.</p>	<p>E 8, p. 226</p>	<p>A/B 43; C 55.</p>
<p>Treatment of Polish nationals, etc., in Danzig. Date: 4 II 32. Gen. list: 42. (Opinion.)</p>	<p>Legal status of the Free City of Danzig. Treaty of Versailles of June 28th, 1919; Convention of Paris between Poland and the Free City of Danzig of Nov. 9th, 1920; Constitution of the Free City; guarantee of the Constitution by L. N. The right of Poland to submit to the High Commissioner of L. N. at Danzig disputes concerning the Constitution (Treaty of Versailles, Art. 103; Convention of Paris, Art. 39). Interpretation of Art. 104: 5 of the</p>	<p>E 8, p. 232</p>	<p>A/B 44; C 56.</p>

Name of case.	Summary.	Short report.	Relevant documents.
<p>Caphandaris-Molloff Agreement of Dec. 9th, 1927. Date: 8 III 32. Gen. list: 45. (Opinion.)</p>	<p>Treaty of Versailles; relation between that provision and Art. 33, para. 1, of the Convention of Paris; interpretation of the latter provision.</p> <p>Interpretation of the Caphandaris-Molloff Agreement. Competence of the Council of L. N. under Art. 8 of the aforesaid Agreement. Bulgarian reparations debt (Treaty of Peace of Neuilly of Nov. 27th, 1919, Art. 121; Agreement of The Hague of Jan. 20th, 1930; Trust Agreement of March 5th, 1931). Greek debt to Bulgaria for reciprocal and voluntary emigration (Convention of Neuilly of Nov. 27th, 1919; Emigration Regulation of March 6th, 1922; Plan of Payments of Dec. 8th, 1922; Caphandaris-Molloff Agreement of Dec. 9th, 1927). Application of the Hoover proposal of June 20th, 1931, to the aforesaid debts (Report of the Committee of Experts of Aug. 11th, 1931; Resolutions of the Council of L. N. of Sept. 19th, 1931; Greco-Bulgarian Arrangement of Nov. 11th, 1931). Jurisdiction of the Court in advisory procedure (Art. 14 of the Covenant of L. N.).</p>	<p>E 8, p. 238</p>	<p>A/B 45; C 57.</p>
<p>Free zones of Upper Savoy and the District of Gex. Date: 7 VI 32. Gen. list: 32. (Judgment.)</p>	<p>Interpretation of Art. 435, para. 2, of Treaty of Versailles with its Annexes (Swiss note of May 5th, 1919; French note of May 18th, 1919): has this provision abrogated, or is it intended to lead to the abrogation, of "the old stipulations" regarding the following free zones: the zone of the Pays de Gex; the "Sardinian" zone; the zone of Saint-Gingolph and the "Lake" zone? (Treaties of Paris of May 30th, 1814, and Nov. 20th, 1815; Act of the Congress of Vienna of June 9th, 1815; declarations of the Powers of March 20th and 29th and Nov. 20th, 1815; Protocol of Nov. 3rd, 1815; Acts of Accession of the Helvetic Diet of May 27th and Aug. 12th, 1815; Treaty of Turin of March 16th, 1816; Manifesto, etc., of Sept. 9th, 1829.) Settlement of the "new régime" for the free zones: New pleas submitted in the last phase of the proceedings (the <i>rebus sic stantibus</i> clause); admissibility of these pleas. Importations free of duty: power of the Court to regulate this matter; power of the Court, having declared that it has no jurisdiction to undertake a part of the task entrusted to it, to deliver a judgment. Limitations upon the Court's jurisdiction resulting from the sovereignty of the States concerned in the case. Customs cordon and control cordon.</p>	<p>E 8, p. 191</p>	<p>A/B 46; C 58.</p>

Name of case.	Summary.	Short report.	Relevant documents.
<p>Interpretation of the Statute of Memel (jurisdiction). Date: 24 VI 32. Gen. list: 50. (Judgment.)</p>	<p>Convention of May 8th, 1924, concerning Memel, Art. 17: jurisdiction of the Council of L. N. and of the Court; is the jurisdiction of the Court conditional on prior consideration of the dispute by the Council?</p>	<p>E 8, p. 207</p>	<p>A/B 47; C 59.</p>
<p>South-Eastern territory of Greenland. Date: 2 VIII 32. Gen. list: 52 and 53. (Order.)</p>	<p>Joinder of the two Applications.</p>	<p>E 9, p. 119</p>	<p>A/B 48; C 69.</p>
<p>South-Eastern territory of Greenland. Date: 3 VIII 32. Gen. list: 52 and 53. (Order.)</p>	<p>Dismissal of a request for indication of interim measures of protection; Art. 41 of the Statute: indication of interim measures of protection at the request of the Parties or <i>proprio motu</i>; possible future indication of interim measures of protection reserved.</p>	<p>E 9, p. 119</p>	<p>A/B 48; C 69.</p>
<p>Interpretation of the Statute of Memel. Date: 11 VIII 32. Gen. list: 47. (Judgment.)</p>	<p>Convention of May 8th, 1924, concerning Memel; Statute of the Memel Territory annexed to the aforesaid Convention. Interpretation, in particular, of Art. 1, 2 and 17 of the Convention, and of Art. 2, 6, 7, 10, 12, 16 and 17 of the Statute. Powers of the Governor of the Territory in respect of: (a) the dismissal of the President and members of the Directorate of the Territory; (b) the constitution of a Directorate; (c) the dissolution of the Chamber of Representatives of the Territory. Conditions governing the exercise of these powers.</p>	<p>E 9, p. 122</p>	<p>A/B 49; C 59.</p>
<p>Employment of women during the night. Date: 15 XI 32. Gen. list: 48. (Opinion.)</p>	<p>Convention of Washington (1919) concerning "the employment of women during the night": applicability to certain categories of women, other than those employed in manual work. Principles of interpretation. Influence of the fact that this is a Labour Convention (Part XIII of Treaty of Versailles). Influence of the origin and antecedents of the Convention (Convention of Berne of 1906). Preparatory work and provisions of conventions adopted at the same time as the Convention concerning the employment of women during the night (the "eight-hour day" Convention).</p>	<p>E 9, p. 131</p>	<p>A/B 50; C 60.</p>

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Territorial waters between Castellorizo and Anatolia. Date: 26 I 33. Gen. list: 46. (Order.)	Withdrawal of the suit. Termination of the proceedings.	E 9, p. 136	A/B 51; C 61.
Prince von Pless. Date: 4 II 33. Gen. list: 49. (Order.)	Joinder of the preliminary objection to the merits of the case and fixing of new time-limits.	E 9, p. 138	A/B 52; C 70.
Eastern Greenland. Date: 5 IV 33. Gen. list: 43. (Judgment.)	Norwegian declaration of occupation of July 10th, 1931; its legality and validity.—Danish title to sovereignty over Greenland resulting from a continuous and peaceful exercise of the authority of the State. Facts establishing the will and intention to act as sovereign and the display or effective exercise of such authority (before 1915; after 1921). Influence on this title of the steps taken by Denmark between 1915 and 1921 to obtain from the Powers recognition of her sovereignty over all Greenland.—Engagements on the part of Norway involving recognition of Danish sovereignty over Greenland, or an obligation not to dispute that sovereignty or not to occupy territory in Greenland: express renunciation; conclusion of international agreements implying recognition of Danish sovereignty: the "Thlen declaration" (July 1919).—Meaning of the term "Greenland": colonized area or Greenland as a whole. Burden of proof. Treaty of Kiel of Jan. 14th, 1814.—Convention of Stockholm of Sept. 1st, 1819. Convention of Copenhagen of July 9th, 1924, and notes signed the same day by the Parties to the Convention.	E 9, p. 141	A/B 53; C 62 to 67, and annexed vol. (maps).
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Name of case.	Summary.	Short report.	Relevant documents.
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Name of case.	Summary.	Short report.	Relevant documents.
<p>Appeal from a judgment of the Hungaro-Czechoslovak M. A. T. (the Peter Pázmány University <i>v.</i> the State of Czechoslovakia). Date: 15 XII 33. Gen. list: 58. (Judgment.)</p>	<p>Award of the Hungaro-Czechoslovak M. A. T. of Feb. 3rd, 1933; its correctness in regard to the question of jurisdiction and on the merits.—The "right of appeal" to the P. C. I. J. under Art. X of Agreement No. II signed at Paris on April 28th, 1930.—Art. 250 of the Treaty of Trianon: conditions governing its application.—The University of Budapest, a juridical person of Hungarian nationality (Art. 246 of the Treaty of Trianon). The University's right of ownership in respect of certain estates situated in transferred territory. Character of these estates as private property within the meaning of the Treaty. Nature of the measures referred to in Art. 250 of the Treaty of Trianon; cf. Art. 232 and the Annex following Art. 233: question of "discrimination". Subjection of the property in question to discriminatory measures in the form of compulsory administration and supervision within the meaning of the Article. Right of the University to the restitution of this property freed from the said measures. Art. 249 and 256 of the Treaty of Trianon; Protocol signed at Paris on April 26th, 1930.</p>	<p>E 10, p. 135</p>	<p>A/B 61; C 72, 73.</p>
<p>Lighthouses case between France and Greece. Date: 17 III 34. Gen. list: 59. (Judgment.)</p>	<p>Concessionary contract entered into in 1913 between the Ottoman Govt. and a French firm, covering, <i>inter alia</i>, territories subsequently ceded to Greece.—Interpretation of the Special Agreement, having regard to Protocol XII of Lausanne (July 24th, 1923) and to the discussions preceding the conclusion of the former.—Scope of the contract, having regard to the intention of the Parties.—Validity of the concessionary contract, according to Ottoman law; Art. 36 of the Turkish Constitution of 1876 (amended in 1909); the Turkish law of 1910 concerning concessions.—Enforceability of the contract against Greece, having regard to the military occupation of certain territories at the time when the contract was entered into, and to Protocol XII of Lausanne.</p>	<p>E 10, p. 143</p>	<p>A/B 62; C 74.</p>
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Name of case.	Summary.	Short report.	Relevant documents.
<p>Minority schools in Albania. Date: 6 IV 35. Gen. list: 62. (Opinion.)</p>	<p>freedom of trade and of equality of treatment.—General international law: the principle of respect for vested rights. A "<i>de facto</i> monopoly"; special situation accorded to a company under government supervision; commercial competition. Discrimination based on nationality. Interests as opposed to vested rights.</p> <p>The Albanian Declaration of Oct. 2nd, 1921, concerning the protection of minorities.—General principles of the Minorities Treaties.—The conception of "equality in law" and "equality in law and in fact".—Obligation to allow minorities to establish and maintain private schools.</p>	<p>E 11, p. 136; E 12, p. 161</p>	<p>A/B 64; C 76.</p>
<p>Constitution of the Free City of Danzig. Date: 4 XII 35. Gen. list: 63. (Opinion.)</p>	<p>The international element in the question raised as to the constitutionality of the decrees of August 29th, 1935 (Ishii report of Nov. 17th, 1920; Advisory Opinion of the Court of Feb. 4th, 1932).—Changes made by these decrees in the penal law previously in force.—Principles of the Constitution of Danzig: the Free City is a <i>Rechtsstaat</i> (State governed by the rule of law); the Constitution guarantees the fundamental rights of individuals (Art. 71, 74, 75 and 79).—Inconsistency of the decrees with this latter principle and with the provisions which express it.</p>	<p>E 12, p. 169</p>	<p>A/B 65; C 77.</p>
<p>The Pajzs, Csáky, Esterházy case (preliminary objection). Date: 23 V 36. Gen. list: 65 and 66. (Order.)</p>	<p>Joinder of objections to the merits, and fixing of further time-limits.</p>	<p>E 12, p. 174</p>	<p>A/B 66; C 79, 80.</p>
<p>The Losinger & Co. case (preliminary objection). Date: 27 VI 36. Gen. list: 64 and 67. (Order.)</p>	<p>Joinder of objection to the merits, and fixing of further time-limits.</p>	<p>E 12, p. 179</p>	<p>A/B 67; C 78.</p>
<p>The Pajzs, Csáky, Esterházy case. Date: 16 XII 36. Gen. list: 65 and 66. (Judgment.)</p>	<p>Agrarian reform in Yugoslavia. The Paris Agreements of April 28th, 1930.—Judgments rendered by the Hungaro-Yugoslav M. A. T. on July 22nd, 1935. Appeal to the P. C. I. J. from these judgments under Art. X of Agreement II of Paris; conditions in which such appeal can be entertained; meaning of the expressions "proceedings referred to in Article I" of</p>	<p>E 13, p. 129</p>	<p>A/B 68; C 79, 80.</p>

Name of case.	Summary.	Short report.	Relevant documents.
The Losinger & Co. case. Date : 14 XII 36. Gen. list : 64 and 67. (Order.)	Agreement II of Paris and "proceedings in regard to the agrarian reform".—Difference as to the interpretation and application of Agreements II and III of Paris : alternative request on this subject presented on the basis of Art. XVII of Agreement II and Art. 22 of Agreement III. Alleged refusal of the Yugoslav Government to pay the so-called "local" indemnities for expropriation direct to Hungarian nationals affected by the agrarian reform in Yugoslavia. Régime established by the Paris Agreements with regard to such nationals.	E 13, p. 127	A/B 69 ; C 78.
Diversion of water from the Meuse. Date : 28 VI 36. Gen. list : 69. (Judgment.)	Withdrawal of the suit. Removal of the case from the list.	E 13, p. 135	A/B 70 ; C 81.
	Interpretation of the Treaty of May 12th, 1863, between Belgium and the Netherlands concerning the régime of diversions of water from the Meuse : this Treaty did not invest either contracting Party with a right of control which the other Party might not exercise.—The obligation to take water solely through the feeder at Maestricht is imposed on both contracting Parties ; the normal use by the Parties of locks is not inconsistent with the Treaty, provided that such use does not prejudice the régime instituted by the Treaty ; subject to the same condition, each Party is entitled to alter or enlarge the canals coming under the Treaty, so far as concerns canals which are situated in its territory and do not leave it.—The Netherlands were within their rights in altering the level of the Meuse at Maestricht, without the consent of Belgium, since the régime set up by the Treaty was not thereby prejudiced.—The Juliana Canal cannot be considered as a canal below Maestricht, within the meaning of the Treaty.		

ORDERS OF THE COURT.
(June 18th, 1936—July 1st, 1937.)

I.—CHRONOLOGICAL INDEX ¹.
(Supplement.)

1936.*June 18th :*

Moroccan phosphates case. Time-limits for Memorial and Counter-Memorial ; subsequent order to fix time-limits for Reply and Rejoinder. (*To be printed in Series C.*)

June 27th :

Losinger & Co. case. Joinder of the objection to the merits, and fixing of time-limits for subsequent documents on the merits : **A./B. 67.**

August 6th :

Meuse (Water of the—) case. Time-limits for Memorial, Counter-Memorial, Reply and Rejoinder. (*To be printed in Series C., No. 81.*)

August 11th :

Losinger & Co. case. Extension of time-limits last fixed for Reply and Rejoinder ; subsequent order will fix date for latter document : **78.** 439-440.

September 30th :

Moroccan phosphates case. Extension of time-limit for filing Counter-Memorial. (*To be printed in Series C.*)

October 6th :

Losinger & Co. case. Further extension of time-limit last fixed for filing of Reply : **78.** 440-441.

December 14th :

Losinger & Co. case. Recording communications concerning discontinuance of proceedings ; removal of case from list : **A./B. 69.**

December 18th :

Moroccan phosphates case. Time-limit for Observations and submissions in regard to objections lodged. (*To be printed in Series C.*)

1937.*January 13th :*

Lighthouses in Crete and Samos case. Date from which time-limits shall begin ; time-limits for Memorials and Counter-Memorials. (*To be printed in Series C., No. 82.*)

April 1st :

Borchgrave case. Time-limits for Memorial, Counter-Memorial, Reply and Rejoinder. (*To be printed in Series C.*)

¹ Unless preceded by the letters **A./B.** (*Series A./B.*), the numbers refer to volumes of **Series C.** of the Court's Publications.

1937 (*cont.*):

April 13th:

Moroccan phosphates case. Extension of time-limit for Observations and submissions in preliminary objections. (*To be printed in Series C.*)

May 13th:

Meuse (Water of the—) case. Inspection on the spot by the Court; itinerary jointly prepared by Agents. (*To be printed in Series C., No. 81.*)

May 13th:

Borchgrave case. Authorization to present oral arguments in Spanish language with oral translation into one of official languages to be arranged for by Spanish Agent. (*To be printed in Series C.*)

July 1st:

Borchgrave case. Time-limit for Observations and submissions in regard to the objections lodged. (*To be printed in Series C.*)

II.—SUBJECT INDEX TO ORDERS¹.

(June 18th, 1936—July 1st, 1937.)

ABBREVIATIONS :

Govt. Government.

L. N. League of Nations.

ACTING PRESIDENT, see *President* (Acting—).ADMISSIBILITY OF AN APPLICATION, see *Applications*, etc., Objection.

AGENTS :

Appointment not made at time of fixing first time-limits; Moroccan phosphates case, 18 vi 36. (*To be printed in Series C.*)

Notification of appointment :

Cases submitted by application :

Meuse case, 6 viii 36. (*To be printed in Series C., No. 81.*)Moroccan phosphates case, 18 vi 36. (*To be printed in Series C.*)

Cases submitted by special agreement :

Borchgrave case, 1 iv 37. (*To be printed in Series C.*)Lighthouses in Crete and Samos case, 13 i 37. (*To be printed in Series C., No. 82.*)Request to use language other than one of official languages in the proceedings; Borchgrave case, 13 v 37. (*To be printed in Series C.*)See also *Parties to cases.*

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Formal conditions laid down by the Rules are fulfilled :

Meuse case, 6 viii 36. (*To be printed in Series C., No. 81.*)Moroccan phosphates case, 18 vi 36. (*To be printed in Series C.*)

Jurisdictional clauses adduced in— :

Losinger & Co. case :

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¹ Unless preceded by the letters **A./B.** (*Series A./B.*), the numbers refer to volumes of **Series C.** of the Court's Publications.

- DATE FROM WHICH TIME-LIMITS UNDER SPECIAL AGREEMENTS SHALL BE CALCULATED: as from the date fixed in the order made by the Court; lighthouse in Crete and Samos case, 13 I 37. (*To be printed in Series C., No. 82.*)
- DISCONTINUANCE OF PROCEEDINGS IN A CASE, see *Settlement and discontinuance*.
- DISSENTING OPINIONS TO ORDERS; Losinger & Co. case, 27 VI 36 (statement of dissent only): **A./B. 67.** 25.
- DOCUMENTS INSTITUTING PROCEEDINGS:
 Distinction as between—and documents of the written proceedings: **A./B. 67.** 22-23.
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- DOCUMENTS OF WRITTEN PROCEDURE, see *Written proceedings*.
- DOCUMENTS PRODUCED BY THE PARTIES (translation into one of official languages), see *Translation*, etc.
- FACTS OF THE CASE SUMMARIZED; Losinger & Co. case (27 VI 36): **A./B. 67.** 19-21.
- GENERAL LIST:
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- GOVERNMENTS, see *States*, etc.
- HEARINGS, see *Oral proceedings*.
- HOLLAND, see *Netherlands Govt.*
- INSPECTION ON THE SPOT BY THE COURT; decision to carry out—, and to follow itinerary jointly prepared by Agents; Meuse case, 13 V 37. (*To be printed in Series C., No. 81.*)
- INTERPRETATION IN COURT, see *Translations* (Oral—).
- JOINDER OF PRELIMINARY OBJECTION TO MERITS; Losinger & Co. case, 27 VI 36: **A./B. 67.** 23-25.
- JUDGES "AD HOC" (Appointment of—); Losinger & Co. case, 27 VI 36: **A./B. 67.** 17.
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LIGHTHOUSES IN CRETE AND SAMOS, 13 I 37 (date from which time-limits shall begin; time-limits for Memorials and Counter-Memorials). (*To be printed in Series C., No. 82.*)

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27 VI 36 (joinder of the objection to the merits, and fixing of time-limits for subsequent documents on the merits): **A./B. 67.**

11 VIII 36 (extension of time-limits last fixed for Reply and Rejoinder; date for latter to be fixed subsequently): **78.** 439-440.

6 X 36 (further extension of time-limit last fixed for filing of Reply): **78.** 440-441.

14 XII 36 (recording communications concerning discontinuance of proceedings; removal of case from list): **A./B. 69.**

MEUSE (WATER OF THE—) CASE :

6 VIII 36 (time-limits for Memorial, Counter-Memorial, Reply and Rejoinder). (*To be printed in Series C., No. 81.*)

13 V 37 (inspection on the spot by the Court; itinerary jointly prepared by Agents). (*To be printed in Series C., No. 81.*)

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18 VI 36 (time-limits for Memorial and Counter-Memorial; subsequent order to fix time-limits for Reply and Rejoinder). (*To be printed in Series C.*)

30 IX 36 (extension of time-limit for filing Counter-Memorial). (*To be printed in Series C.*)

18 XII 36 (time-limit for Observations and submissions in regard to objections lodged). (*To be printed in Series C.*)

13 IV 37 (extension of time-limit for filing of Observations and submissions on the preliminary objections). (*To be printed in Series C.*)

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Meuse (Water of the—) case, 6 VIII 36. (*To be printed in Series C., No. 81.*)

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Losinger & Co. case:

27 VI 36: **A./B. 67.** 15, 16.

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Losinger & Co. case:

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6 X 36: **78.** 440.

14 XII 36: **A./B. 69.** 99.

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6 VIII 36. (*To be printed in Series C., No. 81.*)

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Moroccan phosphates case:

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Memorial, Counter-Memorial, Reply and Rejoinder; Meuse (Water of the—) case, 6 VIII 36. (*To be printed in Series C., No. 81.*)

Contentious procedure (special agreement) :

Memorial, Counter-Memorial, Reply and Rejoinder; procedure as for case filed by application; Borchgrave case, 1 IV 37. (*To be printed in Series C.*)

Memorials and Counter-Memorials only; lighthouses in Crete and Samos case, 13 I 37. (*To be printed in Series C., No. 82.*)

Equitable basis for—, having regard *inter alia* to nature of the case; Moroccan phosphates case, 18 VI 36. (*To be printed in Series C.*)

Preliminary objections (Observations and conclusions upon—):

Borchgrave case, 1 VII 37. (*To be printed in Series C.*)

Moroccan phosphates case, 18 XII 36. (*To be printed in Series C.*)

Reply and Rejoinder; time-limits left to be fixed by subsequent order; Moroccan phosphates case, 18 VI 36. (*To be printed in Series C.*)

Subsequent documents on merits, after joinder of preliminary objection to the merits in the proceedings : **A./B. 67.** 24-25.

TIME-LIMITS FOR WRITTEN PROCEDURE (*cont.*):*Fixture of—* (*cont.*):

- Without prejudice to any modifications which might be desirable in event of certain steps being taken by parties: **A./B. 67.** 24.
 Further extension granted; Reply; Losinger & Co. case, 6 x 36: **78.** 441.
 Postponement of—; Moroccan phosphates case, 13 IV 37. (*To be printed in Series C.*) (See also "Extension" above.)
 Preliminary objection filed by date fixed finally for filing of Counter-Memorial, one extension of time having been granted for latter; Moroccan phosphates case:
 18 XII 36. (*To be printed in Series C.*)
 13 IV 37. (*id.*)
 Proposals of parties regarding—, see *Parties to cases.*
 Suspension of proceedings on merits, see *Suspension*, etc., and *Written proceedings.*

TRANSLATION OF DOCUMENTS PRODUCED, if these are not in one of the official languages; Borchgrave case, 13 v 37. (*To be printed in Series C.*)

TRANSLATIONS (Oral—); immediate translation of oral arguments in Spanish into one of official languages to be arranged for by Spanish Agent; Borchgrave case, 13 v 37. (*To be printed in Series C.*)

VISIT OF INSPECTION BY COURT, see *Inspection*, etc.

WITHDRAWAL OF CASES, see *Settlement and discontinuance.*

WRITTEN PROCEEDINGS:

- Announcement by Agent as to filing of Memorial before first time-limits fixed; Moroccan phosphates case, 18 VI 36. (*To be printed in Series C.*)
 Distinction as between documents of—and documents instituting proceedings: **A./B. 67.** 22-23.
 Languages used for—, see *Languages used at Court.*
 "Memorial submitting preliminary objections"; Borchgrave case, 1 VII 37. (*To be printed in Series C.*)
 Reply (Renunciation of right to file—); agreement between the parties is implied; lighthouses in Crete and Samos case, 13 I 37. (*To be printed in Series C., No. 82.*)
 Reply and Rejoinder (Presentation of—); time-limits left to be fixed by subsequent order; Moroccan phosphates case, 18 VI 36. (*To be printed in Series C.*)
 Suspension of proceedings on merits pending decision on preliminary objection:
 Borchgrave case, 1 VII 37. (*To be printed in Series C.*)
 Losinger & Co. case, 27 VI 36: **A./B. 67.** 17, 24-25.
 Moroccan phosphates case, 18 XII 36. (*To be printed in Series C.*)
 Under a special agreement approximate to—under an application, in accordance with proposals of parties; Borchgrave case, 1 IV 37. (*To be printed in Series C.*)

YUGOSLAVIA: Losinger & Co. case.

GENERAL LIST OF THE COURT.

In the Seventh Annual Report (pp. 199 to 231) were reproduced the particulars given in the General List with regard to the forty-three cases which had been submitted to the Court up to July 12th, 1931. The particulars were completed in the following Reports: E 8, pp. 178-189; E 9, pp. 105-113; E 10, pp. 86-89; E 11, p. 128; E 12, pp. 157-160.

The tables on pages 120-125 of the present Report reproduce the folios of the General List in respect of which new entries have been made since June 15th, 1936, up to July 1st, 1937.

The General List is arranged under the following headings:

- I. *Number in list.*
 - II. *Short title.*
 - III. *Date of registration.*
 - IV. *Registration number.*
 - V. *File number in the Archives.*
 - VI. *Nature of case.*
 - VII. *Parties.*
 - VIII. *Interventions.*
 - IX. *Method of submission.*
 - X. *Date of document instituting proceedings.*
 - XI. *Time-limits for filing of documents in written proceedings.*
 - XII. *Prolongation of time-limits, if any.*
 - XIII. *Date of termination of written proceedings.*
 - XIV. *Postponements.*
 - XV. *Date of the beginning of the hearing (1st sitting).*
 - XVI. *Observations.*
 - XVII. *References to earlier or subsequent cases.*
 - XVIII. *Solution (nature and date).*
 - XIX. *Removal from the list (nature and date).*
 - XX. *References to publications of the Court relating to the case.*
- Notes.*
-

Fol. No. 64.

- I. 64.
- II. **Losinger & Co. (merits).**
- III. 23 XI 35.
- IV. I. II. 13717.
- V. E. c. XXXIV. I.
- VI. Contentious case.
- VII. *Applicant*: Switzerland.
Respondent: Yugoslavia.
- VIII.
- IX. Application of the Swiss Govt.
- X. 23 XI 35.
- XI. 15 I 36 (Memorial).
17 II 36 (Counter-Memorial).
- XII. *First prolongation*:
2 III 36 (Counter-Memorial).
18 III 36 (Reply).
3 IV 36 (Rejoinder).
Second prolongation:
27 III 36 (Counter-Memorial).
10 IV 36 (Reply).
24 IV 36 (Rejoinder).
Third prolongation:
3 VIII 36 (Counter-Memorial).
21 VIII 36 (Reply).
11 IX 36 (Rejoinder).
Fourth prolongation:
15 X 36 (Reply).
Fifth prolongation:
1 XII 36 (Reply).
- XIII.
- XIV.
- XV.

Fol. No. 65.

- I. 65.
- II. **Pajzs, Csáky, Esterházy (merits).**
- III. 6 XII 35.
- IV. I. II. 13795.
- V. E. c. XXXV. I.
- VI. Contentious case.
- VII. *Applicant*: Hungary.
Respondent: Yugoslavia.

Entry approved on 23 XI 35.

- XVI. Judicial Year 1936.
- XVII. No. 67.
- XVIII. Order of Court recording the discontinuance of the proceedings, 14 XII 36.
- XIX. Struck off the General List, 14 XII 36.
- XX. Series A./B., Vol. 69.
" C., " 78.
" E., " 12, p. 182.
" " " 13, " 127.

Notes.

(1) By Order dated 11 XII 35, the Court, when fixing the time-limits for the filing of the Memorial and the Counter-Memorial, reserved to itself to fix the time-limits for the filing of the Reply and the Rejoinder in a subsequent order.

(2) By Order dated 27 VI 36, the Court joined the prelimin. objection raised by the Yugoslav Govt. to the merits.

(3) By Order dated 11 VIII 36, the Acting President of the Court extended the time-limit for the filing of the Rejoinder and stated that he would make a subsequent order fixing the date by which this document was to be filed.

Entry approved on 6 XII 35.

VIII.

- IX. Application of the Hungarian Govt.
- X. 1 XII 35.
- XI. 20 I 36 (Memorial).
24 II 36 (Counter-Memorial).
24 III 36 (Reply).
28 IV 36 (Rejoinder).

- XII. *First prolongation* :
 5 III 36 (Counter-Memorial).
 3 IV 36 (Reply).
 8 v 36 (Rejoinder).
Second prolongation :
 3 VII 36 (Reply).
 14 VIII 36 (Rejoinder).
- XIII. 14 VIII 36.
- XIV.
- XV. 26 X 36.
- XVI. Judicial Year 1936.
- XVII. No. 66.
- XVIII. Judgment : 16 XII 35.
- XIX.
- XX. Series A./B., Vol. 68.
 „ C., „ 79, 80.
 „ E., „ 12, p. 177.
 „ „ „ 13, „ 129.

Notes.

(1) In accordance with Art. 63 of the Statute and Art. 66 of the Rules, the Parties to the Treaty of Trianon of 4 VI 20 and to Agreements (Nos. II and III) of Paris of 28 IV 30 other than the States concerned in the case were notified of the filing of the Application.

(2) By Order dated 23 v 36, the Court joined the prelimin. objection raised by the Yugoslav Govt. to the merits.

Fol. No. 66.

- I. 66.
- II. **Pajzs, Csáky, Esterházy (preliminary objection).**
- III. 4 III 36.
- IV. I. II. 14453.
- V. E. c. XXXV. 3.
- VI. Contentious case.
- VII. *Applicant* : Hungary.
Respondent : Yugoslavia.
- VIII.
- IX. Prelimin. objection raised by the Yugoslav Govt.
- X. 29 II 36.
- XI. 3 IV 36 (reply to the prelimin. objection).
- XII.
- XIII. 3 IV 36.
- XIV.
- XV. 29 IV 36.

Entry approved on 4 III 36.

- XVI. Judicial Year 1936.
- XVII. No. 65.
- XVIII. By Order dated 23 v 36, the Court joined the prelimin. objection raised by the Yugoslav Govt. to the merits.
- XIX.
- XX. Series A./B., Vol. 66.
 „ C., „ 79, 80.
 „ E., „ 12, p. 174.
 „ „ „ 13, „ 129.

Notes.

(1) In accordance with Art. 63 of the Statute and Art. 66 of the Rules, the Parties to Agreements (Nos. II and III) of Paris of 28 IV 30 other than the States concerned in the case were notified of the filing of the objection.

Fol. No. 67.

- I. 67.
 II. **Losinger & Co. (preliminary objection).**
 III. 27 III 36.
 IV. I. II. 14654.
 V. E. c. XXXIV. 3.
 VI. Contentious case.
 VII. *Applicant* : Switzerland.
Respondent : Yugoslavia.
 VIII.
 IX. Prelimin. objection raised by the Yugoslav Govt.
 X. 27 III 36.
 XI. 24 IV 36 (reply to the objection).
 XII.

- Entry approved on 27 III 36.
 XIII. 24 IV 36.
 XIV.
 XV. 3 VI 36.
 XVI. Judicial Year 1936.
 XVII. No. 64.
 XVIII. By Order dated 27 VI 36, the Court joined the preliminary objection raised by the Yugoslav Govt. to the merits.
 XIX.
 XX. Series A./B., Vol. 67.
 " C., " 78.
 " E., " 12, p. 179.
 " " " 13, " 127.

Notes.

Fol. No. 68.

- I. 68.
 II. **Phosphates in Morocco (merits).**
 III. 30 III 36.
 IV. I. II. 14688.
 V. E. c. XXXVI. 1.
 VI. Contentious case.
 VII. *Applicant* : Italy.
Respondent : France.
 VIII.
 IX. Application of the Italian Govt.
 X. 30 III 36.
 XI. 15 VII 36 (Memorial).
 15 X 36 (Counter-Memorial).
 XII. 17 XII 36 (Counter-Memorial).
 XIII.
 XIV.
 XV.
 XVI.
 XVII. No. 71.
 XVIII.

Entry approved on 30 III 36.

- XIX.
 XX.

Notes.

(1) In accordance with Art. 63 of the Statute and Art. 66 of the Rules, the United States of America, Belgium, Great Britain, Netherlands, Portugal, Spain and Sweden, as being signatories of the General Act of Algeciras of 7 IV 06, and as having acceded to the Convention of 4 XI 11 concerning Morocco, were notified of the filing of the Application.

(2) By Order dated 18 VI 36, the Court, when fixing the time-limits for the filing of the Memorial and Counter-Memorial, reserved to itself to fix the time-limits for the filing of the Reply and the Rejoinder in a subsequent order.

- Fol. No. 69.** Entry approved on 1 VIII 36.
- | | |
|--|----------------------------|
| I. 69. | XII. |
| II. Water of the Meuse. | XIII. 12 IV 37. |
| III. 1 VIII 36. | XIV. |
| IV. I. II. 15512. | XV. 4 V 37. |
| V. E. c. XXXVII. 1. | XVI. Judicial Year 1937. |
| VI. Contentious case. | XVII. |
| VII. <i>Applicant</i> : Netherlands. | XVIII. Judgment: 28 VI 37. |
| <i>Respondent</i> : Belgium. | XIX. |
| VIII. | XX. Series A./B., Vol. 70. |
| IX. Application of the Netherlands Govt. | " C., " 81. |
| X. 1 VIII 36. | " E., " 13, p. 135. |
| XI. 2 XI 36 (Memorial). | |
| 1 II 37 (Counter-Memorial). | |
| 8 III 37 (Reply). | |
| 12 IV 37 (Rejoinder). | |

Notes.

(1) By Order dated 13 V 37, the Court decided to carry out an inspection on the spot.

- Fol. No. 70.** Entry approved on 27 X 36.
- | | |
|--|-------------------------------|
| I. 70. | XI. 17 III 37 (Memorials). |
| II. Lighthouses case (Crete and Samos). | 17 VI 37 (Counter-Memorials). |
| III. 27 X 36. | XII. |
| IV. I. II. 16065. | XIII. 10 VI 37. |
| V. E. c. XXXVIII. 1. | XIV. |
| VI. Contentious case. | XV. 28 VI 37. |
| VII. France. | XVI. Judicial Year 1937. |
| Greece. | XVII. No. 59. |
| VIII. | XVIII. |
| IX. Special Agreement. | XIX. |
| X. Date of Special Agreement, 28 VIII 36. | XX. Series C., Vol. 82. |
| Date of the document notifying the Special Agreement, 23 X 36. | |

Fol. No. 71.	Entry approved on 16 XII 36.
I. 71.	XV.
II. Phosphates in Morocco (preliminary objections).	XVI.
III. 16 XII 36.	XVII. No. 68.
IV. I. II. 16394.	XVIII.
V. E. c. XXXVI. 4.	XIX.
VI. Contentious case.	XX.
VII. <i>Applicant</i> : Italy. <i>Respondent</i> : France.	
VIII.	<i>Notes.</i>
IX. Prelimin. objections raised by the French Govt.	(1) In accordance with Art. 63 of the Statute and Art. 66 of the Rules, the United States of America, Belgium, Great Britain, the Netherlands, Portugal, Spain and Sweden, as being signatories of the General Act of Algeciras of 7 IV 06 and as having acceded to the Convention of 4 XI 11 concerning Morocco, were notified of the filing of the objections.
X. 14 XII 36.	
XI. 23 IV 37 (reply to the objections).	
XII. 15 VII 37 (reply to the objections).	
XIII.	
XIV.	

Fol. No. 72.	Entry approved on 5 III 37.
I. 72.	XI. 15 V 37 (Memorial of the Belgian Govt.).
II. Borchgrave (merits).	1 VII 37 (Counter-Memorial of the Spanish Govt.).
III. 5 III 37.	14 VIII 37 (Reply of the Belgian Govt.).
IV. I. II. 16895.	30 IX 37 (Rejoinder of the Spanish Govt.).
V. E. c. XXXIX. 1.	
VI. Contentious case.	XII.
VII. Belgium. Spain.	XIII.
VIII.	XIV.
IX. Special Agreement.	XV.
X. Date of Special Agreement, 20 II 37. Date of the document notifying the Special Agreement, 4 III 37.	XVI.
	XVII. No. 73.
	XVIII.
	XIX.
	XX.

Fol. No. 73.	Entry approved on 29 VI 37.
I. 73.	X. 28 VI 37.
II. Borchgrave (preliminary objections).	XI. 2 VIII 37 (Reply to the objections).
III. 29 VI 37.	XII.
IV. I. II. 17588.	XIII.
V. E. c. XXXIX. 3.	XIV.
VI. Contentious case.	XV.
VII. Belgium.	XVI.
Spain.	XVII. No. 72.
VIII.	XVIII.
IX. Prelimn. objections raised by the Spanish Govt.	XIX.
	XX.

CHAPTER V.

JUDGMENTS, ORDERS
AND ADVISORY OPINIONS.ORDER OF DECEMBER 14th, 1936 ¹.

THE CASE OF LOSINGER & Co., S. A.

(DISCONTINUANCE).

In the case of Losinger & Co., in which proceedings had been instituted against the Yugoslav Government by an Application filed with the Registry on November 23rd, 1935, by the Swiss Federal Government, a preliminary objection had been lodged by the Respondent, which objection had been joined by the Court to the merits by an Order made on June 27th, 1936 ². In this Order the Court had fixed the time-limits for the filing of the Yugoslav Counter-Memorial, of the Swiss Reply and of the Yugoslav Rejoinder, so that the case should become ready for hearing on September 11th, 1936; the Court had also specified that these time-limits had been fixed without prejudice to any modifications which it might be desirable to make, for instance in case the Parties should enter into negotiations for an amicable settlement.

The Yugoslav Counter-Memorial was duly filed within the time-limit laid down (August 3rd, 1936); but in a letter of August 7th, 1936, the Agent for the Swiss Government, invoking the above-mentioned clause of the Order of June 27th, 1936, asked for an extension of the time-limit for the filing of the Swiss Reply until October 15th, 1936, in view of the negotiations in progress. This extension was granted by an Order of the acting President, dated August 11th, 1936. The time-limit for the filing of the Reply was further extended until December 1st, 1936, by an Order made by the President of the

¹ Series A./B., Fasc. No. 69.

² Series A./B., Fasc. No. 67. A summary of this Order appears on page 179 of the Twelfth Annual Report.

Court on October 6th, in response to a further request of the Swiss Agent based on the stage reached in the negotiations.

By a letter of November 23rd, 1936, the Agent for the Yugoslav Government informed the Registry that a definite agreement had been reached between the Parties to discontinue the proceedings instituted by the Swiss Application; he gave notice that the Parties were not going on with these proceedings and requested the Court officially to record the conclusion of the settlement. The Agent for the Swiss Government addressed a similar communication to the Registry, dated November 27th.

By an Order made on December 14th, 1936, the Court, under Article 68 of the Rules, placed on record the communications from the Agents to the effect that their Governments were discontinuing the proceedings instituted by the Application of the Swiss Federal Government, and ordered the case to be removed from the list.

JUDGMENT OF DECEMBER 16th, 1936¹.

THE PAJZS, CSÁKY, ESTERHÁZY CASE.

Even before the final organization of the new Yugoslav State after the war of 1914-1918, an agrarian reform had been contemplated in that country. With this end in view, a series of measures having the force of law and relating to the expropriation of large landed estates were promulgated in February 1919 and subsequently.

History of
the case.

The steps taken under this legislation in respect of large estates situated in Yugoslav territory but belonging to Hungarian nationals, gave rise to actions brought by these nationals before the Hungaro-Yugoslav Mixed Arbitral Tribunal under Article 250 of the Treaty of Trianon.

The same thing had occurred with regard to the other countries of the Little Entente before the Hungaro-Roumanian and the Hungaro-Czechoslovak Mixed Arbitral Tribunals. These tribunals, by a series of decisions rendered in typical cases, held that they had jurisdiction to adjudicate upon the merits of the claims which had been submitted to them. The differences of opinion which arose on this subject between Hungary and Roumania were submitted to the Council of the League of Nations, but no settlement had yet been reached when the conferences convened for the settlement of questions concerning liabilities for war reparations met at The Hague in August 1929 and in January 1930. The second of the conferences at The Hague resulted in the adoption of texts laying down the bases on which—at a conference held subsequently at Paris—four Agreements relating to the obligations resulting from the Treaty of Trianon were concluded on April 28th, 1930. These Agreements and the general preamble preceding them were signed by Hungary (with the exception of Agreement IV, in which she was not interested) and by the States of the Little Entente.

Article I of Agreement II provides that, in "any legal proceedings which Hungarian nationals may later institute before the Mixed Arbitral Tribunals in regard to the agrarian reform against Yugoslavia", the responsibility will under certain conditions be solely incumbent upon a Fund to be called the "Agrarian Fund". The same Article also states that "it has been agreed that Yugoslavia shall promulgate the definitive law" concerning agrarian reform in that country "before July 20th, 1931". According to Article XVI of the same Agreement, "after the promulgation of the definitive law, the Governments of

¹ Series A./B., Fasc. No. 68.

Hungary and Yugoslavia will reach an agreement in order to determine from what act laid down in the said law the period of limitation (six months) shall begin to run". Until the promulgation of the Yugoslav law, the time-limits allowed for the filing of applications were those fixed by the rules of procedure of the Tribunal. Lastly, under Article X of Agreement II, the States of the Little Entente and Hungary recognize in certain circumstances "a right of appeal" to the Permanent Court of International Justice, while under Articles XVII of Agreement II and 22 of Agreement III any State interested is entitled, in the event of a difference as to the interpretation or application of these Agreements and subject to certain conditions, to address itself to the Court by written application.

Among the landowners in Yugoslavia affected by the measures of agrarian reform were the Hungarian nationals Pajzs, Csáky and Esterházy. In December 1931, they instituted proceedings before the Mixed Arbitral Tribunal against the Agrarian Fund created by the Paris Agreements, asking *inter alia* for indemnities in respect of their lands which had been expropriated. The Mixed Arbitral Tribunal however, in judgments reached in April 1933, declared the applications out of time and dismissed the petitioners' claims.

The latter then instituted fresh proceedings before the Mixed Arbitral Tribunal, this time against Yugoslavia as Defendant. The petitioners, invoking Article 250 of the Treaty of Trianon, asked for judgment against Yugoslavia for an indemnity in respect of the estates in question payable to them. In two of the applications, this indemnity was described as the "local indemnity" which Yugoslavia pays to her own nationals owning large estates expropriated under the agrarian reform.

To these applications the Yugoslav Government lodged a preliminary objection and, on July 22nd, 1935, the Mixed Arbitral Tribunal delivered judgment in the three cases, declaring that the applications could not be entertained because they were based on Article 250 of the Treaty of Trianon.

Following upon these judgments, the Hungarian Government, on December 6th, 1935, filed with the Registry of the Court an Application instituting proceedings. A summary of this Application, of the preliminary objections to the Court's jurisdiction lodged by the Yugoslav Government and of the Order of May 23rd, 1936¹, whereby the Court joined the objections to the merits, will be found in the Twelfth Annual Report (pp. 174-178). In this Order the Court fixed the time-limits for the filing of the subsequent documents of the written proceedings on the merits—namely the Hungarian Reply and the Yugoslav

¹ Series A./B., Fasc. No. 66.

Rejoinder, since the document filed by the Yugoslav Government and containing its objections constituted in itself, according both to its title and contents, a Counter-Memorial on the merits.

The documents were filed by the dates thus fixed ; and in the course of sittings held between October 26th and November 13th, the Court heard the arguments presented orally by the Parties' representatives. The Court was composed as follows : Sir CECIL HURST, *President* ; M. GUERRERO, *Vice-President* ; Count ROSTWOROWSKI, MM. FROMAGEOT, DE BUSTAMANTF, ALTAMIRA, ANZILOTTI, NEGULESCO, Jonkheer VAN EYSINGA, MM. NAGAOKA, HUDSON, HAMMARSKJÖLD, *Judges*. MM. DE TOMCSÁNYI and ZORIČIĆ, respectively nominated as Judges *ad hoc* by the Hungarian and Yugoslav Governments, also sat in the Court for the purposes of the case.

Composition
of the Court.

* * *

The Court's judgment upon the Application of the Hungarian Government and upon the objections of the Yugoslav Government was delivered on December 16th, 1936. The judgment
(analysis).

The Hungarian Government, in its final submissions, asked the Court *inter alia* to declare that it had jurisdiction to admit the appeal under Article X of Agreement II of Paris and, preferably, to review the judgments complained of, adjudging that the Mixed Arbitral Tribunal was competent. Alternatively, the Hungarian Government asked the Court to adjudge by means of the interpretation and application of Agreements II and III, under Article XVII of Agreement II and Article 22 of Agreement III, that the attitude adopted by Yugoslavia towards all Hungarian nationals—an attitude described in the Hungarian submissions—was inconsistent with the provisions of Agreements II and III.

The Yugoslav Government, for its part, prayed the Court *inter alia*, before entering upon the merits, to declare that the appeal of the Hungarian Government could not be entertained and was contrary to Article X of Agreement II, and to declare that the request of the Hungarian Government for an interpretation could not be entertained because the essential conditions laid down by Article XVII of Agreement II and Article 22 of Agreement III had not been fulfilled. Alternatively, the Yugoslav Government submitted *inter alia*, first, that the three judgments should be confirmed, and secondly, that the three cases in question should be declared covered by the settlement on a lump-sum basis in the Paris Agreements.

Accordingly the Court had first to consider whether it could entertain the appeal of the Hungarian Government. In so doing it analyzes Article X of Agreement II, which runs as follows :

“Czechoslovakia, Yugoslavia and Roumania, of the one part, and Hungary, of the other part, agree to recognize, without

any special agreement, a right of appeal to the Permanent Court of International Justice from all judgments on questions of jurisdiction or merits which may be given henceforth by the Mixed Arbitral Tribunals in all proceedings other than those referred to in Article I of the present Agreement.

The right of appeal may be exercised by written application by either of the two Governments between which the Mixed Arbitral Tribunal is constituted, within three months from the notification to its Agent of the judgment of the said Tribunal."

The Court finds that, in the Pajzs, Csáky and Esterházy cases, the judgments of the Mixed Arbitral Tribunal to the effect that the applications could not be entertained, are based on the view that the Paris Agreements are applicable, i.e. a view involving the actual merits of the applications.

There remains the question whether or not the Pajzs, Csáky and Esterházy cases were, as laid down in Article X of Agreement II, proceedings referred to in Article I of that Agreement; the Court in this connection must examine the three applications not only from the point of view of their form, but also from the point of view of their substance. After analyzing Article I of Agreement II, the Court finds that the Pajzs, Csáky and Esterházy cases present the characteristics specified by that Article which are as follows: they are cases brought (a) by Hungarian nationals; (b) after January 20th, 1930; (c) in regard to the agrarian reform in Yugoslavia; (d) before the Mixed Arbitral Tribunals; (e) in respect of properties which are already, by virtue of the laws and decrees in force, subject to the agrarian reform and in regard to which the owner's right of free disposal has been limited by the effective application to his property prior to January 20th, 1930, of these laws and decrees.

This conclusion is not affected by the conditions or terms in which the Pajzs, Csáky and Esterházy cases were instituted. One of the principal arguments adduced by the Hungarian Government was that two of the petitioners claimed the right to be treated on a footing of equality with Yugoslav nationals, and this fact, in their view, entitled them to hold the Yugoslav State liable to pay them the expropriation indemnities granted to Yugoslav nationals by their national laws. The Hungarian Government's contention was that the Paris Agreements did not render the Yugoslav national régime any less applicable to the Hungarian nationals. The legal proceedings referred to in Article I were—it is argued—exclusively proceedings directed, like those that were pending in 1930, against the application of the agrarian reform, having as their object either the restitution or the payment of the full value of the lands expropriated.

The Court does not consider that such an interpretation can be reconciled with the comprehensiveness of the text in question. Moreover, if the scope of the Paris Agreements is

restricted, in the manner contended by the Hungarian Government, the Agreements would scarcely appear to give effect to the principle of lump-sum payments which they were intended to establish.

The Court finds that, in view of the express terms of Article I of Agreement II, the three judgments were not delivered in proceedings other than those referred to in that Article. The Court therefore finds that it cannot entertain the appeal lodged against these judgments.

The appeal having been rejected, the Court had next to examine the alternative submission of the Hungarian Government concerning the interpretation and application of Agreements II and III.

In regard to this point, the Court first shows that the preliminary objection taken by the Yugoslav Government to the Hungarian Government's alternative submission is ill founded.

With regard to the substance of the Hungarian alternative submission, the Court observes that it relates to the attitude of Yugoslavia, which takes the form of withholding from the Hungarian nationals who are in the same position as the three petitioners and from other Hungarian nationals who have never had any intention of claiming more than Yugoslav national treatment, the "local" indemnities, payable under Yugoslav agrarian legislation to other expropriated landowners.

As regards Hungarian nationals who are in the same position as the three petitioners, the Court observes that the reasons why the appeal against the three judgments rendered by the Mixed Arbitral Tribunal on July 22nd, 1935, cannot be entertained by the Court are furnished by the interpretation and application of the Paris Agreements. Where the circumstances are the same, the same interpretation and the same application can but be repeated.

With regard to Hungarian nationals who have never had any intention of claiming more than national treatment, the Court points out that the Hungarian argument really is that the Yugoslav régime of national treatment remains applicable to all Hungarian nationals who have not been admitted to claim against the Agrarian Fund. Here again, the Court considers that it is really confronted with the argument already put forward by the Hungarian Government as to the limited scope of the Paris Agreements. But the Court has been led to discard that argument precisely by means of interpreting and applying the Agreements.

The Court concludes that the attitude of Yugoslavia towards the Hungarian nationals affected by the agrarian reform measures in Yugoslavia has been consistent with the aforesaid Agreements.

The Court rejects an alternative Yugoslav submission praying it to declare that the three Hungarian nationals in question must be allowed to present their claims against the Agrarian Fund.

* * *

Separate
opinions.

The Court's judgment was adopted by eight votes to six. MM. Anzilotti, Nagaoka, Hudson and Hammarskjöld, Judges, and M. de Tomcsányi, Judge *ad hoc*, declared that they were unable to concur in the judgment of the Court and, availing themselves of the right conferred upon them by Article 57 of the Statute, appended their separate opinions to the judgment.

Jonkheer van Eysinga, Judge, concurred in the opinion expressed by Mr. Hudson.

JUDGMENT OF JUNE 28th, 1937¹.

THE DIVERSION OF WATER FROM THE MEUSE.

The Meuse, an international river rising in France and traversing Belgium and the Netherlands, fulfils as its most important function, at all events in the two latter countries, that of a reservoir for other waterways. In the XIXth century, the construction of canals—the Zuid-Willemsvaart from Maestricht to Bois-le-Duc opened in 1826; the Liège-Maestricht Canal (1845); the Canal de la Campine, the Canal de Hasselt, etc., designed to effect a junction with the Scheldt and to provide means of communication for the district of the Campine—as well as the irrigation schemes in the Campine made it necessary to divert greater quantities of water from the river. Belgium found herself obliged to construct works to enable water to be drawn from the Liège-Maestricht Canal, but this led to an increased current in the Zuid-Willemsvaart which impeded navigation (in consequence of the new frontier between Belgium and the Netherlands, this canal, both ends of which were in Netherlands territory, traversed Belgian territory). Furthermore, at times, the irrigation works in the Campine caused flooding in the Netherlands district of Brabant.

History of
the case.

The Belgian and Netherlands Governments negotiated for some ten years with a view to finding a solution of the problem. They concluded a treaty concerning the régime for taking water from the Meuse, which was signed on May 12th, 1863, together with two other treaties regarding the abolition of tolls on the Scheldt and commercial relations between the two countries.

The main problem to be solved as regards the waters of the Meuse was, as has been stated, the excessive speed of the current in the Zuid-Willemsvaart. The Treaty of 1863 overcame this difficulty by the combined effects of three groups of measures: the raising of the level of the Zuid-Willemsvaart throughout its whole course from Maestricht to Bocholt, so as to increase the transverse section and, consequently, to allow more water to flow along it without increasing the speed of the current; the concentration of diversions of water from the Meuse at a new intake placed at Maestricht, i.e. further upstream at a point where it could feed the canal, notwithstanding the raising of the level of the latter; the extension of the programme of works to be carried out on the common section of the Meuse so as to make it possible to take more water from the Meuse without affecting the navigability of the common

¹ Series A./B., Fasc. No. 70.

section of the river, a question which at that time was of importance to both countries.

At the beginning of the XXth century, the expansion of trade led the two Governments to enter into negotiations with a view to improving navigation on the Meuse by means of works to be carried out by mutual agreement. These negotiations had not been concluded when the war of 1914-1918 broke out. In 1925 they led to the signature of a treaty which would have enabled the waterways desired on either side to be constructed; but this treaty was rejected by the Netherlands First Chamber. The Netherlands then began the construction of the Juliana Canal from Maestricht to Maasbracht, and also of the Borgharen barrage and the lock at Bosscheveld. While in 1930, Belgium began the construction of the Albert Canal, designed to connect Liège with Antwerp, and of the Neerhaeren Lock amongst others. These two programmes led to diplomatic correspondence in the course of which each Government expressed doubts as to the compatibility of the works undertaken by the other with the Treaty of 1863. As no progress was made with the settlement of these differences, the Netherlands, on August 1st, 1936, instituted proceedings against Belgium before the Court, relying upon the declarations made by both States recognizing the jurisdiction of the Court as compulsory, in conformity with Article 36, paragraph 2, of the Statute.

The case related to the question whether, on the one hand, the execution by Belgium of various works in connection with the construction of the Albert Canal and, on the other hand, the manner in which, without the consent of the Netherlands, Belgium at present supplies and appears to intend in future to supply with water existing or projected canals in the north of her territory, are consistent with the rights ensuing to the Netherlands from the Netherlands-Belgian Treaty of May 12th, 1863, concerning the régime for taking water from the Meuse.

Procedure.

The Parties duly filed the documents of the written proceedings (Memorial by the Netherlands, Counter-Memorial by Belgium, Reply by the Netherlands, Rejoinder by Belgium) within the time-limits which had been fixed. In its Counter-Memorial the Belgian Government presented a counter-claim praying the Court to declare that the Netherlands Government had committed a breach of the Treaty of 1863 by constructing the Borgharen barrage and that the Juliana Canal, being a canal below Maestricht, within the meaning of Article I of the Treaty, was subject, as regards the supply of water to it, to the same provisions as the canals on the left bank of the Meuse below Maestricht.

Inspection of
the locality.

In the course of public sittings held on May 4th, 5th, 7th, 10th, 11th, 12th, 18th, 20th and 21st, 1937, the Court heard the representatives of the Parties. At the hearing on May 7th, 1937, the Agent for the Belgian Government suggested that the

Court should pay a visit to the locality in order to see on the spot all the installations, canals and waterways to which the dispute related. This suggestion met with no opposition on the part of the Agent for the Netherlands Government, and the Court decided, by an Order made on May 13th, 1937, to comply with it. Adopting the itinerary jointly proposed by the Agents of the Parties, the Court carried out this inspection on May 13th, 14th and 15th, 1937. It heard the explanations given by the representatives who had been designated for the purpose by the Parties and witnessed practical demonstrations of the operation of locks and of installations connected therewith.

The Court was composed as follows for the examination of the case: M. GUERRERO, *President*; Sir CECIL HURST, *Vice-President*; Count ROSTWOROWSKI, MM. FROMAGEOT, DE BUSTAMANTE, ALTAMIRA, ANZILOTTI, NEGULESCO, Jhr. VAN EYSINGA, MM. NAGAOKA, CHENG, HUDSON, DE VISSCHER. (M. De Visscher, who was elected a member of the Court by the Assembly and Council of the League of Nations on May 27th, 1937, had been, at the beginning of the case, nominated as judge *ad hoc* by the Belgian Government.)

Composition
of the Court.

* * *

The Court's judgment was delivered on June 28th, 1937.

After summarizing the facts, the Court observes that the points submitted to it by the Parties must all be determined solely by the interpretation and application of the Treaty of 1863, without reference to the general rules of international law. Then, after recalling the relevant provisions of this Treaty, the Court proceeds to examine the submissions of the Applicant.

Judgment
(analysis).

The Netherlands Government, in its first submission, asked the Court to declare that the construction by Belgium of works rendering it possible for a canal situated below Maestricht to be supplied with water taken from the Meuse elsewhere than at the intake at that town was contrary to the Treaty of 1863; these works, it was alleged, infringed the Netherlands' privilege of control over diversions of water, and the quantities of water diverted exceeded the maximum fixed by the Treaty. In this connection, the Netherlands Agent laid stress on the fact that the Neerhaeren Lock contained side-channels for filling and emptying the lock chamber, which channels could easily be converted into a lateral conduit enabling water to be discharged in large quantities.

In the Court's view, the Treaty of 1863 did not place the Parties in a situation of legal inequality by conferring on one of them a right of control to which the other could not lay claim: for the Treaty is an agreement freely concluded between

two States seeking to reconcile their practical interests with a view to improving an existing situation. Article I of the Treaty is a provision equally binding on the Netherlands and on Belgium. If, therefore, it is claimed on behalf of the Netherlands Government that, over and above the rights which necessarily result from the fact that the new intake is situated on Netherlands territory, the Netherlands possess certain privileges in the sense that the Treaty imposes on Belgium, and not on them, an obligation to abstain from certain acts connected with the supply to canals below Maestricht of water taken from the Meuse elsewhere than at the treaty feeder, the argument goes beyond what the text of the Treaty will support.

In its second submission, the Netherlands Government asked the Court to declare that the feeding of certain canals in Belgium (the Belgian section of the Zuid-Willemsvaart, the Canal de la Campine, the Hasselt Canal, etc.) with water taken from the Meuse elsewhere than at Maestricht was contrary to the Treaty.

Examining the régime of water supply established by the Treaty, the Court finds that this régime consists both in the construction in Netherlands territory of an intake which was to constitute the feeding conduit for all canals situated below Maestricht, and in the fixing of the volume of water to be discharged into the Zuid-Willemsvaart at a quantity which would maintain a minimum depth in that canal and would ensure that the velocity of its current did not exceed a fixed maximum. As regards the canals which the Treaty had in view when it referred to canals situated below Maestricht, these canals are: the Zuid-Willemsvaart and the canals which branch off from it and are fed by it.

Such being the treaty régime, it is clear, the Court says, that any work which disturbs the situation thus established constitutes an infraction of the Treaty: and this holds good for works above Maestricht just as much as for works below it. Thus the functioning of an intake other than the Maestricht feeder instituted by the Treaty would not be compatible with the Treaty. With regard to the question whether the passage of water through a lock constitutes an infraction of Article I—as contended by the Netherlands Government and denied by the Belgian Government—the Court holds that neither the Belgian nor the Netherlands contention can be accepted in its entirety. To adopt the Belgian contention to the effect that no lock, when used for navigation, and no volume of water discharged through a lock when being utilized for that purpose, can constitute an infraction of Article I, would open the door to the construction of works and the discharge of water in such quantities that the intentions of the Treaty would be entirely frustrated. On the other hand, to adopt the Netherlands contention and to hold that any discharge of water into

the Zuid-Willemsvaart through the Neerhaeren Lock, instead of through the treaty feeder, must result in an infraction of Article I—irrespective of the consequences which such discharge of water might produce on the velocity of the current in the Zuid-Willemsvaart, or on the navigability of the common section of the Meuse—would be to ignore the objects with which the Treaty was concluded. In the view of the Court, the use of the Neerhaeren Lock would contravene the object of the Treaty if it produced an excessive current in the Zuid-Willemsvaart or a deficiency of water in the Meuse; but this has not been established. Another circumstance which must be borne in mind in connection with the submission of the Netherlands Government regarding the Neerhaeren Lock is the construction by the latter Government of the lock at Bosscheveld, which is even larger than the Neerhaeren Lock and which leads directly from the Meuse into the Zuid-Willemsvaart. The Court cannot refrain from comparing the cases of the two locks, and it holds that there is no ground for treating one more unfavourably than the other. Neither of these locks constitutes a feeder, yet both of them discharge their lock-water into the canal, and thus take part in feeding it with water otherwise than through the treaty feeder, though without producing an excessive current in the Zuid-Willemsvaart. In these circumstances, the Court finds it difficult to admit that the Netherlands are now warranted in complaining of the construction and operation of a lock of which they themselves set an example in the past.

The third submission of the Netherlands Government is fundamentally concerned with the construction and bringing into use of the Albert Canal from Liège to Antwerp. This canal, which is fed from an intake at Liège-Monsin, follows for a certain distance the course of the old Hasselt Canal, and the Court is asked to declare that the feeding of this section with water taken from the Meuse elsewhere than at Maestricht is contrary to the Treaty. The Court rejects this submission. It holds that the Treaty forbids neither the Netherlands nor Belgium to make such use as they may see fit of the canals covered by the Treaty in so far as concerns canals which are situated in Netherlands or Belgian territory, as the case may be, and do not leave that territory. As regards such canals, each of the two States is at liberty, in its own territory, to modify them, to enlarge them, to transform them, to fill them in and even to increase the volume of water in them from new sources, provided that the diversion of water at the treaty feeder and the volume of water to be discharged therefrom to maintain the normal level and flow in the Zuid-Willemsvaart is not affected.

Moreover, the contention of the Netherlands Government is invalidated by the singular result to which it would lead in

practice. For it would amount to criticizing Belgium for having made the new canal follow the line of the old. She need only have sited the new canal a little to one side and then she would not have contravened the Treaty. No such effect can have been intended by the contracting Parties, nor can it result from a proper interpretation of the Treaty.

For the same reasons the Court rejects the fourth submission of the Netherlands Government, which is similar to the foregoing.

Having thus arrived at the conclusion that there is no justification for the various complaints made by the Netherlands Government against the Belgian Government, the Court proceeds to consider the latter Government's counter-claim which, as it points out before doing so, is directly connected with the principal claim.

In its first submission, the Belgian Government prays the Court to declare that the Borgharen barrage, by raising the level of the Meuse, has altered the local situation at Maestricht, and that this, having been done without the consent of Belgium, is contrary to the Treaty. The Court rejects this submission; for the Treaty does not forbid the Netherlands to alter the depth of water in the Meuse at Maestricht without the consent of Belgium, provided that neither the discharge of water through the feeder nor the volume which it must or can supply, nor again the current in the Zuid-Willemsvaart, are thereby affected. Furthermore, the Belgian Government has not produced evidence to show that the navigability of the Meuse has suffered; and in any case, barge traffic, under whatever flag, now has at its disposal the Juliana Canal which is much better adapted to its needs.

In the second submission of its counter-claim, the Belgian Government prays the Court to declare that the Juliana Canal is subject, as regards its water supply, to the same provisions as the canals on the left bank of the Meuse below Maestricht. The Court holds that the Juliana Canal, situated on the right bank of the Meuse, cannot be regarded as a "canal situated below Maestricht" within the meaning of Article I of the Treaty. The question of how the Juliana Canal is, in fact, at present supplied with water would only require to be considered if it were alleged that the method by which it is fed was detrimental to the régime instituted by the Treaty for the canals situated on the left bank. Belgium however does not allege that this is the case.

For these reasons, the Court rejects the various submissions both of the Memorial presented by the Netherlands Government and of the counter-claim presented in the Belgian Counter-Memorial.

* * *

The decision of the Court in regard to the principal claim was adopted by ten votes to three; the counter-claim was also rejected by ten votes to three.

To the judgment are appended a number of separate opinions: ^{Separate} that of M. Anzilotti who was unable to concur in the judgment; ^{opinions.} those of M. Altamira and Jonkheer van Eysinga who were unable to concur in all the Court's findings; that of Sir Cecil Hurst who was unable to concur in the findings of the judgment in regard to the counter-claim. Mr. Hudson, while concurring in the judgment, appended his observations. M. De Visscher declared that he was unable to concur in the findings of the judgment in regard to the counter-claim.

CHAPTER VI.

DECISIONS TAKEN BY THE COURT
IN APPLICATION OF THE STATUTE AND RULES.

TENTH ADDENDUM TO THE DIGEST, AND INDEXES.

(See E 3, p. 173 ; E 4, p. 269 ; E 5, p. 243 ; E 6, p. 281 ; E 7, p. 273 ; E 8, p. 245 ; E 9, p. 159 ; E 10, pp. 151-152 ; E 11, pp. 145-146 ; E 12, pp. 185-186.)

Chapter VI of the Third Annual Report contained a digest of decisions taken by the Court in application of the Statute and Rules from the time of the establishment of the Court until June 15th, 1927. Chapter VI of each succeeding Annual Report published since then has contained an addendum supplementing and bringing this Digest up to date. The first part of the present Chapter is the tenth of these addenda¹.

The tenth addendum contains decisions taken by the Court since the publication of the Twelfth Annual Report and, where necessary, supplements or amends the matter already embodied in the Digest or the preceding addenda. It follows the same system as the Digest to the preceding addenda: the material is placed under the head of the articles of the Statute to which it relates and, where necessary, the section devoted to an article of the Statute is divided into subsections corresponding to the relevant articles of the Rules.

It should be observed that in this addendum, as in the preceding one, the Court's decisions are classified on the basis of the Statute as in force since February 1st, 1936, and that the references to articles of the Rules contained therein are to the Rules which have been in force since March 11th, 1936². The Twelfth Annual Report (pp. 200-203) contained two tables of concordance: between the Rules in force since March 11th, 1936, and the Rules previously in force; and between the Rules in force prior to March 11th, 1936, and the Rules in force since that date. This table is designed to

¹ Since the publication of the Ninth Annual Report, a work entitled *Statut et Règlement de la Cour permanente de Justice internationale (éléments d'interprétation)* has been published by the *Institut für Ausländisches öffentliches Recht und Völkerrecht* of Berlin. This work includes, *inter alia*, a digest of decisions taken by the Court in application of the Statute and Rules up to and including those recorded in the sixth addendum (Series E., No. 9).

² See on this subject the Introduction to the ninth addendum (E 12, pp. 185-186).

facilitate comparison between the Digest and the first eight addenda (which were based on the Rules in force prior to March 11th, 1936), and subsequent addenda.

* * *

The second part of this Chapter contains three indexes :

Section A contains an analytical index of the tenth addendum. An analytical index to the Digest and to the first five addenda was given in the Eighth Annual Report (pp. 276-307) ; the subsequent Annual Reports each contain an addendum together with an index thereto.

Section B contains an index of the decisions of the Court in respect of each article of the Statute. This index covers the Digest and the ten addenda.

Section C contains an index of the decisions of the Court in respect of each article of the Rules. This index, which is prepared on the basis of the Rules in force since March 11th, 1936, covers the ninth and tenth addenda. The Eleventh Annual Report (pp. 156-158) contained an index of the articles of the Rules as then in force covering the Digest and the first eight addenda ; the tables of concordance on pages 200-203 of the Twelfth Annual Report will facilitate comparison between the index in the Eleventh Annual Report and that in the present volume.

FIRST PART.

TENTH ADDENDUM
TO THE DIGEST OF DECISIONS TAKEN BY THE COURT
IN APPLICATION OF THE STATUTE AND RULES.

SECTION I.—STATUTE : CONTENTIOUS PROCEDURE.

ARTICLE 13.

When the Court reassembled in October 1936 for the hearings on the merits in the Pajzs, Csáky, Esterházy case, its composition was different from what it had been in the earlier part of the year when the preliminary objections in the same case had been before it. Accordingly, both the newly-elected judges and the parties' agents were entitled to demand that the case should be re-argued from the beginning. Neither the new judges nor the agents, however, insisted on this right, and it was agreed between the President and the agents that they might simply refer in their pleadings to the volume containing the record of the oral proceedings in regard to the preliminary objections.

*Composition
of the Court.*

At the opening of the hearings in this case, the President announced that, with the concurrence of the two newly-elected judges present and of the agents concerned, the written record of the arguments heard in Court in the course of the proceedings upon the objections and also the documents already filed would be regarded as having been duly laid before the Court.

ARTICLE 17.

In the course of 1936, the President of the Court was asked on behalf of the government of a State whether he would undertake the duties of president of a permanent conciliation commission between that State and another established under a treaty of arbitration and conciliation between the two States, the former president of the commission having resigned. The President of the Court felt unable to accept this position for the reason that a dispute submitted to this conciliation commission might, under the terms of the treaty, subsequently be referred to the Court if the proceedings before the conciliation commission did not result in an amicable settlement, and in that event he would be precluded under Article 17 of the Court's Statute from sitting in the case.

*Incompati-
bility of func-
tions.*

Subsequently, however, the President of the Court was called upon by the two States concerned, under the terms of the treaty of arbitration and conciliation above mentioned, to nominate the president of this conciliation commission, as they were unable to

agree upon the appointment of a new president. This the President of the Court undertook to do (see Section III).

ARTICLE 21.

Court's representative before Supervisory Commission. At the end of 1936 (121st sitting), the Court, as usual, appointed the Registrar to represent it before the Supervisory Commission for 1937.

RULES, ARTICLE 14

Election of Registrar. On October 26th, 1936, on reassembling after the judicial vacation, the Court considered the question of the election of a new Registrar to fill the vacancy resulting from the election of the former Registrar as a member of the Court.

It was decided to fix November 26th, 1936, as the date on which the list of candidates would be closed, it being held that a period of one month would suffice to enable absent judges to exercise their right under Article 14 to propose candidates. In this connection the President stated that he had received a number of applications, and, thinking it desirable that a candidate should not be ruled out by the fact that he had not been "proposed by a member of the Court", he had undertaken to transmit to the Court the letters of would-be candidates, specifying, however, that this did not imply that he supported their candidature.

The Court also considered the question of the proposal to be made by it to the Assembly regarding the Registrar's salary (see under Statute, Art. 32); the Court's decision regarding this proposal was taken on November 12th, i.e., some time before the date of closure of the list of candidates.

After the closure of the list of candidates, it was decided to hold a private and unofficial exchange of views and information concerning the candidates between members of the Court prior to the meeting of the Court held for the actual election of the Registrar. The procedure adopted for the election was as follows: a list of all candidates was prepared of which copies were distributed to all members of the Court, who then had simply to place a mark against the name of the candidate for whom they wished to vote.

ARTICLE 23.

RULES, ARTICLE 25.

Observance of public holidays. In the course of the hearing of a case (May 1937), the question arose whether the Court should sit on a day regarded as a public holiday at the seat of the Court. It was held that the point was settled by paragraph 4 of Article 25 of the Rules, and the Court did not sit on that day.

RULES, ARTICLE 26.

Long leave. In connection with the preparation of the long leave list for 1937-1939, it was observed that the interpretation of Article 23 of the Statute to the effect that the inclusion in the list of the names of judges belonging to countries far distant from the seat of the Court was dependent upon their taking up their residence

near that seat, had been definitely adopted by the Court in 1931 and had been incorporated in Article 27, paragraph 5, of the old Rules. After the coming into force of the revised Statute, it had been considered superfluous to repeat this provision in the Rules, but the Court had expressly confirmed the interpretation above mentioned of Article 23 of the revised Statute.

ARTICLE 25.

At the opening of the hearings in the Meuse case (May 1937), a judge was unable to be present owing to indisposition. There being no objection on the part of the agents of the parties, it was understood that, in accordance with precedent, this judge might nevertheless sit in the case if he recovered his health in sufficient time. Absence of judge from opening of hearings in a case.

At a subsequent stage in the same case, another judge was absent from the hearings for two days in order to fulfil an important duty in his own country. There being no objection on the part of the agents of the parties, he continued on his return to take part in the case.

ARTICLES 26, 27, 29.

RULES, ARTICLE 24.

In connection with the election of members of the Special Chambers and of the Chamber for Summary Procedure at the end of 1936, the question was raised whether a judge might express a preference in regard to these elections. The article of the old Rules (Art. 14) had provided for the expression of a preference, but in the new corresponding rule—Article 24—this provision was omitted. The Court decided that it was inconsistent with Article 24 of the Rules for the Court to have regard to any preferences expressed by judges in connection with the elections to the Chambers constituted under Articles 26, 27 and 29 of the Statute. Elections to Special Chambers : question of expression of preference.

ARTICLE 32.

In connection with the question of the election of a new Registrar, the Court, in November 1936, appointed a committee to consider the proposal to be made to the Assembly regarding the scale of salary to be attached to the post. Court's proposal regarding Registrar's salary.

The committee came to the conclusion—which was subsequently approved by the Court—that the Registrar's salary should be fixed without regard to the salary scales or fixed salaries paid in other organizations and with reference only to the level of the salaries of the judges, on the one hand, and of the officials of the Registry, on the other, and that it was better that the Registrar of the Court should have a special position corresponding to the independent position of the Court. The proposal made was for the seven years' period of the Registrar's appointment, no proposal being made concerning the salary for a possible second period of appointment, so as to leave the Court as composed after the next general election an entirely free hand.

ARTICLE 39.

Adoption of authoritative text of a judgment.

In the Pajzs, Csáky, Esterházy case (merits, 1936), the Court adopted the French text of the judgment as authoritative upon the approval of that text in first reading. This was a departure from precedent, as this decision had previously not as a rule been taken until the final adoption of both texts in second reading. The English text was subsequently adopted by the Court as in conformity with the French authoritative text.

Agreement between the parties for the conduct of a case in one language only.

In the waters of the Meuse case (May—June 1937) the parties, under Article 39 of the Statute, had agreed that the case should be conducted in French. Accordingly, under the same Article, the judgment was rendered in French, that text being *ipso facto* authoritative, and the English version made by the Registry was, as usual in such cases, marked "Translation", and not submitted to the Court.

Method of citation of text of laws or treaties in judgments, etc.

In the course of the discussion upon a judgment (116th sitting, Judicial Year 1936), the question was raised of the method of citing texts of laws or treaties in the Court's judgments. It was proposed that, whenever in a judgment or advisory opinion there was occasion to quote from a law or treaty drawn up, for instance, in French and English, the two versions should both be reproduced in both the French and English texts of the judgment or opinion, in order *inter alia* to make it clear that the Court, in arriving at its decision, had really had both versions—which were equally authoritative—before it.

In this connection it was observed that the Court had originally inclined to the method of reproducing both the English and French versions of any clauses cited in both the English and French texts of its decisions where both these versions were authoritative. Subsequently this practice had been abandoned—except in cases where a difference between the English and French versions of a clause was noticed—as rendering judgments too voluminous, and the present method of simply giving the French version in the French text and the English version in the English text of a judgment had been adopted.

A vote was taken on the question whether, in the judgment then under consideration, the English (and equally authoritative) version of certain provisions should also be inserted in the French text of the judgment wherever the French version of those provisions was quoted. An equal division of votes resulted, and the President gave his casting vote (Statute, Art. 55) in the negative, thus maintaining the existing practice of the Court, it being understood that if any question arose in regard to a divergence between the two texts which the Court had to interpret, both texts would be cited.

RULES, ARTICLES 39 AND 58.

Use of language other than one of the two official languages.

In a case submitted to the Court by special agreement, the Court (May 1937) had before it a letter from the agent of one of the parties, asking permission to use his native language for the whole of the proceedings.

The Court first of all considered whether it could take a decision in the absence of the judge *ad hoc* of the other party concerned.

It was held that the decision contemplated by Article 39, paragraph 3, of the Rules did not require the presence of judges *ad hoc*. The Court also considered whether its decision should be in the form of an order. The only precedents related to the use of a language other than one of the Court's official languages at the oral proceedings only, and hitherto decisions on this point had not been given in the form of orders. The Court however decided that an order should be made, as the question concerned the conduct of the case.

In regard to the actual request for permission to employ a language other than the Court's official languages throughout the whole of the proceedings, the Court decided not to grant the request so far as concerned the written proceedings, but to grant it as regards the oral proceedings: there were precedents for the latter, but as regards the former there was a danger of establishing a precedent which might prove a source of difficulty in the future. It was held that the "written proceedings" meant the memorials, etc., prepared by the party itself, and not the annexed documents referred to in Article 43, paragraph 2, of the Rules. It was also held that, as the Court was not sanctioning the presentation of the written proceedings in a language other than the Court's official languages, but simply following a precedent by sanctioning the use of another language for the oral proceedings, there was no need to ascertain the views of the other party's agent.

The Court's order sanctions the use at the oral proceedings by the agent and counsel for the party in question of their native language, on the understanding that arrangements are made by them for the immediate translation of their statements into one of the Court's official languages. As regards the written proceedings, the order refuses the request and adds that documents produced by the parties in support of their arguments must, if they are not in one of the Court's official languages, be accompanied by a translation into one of those languages, as provided in Article 43 of the Rules.

ARTICLE 43, PARAGRAPHS 2 AND 3.

RULES, ARTICLE 37.

In certain cases submitted to the Court, much delay in the making of arrangements for the proceedings, and in particular the fixing of time-limits, has resulted from the fact that a very considerable period has been allowed by parties to elapse before the appointment of their agents, pending which the President has been unable to arrange the meeting contemplated in paragraph 1 of Rule 37.

In one case, a period of four months elapsed between the date of submission of an application and the appointment of the respondent's agent.

RULES, ARTICLES 37-38.

In the *Losinger & Co.* case, a request was received (August 1936) from the agent for one of the parties for an extension of the time-limit fixed for the presentation of that party's next document of the written proceedings (the Reply), in view of negotiations for a

Time-limits ;
extension of
—*sine die*.

settlement. An order was made by the acting President of the Court extending the time-limit in question to the desired date and at the same time extending indefinitely the time-limit for the presentation of the Rejoinder by the other party, leaving the date for the filing of the latter document to be fixed subsequently. A subsequent request for a further extension of the time-limit for the Reply in view of the stage reached in the negotiations for a settlement was also granted, the time-limit for the presentation of the Rejoinder being left indefinitely extended. (The proceedings were subsequently discontinued. See Statute, Art. 56.)

In the case concerning lighthouses in Crete and Samos, the parties in their Special Agreement notified to the Court in October 1936, requested the Court, except as otherwise provided, to follow the Special Agreement whereby they had submitted the earlier lighthouses case (Judgment of March 17th, 1934). *Inter alia*, the Special Agreement of October 1936 specified that the provision regarding time-limits in the earlier Special Agreement held good, subject to the provision that these should not begin to run before October 15th, 1936. In fixing the actual *terminus a quo*, the President of the Court, in his Order of January 13th, 1937, fixing the time-limits, took the date on which, in accordance with Article 37, paragraph 1, of the Rules, the views of the parties with regard to questions of procedure had been ascertained. This constitutes a deviation from the practice under the Rules previously in force. (See E 10, pp. 158-159.)

RULES, ARTICLE 41.

Replies dispensed with in written proceedings.

In the same order above mentioned, the President, referring to the fact that the Court in the earlier case had held that a clause in the Special Agreement in that case implied an agreement to waive the right to present Replies, fixed time-limits for Memorials and Counter-Memorials only (see E 10, p. 159).

In the Borchgrave case submitted by Special Agreement in March 1937, the parties' agents, at an interview to which they were summoned by the President of the Court, under Article 37, paragraph 1, of the Rules, proposed a deviation from the normal procedure as regards the presentation of the documents of the written proceedings in a case brought by Special Agreement (Rules, Art. 41, 1), expressing a desire which they confirmed in a joint letter, that these documents should be presented alternately, as in a case brought by Application (Rules, Art. 41, 2), namely, a Memorial by the Belgian Government, a Counter-Memorial by the Spanish Government, a Reply by the Belgian Government, and a Rejoinder by the Spanish Government. The President, in an order fixing the time-limits for the written proceedings, exercised his powers under Article 37, paragraph 5, of the Rules and gave effect to the above-mentioned desire of the parties.

ARTICLE 43, PARAGRAPH 5.

RULES, ARTICLE 54.

Request by an agent for the agent for one of the parties requested the Court to apply

Article 54 of the Rules and to invite him to call a certain person as a witness, and the matter was considered by the Court at a private sitting. In view of the fact that the agent had invoked Article 54 of the Rules, it was held that the decision rested with the Court. Though no reply was given to the agent's request, the discussion in the Court showed that it was generally agreed that the evidence of this witness was not required.

the applica-
tion of Arti-
cle 54 of the
Rules.

ARTICLE 45.

RULES, ARTICLE 52.

In the course of the hearing of a case (May 1937), a member of the Court—using the right given him by Article 52, paragraph 2, of the Rules to put questions to the agents, which does not expressly mention a right to ask for documents—asked the agent of one of the parties if he could file certain documents. In regard to one document asked for, the other agent made no difficulty, but in regard to another he objected, on the ground *inter alia* that it was confidential. It was held that, while the Court could always insist on the production of any document under Article 49 of the Statute, it was preferable in this case not to do so; accordingly, the President at the next hearing announced that he considered the production of the document in question unnecessary and asked the agent concerned not to produce it.

ARTICLE 47.

RULES, ARTICLE 60.

In the Pajzs, Csáky, Esterházy case (merits, Oct.—Dec. 1936), the agent for one of the parties—as he had also done in the proceedings on the preliminary objections in the same case—made an extensive use of his right to introduce modifications in the short-hand notes of his oral statements in Court. The same course was followed as on the previous occasion (see E 12, pp. 192-194), and the Court again entrusted the examination of the amendments to its Publications Committee for report. It was agreed that the Committee should examine the corrections and present its report to the Court when the latter next reassembled after the Christmas vacation.

Correction of
reports of
speeches.

ARTICLE 48.

In the Pajzs, Csáky, Esterházy case (merits, Oct.—Dec. 1936), the agent for one party, who had presented additional submissions in the course of the oral proceedings, was asked by the Court to reformulate his submissions in full. This he did at the conclusion of his oral rejoinder, whereupon the agent for the other party, observing that these final submissions were not identical with the submissions which the agent first mentioned had presented earlier, asked permission on this ground to modify the numbering of his own final submissions and to include a submission corresponding to a new paragraph in the other agent's final submissions.

Final submis-
sions: Court
sanctions pre-
sentation of
supplement-
ary submis-
sions in writ-
ing at con-
clusion of
oral proceed-
ings.

This request was sanctioned, the agent being allowed to amend the numbering of his submissions and to present a supplementary submission in writing.

RULES, ARTICLE 48.

Demonstration with the aid of models given in the course of the oral proceedings.

In a case heard in May 1937, the agent for one of the parties proposed to make certain demonstrations with the aid of models which he had had constructed for the purpose.

The Court decided that the agent for the other side should be asked his views in regard to the proposal. On hearing that the other agent had no objection provided that he might submit observations in regard to the models, the Court next considered whether the demonstration should be given in the course of a public hearing or in private. It was decided that it should be given at a hearing, as it formed part of the agent's pleadings.

ARTICLE 50.

Inspection of localities.

In the case concerning the diversion of water from the Meuse (May 1937), the agent for one of the parties suggested in the course of the hearings that the Court should visit the localities in order to see the position for itself. The agent for the other party raised no objection to this. The Court decided to adopt the suggestion and that its decision should take the form of an order. The programme of the inspection was jointly prepared by the parties' agents, subject to the approval of the Court. The question of the number of representatives of each party to accompany the Court was left to be settled between the Registrar and the parties.

As regards the expenses of the inspection, it was decided that they should be borne by the Court since there was a resolution of the Assembly of the League of Nations which *inter alia* covered such expenses¹. It was also decided that brief minutes of the inspection should be prepared simply recording the successive stages of the inspection and the fact that certain persons had furnished explanations.

ARTICLE 52.

RULES, ARTICLE 48.

Admissibility of new documents produced at hearings.

In the course of the hearing of the Pajzs, Csáky, Esterházy case (Oct.—Dec. 1936), one of the agents expressed a wish to read a certain document. The President called his attention to paragraph 1 of Article 48 of the Rules and asked the other agent whether he consented to the production of the document in question. Upon the latter replying in the negative, the former agent abandoned his intention of reading the document.

In the same case the Court was twice called upon to take decisions under Article 52 of the Statute and Article 48 of the Rules.

1.—In the course of the oral proceedings on the preliminary objections (April—May 1936), the Agent for the Hungarian Government, at the invitation of the Court, produced the application submitting to the Hungaro-Yugoslav Mixed Arbitral Tribunal one of the three cases which culminated in the judgments forming the subject of the present proceedings. In the course of the oral

¹ The Resolution of September 14th, 1929, concerning the regulations for the repayment of travelling expenses of judges, Art. 2 (1). See Series D., No. 1, 3rd ed., 1936, p. 65.

proceedings on the merits (Oct.—Nov. 1936), that Agent referred to the application submitting another of these three cases and indicated his intention to produce its text. The Agent for the Yugoslav Government consented to the production of this document, but subject to a condition which subsequently proved not to have been fulfilled. The Court decided to allow the document to be produced in view of the desirability of having in its possession the documents which had been before the tribunal which had rendered the judgments forming the subject of the proceedings before the Court.

2.—In the course of his oral argument on the merits, as also in the oral proceedings on the objections, the Agent for the Yugoslav Government referred to the minutes of a certain inter-governmental commission, and in this connection requested the Court to ask the proper authority for a certified copy of this document of which he himself only had an unofficial text. The Court did not comply with this suggestion and, when the Yugoslav Agent once more invoked the text in question in the course of the oral proceedings, the Hungarian Agent said that he could not consent to use being made of this document which had not already been produced. The Court decided not to admit the document in question.

ARTICLE 54.

After the closure of the hearings in the Pajzs, Csáky, Esterházy case (merits, Oct.—Dec. 1936), one of the agents wrote to the Deputy-Registrar (acting as Registrar) observing that the other agent had used new arguments in his oral rejoinder and asking the Court's permission to deal in more detail with the points to which these arguments referred. The Court took the view that the agent was in effect requesting the Court to exercise the right always reserved by the President when closing the oral proceedings in a case to call upon the parties for further information or explanations. In regard to the question whether this request should be granted, the Court held that the points referred to in the agent's letter had been sufficiently dealt with in the course of the hearings and that there was no need to allow further argument. In this connection it was decided that, as the agent's letter seemed to contain a refutation of some of the other party's arguments, it should neither be placed in the record (which would necessitate its communication to the other party), nor circulated to members of the Court, and that the Deputy-Registrar should simply reply that the oral proceedings had been closed and that if the Court saw fit to ask for further information it would let the agents know.

Request for permission to submit further argument after closure of hearings.

ARTICLE 55.

In the case of an equal division of votes on a question concerning the Court's practice in regard to the quotation in its judgments of extracts from treaty provisions, etc., drawn up in both English and French, the President gave his casting vote in favour of the maintenance of the existing practice (see Statute, Art. 39).

President's casting vote.

ARTICLE 56.

RULES, ARTICLE 68.

Settlement
and discon-
tinuance of
proceedings:
recording of
by order.—
Question of
presence of
judges *ad hoc*.

In connection with the Losinger & Co. case, the Court first had occasion (Dec. 1936) to apply Article 68 of the Rules of Court adopted on March 11th, 1936. In this connection the question was raised whether the presence of judges *ad hoc* was required in making an order recording the discontinuance of proceedings. It was agreed that in this particular case no doubt arose as to the intention of the parties and that the removal of the case from the list was more in the nature of an administrative formality than a decision, and the precedent of the order terminating proceedings in the case concerning South-Eastern Greenland (May 1933) was cited, in which order the judges *ad hoc* did not take part, but the suggestion was made that, in order to avoid establishing a precedent, a sentence should be included in the order to the effect that the presence of the judges *ad hoc* was not considered necessary in this case¹. Ultimately, it was decided that no reference to the point should be made in the order, but that a statement should be made by the President and recorded in the minutes to the effect that, as there was no doubt that the two interested parties were agreed that the case should be removed from the list, and having regard to the precedents, he was of opinion that it was unnecessary to convene the judges *ad hoc* in this case for the purposes of the order removing the case from the list.

The Court decided that the order removing this case from its list should not be read out at a public meeting, but would be printed as usual in Series A./B.

¹ In the Pajzs, Csáky, Esterházy case (jurisdiction, May 1936), the Court had to take a decision under Article 60 of the Rules (see E 12, pp. 192-193), some time after the conclusion of the proceedings in that phase of the case. The Court held in principle that the judges *ad hoc* should be present, but in fact one of them, who had left The Hague, on being notified of the date on which the decision would be taken, replied that he was unable to attend and left the decision to the Court. The other judge *ad hoc* was present.

SECTION II.—STATUTE : ADVISORY PROCEDURE.

Since June 15th, 1936, there is nothing to record under this heading.

SECTION III.—OTHER ACTIVITIES.

In September 1936, the President of the Court, at the request of the two States concerned, nominated the president of a conciliation commission set up between them under a treaty of arbitration and conciliation which provided that, in the event of the two States being unable to agree upon the appointment of a president of the commission, the President of the Permanent Court of International Justice should be called upon to nominate a president. Nomination
of president
of concilia-
tion commis-
sion.

SECTION A.—ANALYTICAL INDEX TO CHAPTER VI.

ABBREVIATIONS :

Govt. Government.
L. N. League of Nations.

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"	9	171	"	12	197
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"	11	149	56	3	216
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"	4	289	57	3	216
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"	6	297	"	9	175
"	8	268	"	10	163
"	9	173	"	11	150
"	10	161	59	3	217
"	12	196	"	4	292
"	13	152-153	"	6	300
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"	4	289	"	8	271
"	5	258	60	3	218
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"	5	259	"	7	299
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"	7	297	62	3	219
"	8	269	63	3	220
"	9	173	"	7	299
"	10	162	"	8	272
"	11	149	"	9	175
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"	7	298	68	12	199

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CHAPTER VII.

PUBLICATIONS OF THE COURT.

The Court's publications are issued in the five following series: *Series A./B.*, Judgments, Orders and Advisory Opinions; *Series C.*, Pleadings, Oral Statements and Documents concerning Cases; *Series D.*, Acts and Documents concerning the organization of the Court; *Series E.*, Annual Reports; *Series F.*, General Indexes. (See the list in E 8, pp. 310-321; this list was brought up to date in Chapter VII of the following Annual Reports.)

The catalogue of the Court's publications gives a detailed list of these publications, together with summaries or extracts from the tables of contents. (For publications recently issued, see Catalogue No. 13—published in April, 1937 (English edition), and in February, 1937 (French edition)—as also the table given below. See further, for Series A./B. and C., the table reproduced in Chapter IV of this volume, pp. 92-107.)

*New Publications issued in Series A./B.
since June 15th, 1936 :*

Fascicule

- No. 68.** THE PAJZS, CSÁKY, ESTERHÁZY CASE.—Judgment of December 16th, 1936.
- No. 69.** THE LOSINGER & CO. CASE (DISCONTINUANCE).—Order of December 14th, 1936.
- No. 70.** DIVERSION OF WATER FROM THE MEUSE.—Judgment of June 28th, 1937.

Publications recently issued in Series C. :

- No. 78.** Judicial Year 1936.—THE LOSINGER & CO. CASE (application eventually withdrawn).
- Nos. 79 and 80.** Judicial Year 1936.—Documents relating to the Judgment of December 16th, 1936 (THE PAJZS, CSÁKY, ESTERHÁZY CASE).

To be issued in the course of 1937 :

- No. 81.** Judicial Year 1937.—Documents relating to the Judgment of June 28th, 1937 (DIVERSION OF WATER FROM THE MEUSE).

New publication issued in Series D. :

- No. 2.** Third addendum.
Preparation of the Rules of March 11th, 1936 (Minutes of the Court's meetings [1934, 1935, 1936]; preparatory documents and annexes to the minutes; reports of the Commissions; proposals of members of the Court and of the Registrar; texts adopted by the Court in first and second reading; text of the revised Rules; indexes, etc.).—English and French texts; 1100 pp. gr. in-4°.

New publication issued in Series F. :

- No. 3.** *Third General Index to the Publications of the Court* (Series A./B. and C.).—Twentieth—Thirty-Fifth Sessions (1931-1935). English and French texts combined in one volume.

* * *

The table given below (p. 171) indicates the number of volumes published in each year, since 1922, in the various series of publications, as also the total number of pages in each series.

* * *

German
edition.

(See *inter alia* E 5, pp. 291-292.)

The following volumes of the German edition of the publications of Series A./B. had appeared up to June 15th, 1937: I (1922-1923); II (1924); III (1925); IV (1926); V (1927); VI (1928); VII (1929-1930); VIII (1931); IX (1932); X (1933); XI (1934); XII (1935).

PUBLICATIONS
OF THE PERMANENT COURT OF INTERNATIONAL JUSTICE.

Issued in	Series A., B. and A./B.		Series C.		Series D.		Series E.		Series F.		TOTAL.	
	Vol.	Pages.	Vol.	Pages.	Vol.	Pages.	Vol.	Pages.	Vol.	Pages.		
1922	2	88	—	—	1	642	—	—	—	—	3	730
1923	6	426	6	4095	2	788	—	—	—	—	14	5309
1924	3	243	6	2846	1	392	—	—	—	—	10	3481
1925	6	378	4	1362	—	—	2	869	—	—	12	2609
1926	2	244	7	3006	3	882	2	748	—	—	14	4880
1927	7	793	2	764	—	—	2	852	—	—	11	2409
1928	6	536	9	5137	—	—	2	1099	1	251	18	7023
1929	6	510	6	2919	—	—	2	986	—	—	14	4415
1930	3	235	9	5699	—	—	2	1155	—	—	14	7089
1931	4	294	7	3623	—	—	2	932	—	—	13	4849
1932	7	725	4	2456	1	981	2	974	1	292	15	5428
1933	11	520	8	4216	—	—	2	746	—	—	21	5482
1934	2	323	9	3871	—	—	2	728	—	—	13	4922
1935	2	186	4	2288	—	—	2	690	—	—	8	3164
1936	4	220	1	372	1	158	2	866	1	272	9	1888
1937	1	170	3	2040	1	1128	2	754	—	—	7	4092
(Jan. 1st- June 30th)	73	5,891	85	44,964	10	4,971	26	11,399	3	815	196	67,770
											vol.	pages.

THE COURT'S PUBLICATIONS

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N.B. The above figures do not include documents which are not intended for sale (Applications and Requests, Special Agreements for Arbitration, "Preliminary Volumes" for the use of Members of Court, etc.).

CHAPTER VIII.

THE COURT'S FINANCES.

1.—RULES FOR FINANCIAL ADMINISTRATION.

A.—BASIS AND HISTORICAL SKETCH. (See E 1, p. 279.)

B.—THE FINANCIAL REGULATIONS.

(See E 1, pp. 281-289 ; E 6, pp. 339-342 ; E 11, pp. 167-170 ; E 12, pp. 219-228.)

(1) "*Supplementary Credits*" (Art. 16 *a* of the Financial Regulations).

On October 10th, 1936 (17th meeting of its Seventeenth Ordinary Session), the Assembly adopted the amendment to paragraph 1 of Article 16 *a* of the Financial Regulations proposed by the Supervisory Commission in its first report to the 1936 Assembly (dated May 25th, 1936). This Article now runs as follows :

"(1) A proposal for expenditure on a purpose for which provision is not made in the Budget as communicated to the Members of the League must be placed in the hands of the Secretary-General at least one month before the date fixed for the opening of the Assembly's session.

If such a proposal is received later than one month before the opening of the session or made during the session, it shall be dealt with as follows :

(*a*) it shall be submitted directly by the Secretary-General to the Supervisory Commission for a report upon its general financial consequences ;

(*b*) unless, after considering the report of the Supervisory Commission, the Assembly or the Finance Committee, by a special resolution adopted by a two-thirds majority, decides to take it into consideration during the current session, the proposal shall be adjourned until the next session of the Assembly ;

(*c*) if it is decided to deal with the proposal during the current session, the ordinary procedure laid down for supplementary credits should be followed, with the exception that the voting of a credit by the Finance Committee shall require a two-thirds majority.

(2) The Secretary-General shall incorporate the estimates referred to in paragraph (1) above, and estimates for any increases in the Budget of the Secretariat which he himself considers it necessary to propose, in a single supplementary budget, which shall be circulated to the Members of the League and to the Supervisory Commission not later than two weeks before the opening of the Assembly's session."

(2) *The Guarantee Fund* (new Art. 33 *a* of the Financial Regulations).

In the Twelfth Annual Report (pp. 221-226) an account was given of the circumstances in which the Supervisory Commission, in September 1935, was led to propose the creation of a Guarantee Fund.

In its first report to the 1936 Assembly, the Supervisory Commission said that it would submit to the Assembly new provisions respecting this Fund for insertion in the Financial Regulations. On October 10th, 1936 (17th meeting of the Seventeenth Ordinary Session), the Assembly adopted in this connection the text proposed by the Supervisory Commission and amended by the Fourth Committee (Financial questions); this text runs as follows (Art. 33 *a* of the Financial Regulations):

"(1) There shall be a special fund known as the 'Guarantee Fund', which shall be administered and utilized as provided in the present Article and may not be diverted from such use.

(2) (a) Where the Assembly, on a report from the Supervisory Commission, considers it to be probable that the actual expenditure under a chapter of a part of the budget concerning the Secretariat or an autonomous organization may be less than the total amount which it is desirable to vote in order to provide for all contingencies, it may:

(i) vote the credits without reduction, and

(ii) direct that part only of the total amount of the chapter shall be collected in contributions from the Members of the League and that the balance, if it should become necessary to spend it, shall be provided from the Guarantee Fund.

(b) Reductions of contributions may only be effected under subparagraph (a) to the extent to which they are covered by sums available in the Guarantee Fund.

(3) In the case of the Secretariat, the Guarantee Fund shall be drawn upon directly by the Treasurer. In the case of the autonomous organizations, the competent officials shall apply to the Secretary-General, who shall give effect to their requests.

(4) The application to the Secretariat and the autonomous organizations of the provisions of the present Article is subject to the supervision provided for in Chapter X of the present Regulations.

(5) The Guarantee Fund shall be alimented by the sums which the Assembly shall decide to have paid into it. It shall not form part of the budget as referred to in Chapter III of the present Regulations and shall be administered as a distinct account. A

statement showing the position of the Fund and audited by the Auditor shall be annexed to the annual accounts presented to the Assembly.

(6) (a) If the statement shows any withdrawals from the Guarantee Fund, the amounts withdrawn shall be made good to the Fund from the budget within two years from the date of their withdrawal, unless the Assembly otherwise decides.

(b) If, at the end of the financial year, the amounts shown in the statement as standing to the credit of the Guarantee Fund, together with any sums withdrawn from the Fund and still outstanding, exceed the amounts which the Assembly has decided from time to time to have paid into it, the amount of such excess shall be withdrawn from the Fund and treated as a receipt for that financial year."

(3) *The Reserve Fund* (new Art. 33 b of the Financial Regulations).

On October 10th, 1936 (17th meeting of the Seventeenth Ordinary Session), the Assembly adopted without modification the text of the new Article 33 b concerning the Reserve Fund, the insertion of which Article in the Financial Regulations had been proposed by the Supervisory Commission in its first report to the 1936 Assembly (dated May 25th, 1936).

This text is given in the Twelfth Annual Report, page 227.

C.—OTHER REGULATIONS.

(1) MEMBERS OF THE COURT. (See E 1, p. 289; E 5, p. 295; E 6, p. 342; E 8, p. 323; E 9, p. 193; E 10, p. 179; E 12, pp. 228-229.)

It was stated in the Twelfth Annual Report that the Treasurer of the League of Nations had proposed the creation of a special fund to finance the pensions of judges of the Court.

Pensions Fund.

In its second report to the Assembly of 1936 (Sept. 24th, 1936), the Supervisory Commission submitted draft regulations for the administration of the Fund. This draft, with some amendments made by the Fourth Committee (Financial questions), was adopted by the Assembly on October 10th, 1936 (17th meeting of the Seventeenth Session); it is as follows:

"Administration of the Pensions Fund for the Members of the Permanent Court of International Justice.

Regulations.

1. To provide for the liabilities resulting from the carrying-out of the Resolution adopted by the 1929 Assembly 'concerning the Regulations governing the grant of pensions to the members and to the Registrar of the Court of International Justice', there shall be established, as from January 1st, 1937, a Pensions Fund, which shall be administered separately from the other assets of the League and be applicable solely for the purpose provided for in the said Resolution.

2. The Pensions Fund shall be alimented :

(a) by a capital of 343,135 florins, out of the general surplus of the League in respect of the 1935 financial period ;

(b) by a sum of 45,000 florins already set aside for the purpose of judges' pensions ;

(c) by an annual amortization payment of 80,766 florins during the years 1937 to 1951, to meet liabilities incurred in respect of judges in office and retired, as on September 1st, 1936 ;

(d) by an annual contribution of 6,125 florins during the period of service of each new judge elected after September 1st, 1936 ;

(e) by the interest earned by investment of the Fund.

3. The Secretary-General of the League of Nations shall be responsible for the custody of the Fund. The budgetary provision shall be paid by the Registrar to the Secretary-General at such times throughout the year as will be arranged between them, having regard to the necessity of meeting current pensions.

4. The investment of the Fund shall be made by the Secretary-General of the League, who shall take the advice of the Investment Committee of the Staff Pensions Fund, or of such other committee as the Assembly may appoint for the purpose.

5. The Fund shall be valued at five-yearly or such shorter intervals as the Secretary-General may decide. The report on the valuation shall be presented to the Assembly through the Supervisory Commission.

6. (a) The Registrar shall calculate and make all payments due as pensions from funds to be supplied as provided for under Section 3.

(b) The calculation of the amount due as an annual pension shall be made by the Registrar and confirmed by the Secretary-General.

(c) The Secretary-General shall be responsible for the maintenance of all actuarial and investments records. Such records shall be open for inspection by the Registrar.

7. (a) The accounts and annual balance-sheets shall be prepared annually by the Secretary-General and shall be audited by the Auditor of the League of Nations, and his report thereon shall be communicated to the Supervisory Commission, the Council, the Registrar of the Court and all the Members of the League.

(b) The Registrar shall be responsible for the maintenance of separate accounts for all payments made by him on account of pensions, such accounts to be supplied to the Secretary-General. He shall, moreover, supply the Secretary-General with a monthly statement of expenditure.

8. The Secretary-General, in collaboration with the Registrar, shall make such administrative rules as may be necessary for the purpose of carrying out the administration of the Fund. These rules shall be submitted to the Supervisory Commission."

Pension of the Registrar. (2) THE REGISTRAR. (See E 1, p. 292 ; E 8, p. 325.)

The Registrar of the Court, who was appointed in 1922, re-elected in 1929 and elected as a member of the Court on October 8th, 1936, was covered by the system of pensions established by the Assembly Resolutions of September 30th,

1924, and September 14th, 1929, as stated in the Twelfth Annual Report (p. 228). The consulting actuary, whose opinion was asked by the Supervisory Commission in connection with the creation of a Fund for judges' pensions (see above), suggested that future Registrars should join the Staff Pensions Fund of the League of Nations rather than this Fund, and this suggestion was approved by the Commission.

In order to give effect to it, it was necessary to amend the applicable provisions, namely, first, the Resolution of the Assembly of September 14th, 1929, mentioned above, which, under its sixth Article, may be amended by the Assembly on the proposal of the Council, and, secondly, the Regulations of the Staff Pensions Fund. In a report to the Council (see third report of the Supervisory Commission to the Assembly of 1936, dated Oct. 12th, 1936, p. 5), the Commission proposed the insertion, in the Regulations governing the grant of pensions to members and to the Registrar of the Court, of a new Article 7, running as follows :

"The provisions of the present Regulations regarding the granting of a retiring pension to the Registrar of the Court shall only apply so long as the present Registrar (elected on Feb. 3rd, 1922, re-elected on August 16th, 1929) remains in office. The conditions for the granting of a pension to future holders of the office shall be governed by the 'Staff Pensions Regulations [of the League of Nations]' adopted by the Assembly on October 3rd, 1930, and by any amendments which have been or may be introduced in those Regulations."

Furthermore, with regard to the Staff Pensions Regulations (which may be amended by the Assembly), the Supervisory Commission considered that the two following amendments should be made :

"(a) Add to Article 1, paragraph 1, the following sentence: 'For the purposes of the present Regulations, Registrars of the Permanent Court, other than the first holder of the office, shall be treated as officials of the Registry of the Court.'

(b) In paragraph 3 (c), before the words 'Deputy-Registrar', add the words: 'The Registrar and'."

The Council, on October 2nd, 1936, decided to invite the Assembly to examine the report of the Supervisory Commission and also to propose to the Assembly the amendment of paragraph 1 of Article 6 of the Regulations governing the grant of pensions to the members and Registrar of the Court by the omission of the words "on the proposal of the Council".

The Assembly adopted the Council's proposals on October 10th, 1936.

* * *

Salary of the Registrar. The Registrar elected by the Court on February 3rd, 1922, having accepted another appointment¹, the Court elected a successor on December 5th, 1936.

On November 12th, 1936, the Court adopted the proposal which, under Article 32 of its Statute, it is required to present to the Assembly regarding the fixing of the Registrar's salary. This proposal was as follows :

“MEMORANDUM.

1. The antecedents in regard to the question of the fixing of the salary of the occupant of the Registrarship of the Permanent Court of International Justice are briefly indicated in a note prepared by the Registry, of which a copy is appended to this memorandum.

2. In the eyes of the Court, the essential factor in the data set out in this note is that, since 1932, the principal officers both of the Secretariat and of the International Labour Office have received annual salaries fixed at a uniform level for the whole period of their appointment and not subject either to periodical increments or to minimum and maximum figures.

3. Further, the Court holds that the Registrar's salary should be fixed without regard to the scales or fixed salaries in force in other organizations and only taking into consideration the level of the salaries of members of the Court, on the one hand, and of the officials of the Registry, on the other.

4. On the basis of the foregoing considerations, the Court proposes that the occupant of the Registrarship for the period 1937-1943 should have an annual salary of 25,000 Netherlands florins (twenty-five thousand florins). It reserves the right, before the expiration of this period and for the following period, to submit fresh proposals, even if the Registrar who is about to be elected should, in 1943, be re-elected under Article 14, paragraph 4, of the Rules of Court.

5. It may be observed, purely as an indication, that the salary proposed is, at par, equivalent to a sum slightly larger than the maximum salary of a Director of Section in the Secretariat of the League of Nations, reduced by 10 % ; in these circumstances, the Court reserves the right, in the event of a marked increase in the cost of living, to suggest an amendment to its present proposal. In this connection it would recall that the so-called 'Committee of Thirteen' proposed that the Registrarship should be assimilated to an under secretary-generalship as regards salary.

6. Pending the decision to be taken by the Assembly upon the proposal made in paragraph 4 above at its next session, the Registrar, in the absence of any other basis, will be remunerated in

¹ See pp. 20 and 23.

accordance with that proposal—that is to say, he will receive one-twelfth of 25,000 florins at the end of each month of service elapsing prior to the Assembly's decision. The payments thus made will be regarded as definitive. The Court would recall in this connection that its budget for 1937, as also the current budget, contains an appropriation of 32,000 florins in respect of the Registrar's salary.

7. The appropriation to be made under this head in the Court's budget estimates for 1938 will be based on the same proposal. The present memorandum will be attached as a note to the relevant article of the budget estimates."

The Court's proposal was transmitted to the Secretary-General of the League of Nations, in his capacity as Secretary-General of the Assembly, on December 9th, 1936. Having been approved by the Supervisory Commission at its session in January 1937, it is submitted, with the budget for the twentieth financial year (1938), to the Eighteenth Session of the Assembly, which is to meet in September 1937.

(3) OFFICIALS OF THE REGISTRY. (See E 2, p. 201 ; E 4, p. 327 ; E 5, p. 76 ; E 8, pp. 325-326 ; E 9, pp. 193-195 ; E 10, pp. 179-180.)

D.—SPECIAL MEASURES.

(1) BUDGET FOR 1936.

The Twelfth Annual Report (pp. 229-230) explained that, for the financial year 1936 as for the financial years 1931 to 1935, two sets of budget estimates had been proposed by the Registrar and submitted for approval to the Assembly of the League of Nations: one of these, Budget A, was based on the Statute as adopted in 1920; the other, Budget B, was based on the text of the Statute which had been revised in 1929 but which had not yet come into force when the budget estimates for 1936 were being drawn up. This procedure had been adopted with the idea that the revised Statute might come into force at any moment, and that it was therefore necessary to be in a position to meet the resulting financial consequences. In order to avoid technical difficulties, both sets of estimates had been drawn up, in 1936 as in the five preceding years, in such a way that they amounted to the same totals.

On September 28th, 1935 (13th meeting of the Sixteenth Session), the Assembly approved the Court's budget for 1936 in this dual form: it also authorized the Registrar, as it had done in previous years, to effect transfers, as an exceptional measure, from one chapter to another, within the limits of Budget B, in case the revised Statute should come into force. As this event took place on February 1st, 1936, the Registrar

proceeded on the same day to make the transfers in question, with the result that the financial administration of the Court was actually governed in 1936 by Budget B.

(2) BUDGET FOR 1937.

The budget for 1937 (the arrangement of which, as explained in the Twelfth Annual Report, pp. 230-232, was different to that of preceding budgets) was approved by the Assembly on October 10th, 1936.

* * *

The Supervisory Commission and, subsequently, the Fourth Committee and the 1936 Assembly had occasion to consider the effects of the devaluation of the Swiss franc (and the depreciation of the florin) on the finances of the League of Nations. On this subject the Supervisory Commission submitted to the Fourth Committee a report which the latter approved and embodied (with some amendments) in its general report to the Assembly (Doc. A. 80. 1936. X, of Oct. 9th, 1936).

Below is given the text of this report as reproduced in the above-mentioned document :

(a) At its third meeting held on September 28th, 1936, the Fourth Committee requested the Supervisory Commission to examine the effects on the finances of the League of Nations of the devaluation of the Swiss franc and of the florin.

(b) The Commission considered that the subject was too far-reaching and complicated, and that it was still too difficult to determine the direct and indirect effects of the new alignment of currencies for it to be able to submit to the Assembly a report dealing with the problem in its full scope. It will continue to follow this question attentively in the course of its forthcoming sessions.

(c) The Commission therefore concentrated its attention on the problems which must be solved before the end of the Assembly—namely, that of the monetary unit in which contributions-arrears (current and future) are to be paid and that of the effects of the monetary events on the 1937 budget.

(d) As regards the first point, the Commission is of the opinion that there can be no question for the moment of modifying the rule that the receipts of the League of Nations should be calculated in gold francs.

First of all as regards contributions in arrears, which represent a delay in payments due in gold francs, it is obvious that any modification of this rule would represent a further surrender of claims by the League of Nations which would be quite unjustified after the

reductions which have just been made by the Committee on contributions in arrears.

There can also be no hesitation as regards the contributions for 1936. To abandon the gold franc in the course of the year would constitute an injustice towards the States Members which had paid contributions before the last quarter of the year.

The Commission nevertheless thought it equitable to accept at their gold value the contributions which were in course of transmission at the time when the devaluation of the Swiss franc unexpectedly occurred—i.e., in all cases in which States had actually purchased the necessary foreign exchange before 12 noon on September 26th, 1936.

As regards the contributions still to be paid for the 1936 financial period, the profits arising out of the application of this system will be paid to a special account on the disposal of which the Supervisory Commission will submit a report to the 1937 Assembly.

(e) As regards the second question—that of the total amount to be allocated among the States in 1937—the Commission considered that on this point, too, it did not have the necessary information to readjust the various budgets, or at any rate the items of these budgets which correspond to expenditure in currencies other than the Swiss franc or the florin.

On the distinct understanding that the proposal is only being made to deal with exceptional circumstances, the Commission therefore proposes that the several expenditure budgets for the financial year 1937 should be finally approved as adopted by the Fourth Committee—i.e., as made out before the devaluation—and that a suitable reduction should be made in the total receipts budget of the League of Nations. In estimating the coefficient of reduction, the following considerations should be borne in mind: (1) The amounts received by the Secretary-General in respect of contributions should be so distributed as to place at the disposal of the various organizations, within the limits of the remittances received, the amounts required to defray their expenditure in Swiss francs and in florins in accordance with the budget, so that by the end of the financial period they should have received up to the total amount provided for in their respective budgets in the currency in which the latter were drawn up. (2) The devaluation of the florin has, up to the present, been less than that of the Swiss franc. (3) In the case of all three organizations, considerable expenditure has to be defrayed in foreign currency. A certain adjustment is therefore required which can only be made after a careful study and according to the development of the situation. The Commission is of opinion that the best solution consists in creating a special fund which would be under its direct control (see *g* below), and which would consist of the balance of the contributions once the necessary sums had been handed over to the different organizations as mentioned above. The Commission would be able, at the request of the competent officials, to authorize withdrawals from this fund to supply items of the budgets which might prove to be insufficient owing to the new situation. With this end in view, the various organizations will submit by January 1st, 1937, their estimate of the amounts which they consider should be withdrawn

from the fund to meet the requirements to which reference has been made above.

As regards gifts and subsidies, the competent officials might spend, subject to the concurrence of the donors and of the Supervisory Commission, the total amount of the gift or subsidy in the currency in which it was expressed.

(f) The gold franc, as adopted by the League of Nations, 100 % fine, represents 0.29 gramme or the same value as the old Swiss franc. The new Swiss franc will vary between 0.215 and 0.19 gramme; its devaluation will therefore fluctuate between 25.86 % and 34.48 %, or an average of approximately 30 %.

On October 6th the devaluation of the florin, which is no longer linked to gold, amounted to about 20 %.

(g) The Commission proposes that the total charged to the States Members in gold francs should be fixed at a coefficient of 20 % below the total expenditure fixed in Swiss francs at the old parity. The sum corresponding to the difference between the said proportion of 20 % and the payments to the various organizations referred to above—that is to say, practically speaking, between the 20 % in question and the actual devaluation of the Swiss franc—will be paid into the fund referred to above (see f). At the end of the financial period, the balance of this account would be refunded to the States Members in the manner which the Supervisory Commission will propose to the Assembly.”

When the Fourth Committee considered the report of the Supervisory Commission on devaluation on October 8th, 1936, the Registrar of the Court made the following statement (9th meeting of the Fourth Committee)¹:

“M. HAMMARSKJÖLD, Registrar of the Permanent Court of International Justice, recalled that, a few days previously, the Rapporteur of the Supervisory Commission, when speaking of the rules for the administration of the Guarantee Fund, had described their importance from the standpoint of the competent officials of the autonomous organizations, since it was only because of those rules that they had been able to agree to the cuts in their budgets.

For similar reasons, the report now submitted to the Committee was at least as important to the competent officials. He had therefore felt he should ask to speak, particularly as he had already had occasion a few days previously to draw attention to the special situation of the Court in respect of the recent currency devaluation.

If he was correct, the report before the Committee presented the three following main features:

In the first place, it was provisional, transitory; it related to the year 1937, and it was designed to meet a number of exceptional circumstances. Secondly, the Court would receive the whole of its budget in florins, always providing, of course, that the League's receipts so permitted. If they did not so permit, because they were inadequate, or if the florin were stabilized too high—that is to say,

¹ *Official Journal of the League of Nations*, Minutes of Fourth Committee, p. 53.

was devalued by less than 20 % of its former gold parity—there would still be no risk so far as the finances of the Court were concerned, as the scheme proposed by the Commission did not affect the rules concerning the Working Capital Fund and cognate matters.

Its third main feature was that, should the calculations relating to certain items of the budget in florins prove inadequate owing to the devaluation of certain other currencies, the Court would be able to draw on the new fund to be created; M. Hammarskjöld did not think he was giving away secrets in saying that reference had been made in the Supervisory Commission to a measure of priority for the Court on account of the fact that the devaluation of the florin was less than that of the Swiss franc; but he was firmly convinced that the Court would not need to advance a prior claim. He understood that, when the Supervisory Commission had approved the estimates which, in accordance with the report, would have to be submitted to it at the beginning of the coming year, the competent official of the Court would be able to avail himself of the new fund within the limits set by those estimates in the same way as he could now avail himself of the Guarantee Fund.

Assuming that the Supervisory Commission's report bore the interpretation he had just placed upon it, M. Hammarskjöld need not raise certain questions of principle which might naturally come to mind; for instance, in 1937, the Court would not receive, as it had always received since 1923, a share fixed in advance of each contribution in gold received by the League; on the other hand, previous Assemblies had often recognized that a Court of Justice should not have to depend for its funds on decisions reached by administrative bodies. In point of fact, he had thought that the practical guarantees offered by the report for the financial year 1937 were such that there was no need whatever for him to raise these questions; however, the Commission would understand that he was compelled to make every reservation in the event of the scheme, as submitted to him, being prolonged or made more or less permanent.

The Commission would also readily understand that he was anxious that his statement should appear in the Minutes, as it was clear that, in accepting the Supervisory Commission's report, he had assumed certain heavy responsibilities."

The conclusions of the Supervisory Commission, as incorporated in the Fourth Committee's general report, were adopted by the Assembly on October 10th, 1936.

* * *

The Supervisory Commission, at a session held by it at Geneva on January 28th and 29th, 1937, considered requests made by the competent officials for permission to make withdrawals from the Special Fund to augment items of the budgets which might prove to be insufficient owing to the new situation (see *e* of the report on devaluation, second paragraph, *in fine*).

The amount of the credits provided for in the Court's budget for 1937, including withdrawals from the Special Fund authorized by the Supervisory Commission at the above-mentioned session, is given in column 2 on page 188.

(3) BUDGET ESTIMATES FOR 1938.

The budget estimates for 1938 correspond closely to the figures reached by the 1937 budget as augmented, as mentioned above, with the authorization of the Supervisory Commission in consequence of the devaluation.

It is to be noted that, according to the 1938 estimates, the deduction made in respect of the Guarantee Fund amounts to Fls. 98,200, the Court being entitled, if need be, to make withdrawals from that Fund up to the said figure.

In its first report to the 1937 Assembly, the Supervisory Commission recommends the adoption of the Court's budget in the following terms:

"54. Apart from a slight change in the setting-out of item 10, account of which was taken in the document put before the Assembly, the 1938 budget of the Permanent Court was adopted without alteration. Owing mainly to the deletion of an exceptional credit, the budget shows a *reduction* of 23,588.06 florins as compared with that for 1937. It is therefore important to stress the fact that the increase of 333,183 Swiss francs as compared with 1937, shown on page 6 of the general budget of the League of Nations, is solely due to the fact that the Dutch florin has depreciated less than the Swiss franc."

2.—ANNUAL ACCOUNTS ¹.

1936.

1.—BUDGET. (See E 12, p. 235.)

2.—ACCOUNTS.

	Credits ² .	Expenditure.
	Dutch florins.	
SECTION 1.—ORDINARY EXPENDITURE.		
<i>Chapter I.</i> Sessions of the Court .	117,600.—	69,035.60
<i>Chapter II.</i> General services of the Court	1,058,508.75	872,062.89
<i>Chapter III.</i> Cost of administration of the Court's Funds	100.—	1,465.24
<i>Chapter IV.</i> Contribution towards the fund to defray the expenses resulting from the application of the "Regulations for the Granting of Retiring-Pensions to ordinary Judges and to the Registrar of the P. C. I. J."	30,160.83	30,160.83
SECTION 2.—CAPITAL ACCOUNT.		
<i>Chapter V.</i> Permanent installations, etc.	4,500.—	4,459.46
	1,210,869.58	977,184.02
Receipts to be deducted :		
Bank interest	500.—	230.89
Carried forward	1,210,369.58	976,953.13

¹ For the details, see: (a) for the 1936 budget, *L. N., Official Journal*, XVIth year, No. 10 (Oct. 1935), p. 1083; (b) for the 1936 accounts, *L. N. Document A. 3. 1937. X*, p. 63; (c) for the 1937 budget, *L. N., Official Journal*, XVIIth year, No. 10 (Oct. 1936), p. 1089; (d) for the draft budget for 1938, *L. N. Document A. 4 (b). 1937. X*.

² This column shows the credits provided for in Budget "B" based on the revised Statute of the Court which came into force on February 1st, 1936 (see E 12, pp. 229-230 and 235).

	Credits.	Expenditure.
	Dutch florins.	
Brought forward . . .	1,210,369.58	976,953.13
Deduction to be made from Chapter I in view of the creation of a special guarantee fund (200,000 gold frs., calculated at the rate of 1 fl. = 2.083 gold francs)	96,015.36	48,000.—
	1,114,354.22	928,953.13
Gold francs	2,321,200.—	1,940,299.63

3.—SUMMARY OF ASSETS AND LIABILITIES ON DECEMBER 31st, 1936.

<i>Liabilities.</i>		<i>Assets.</i>			
	Dutch florins.	Gold francs.	Dutch florins.	Gold francs.	
Depreciation Account	22,153.54½	46,137.61	Furniture, typewriters, etc. (Sums expended to date: fl. 118,581.88.)	1.—	2.—
Suspense Account (<i>per contra</i>):			Library	22,153.54½	46,137.61
Fund to defray the expenses resulting from the application of the "Regulations regarding the granting of retiring pensions to ordinary Judges and to the Regis- trar of the P. C. I. J."			Suspense Account (<i>per contra</i>):		
Balance at bank	60,612.84	102,120.76	Fund to defray the expenses resulting from the application of the "Regulations regarding the granting of retiring pen- sions to ordinary Judges and to the Registrar of the P. C. I. J."		
(In January 1937 this balance was remitted to the Sec.-Gen. of the L. N.)			Balance at bank	60,612.84	102,120.76
Special account for profit on ex- change resulting (<i>i.a.</i>) from the depreciation of the florin (this sum was remitted to the Sec.- Gen. on January 26th, 1937) (<i>per contra</i>)	61,998.08	105,013.73	(In January 1937 this balance was remitted to the Sec.-Gen. of the L. N.)		
Surplus of assets over liabilities . . .	307,937.—	563,741.99	Contributions to be received in accord- ance with the details given below:		
			Consolidated contributions	Dutch florins.	Gold francs.
			16th period	22,031.19	45,890.95
			17th "	3,589.38	7,476.43
			18th "	4,041.60	9,460.63
			18th "	80,550.09	167,786.20
				110,212.26	230,614.21
			Cash in hand and at bank (470,977.95 Swiss francs)	197,723.74	333,125.78
			Special account for profit on exchange resulting (<i>i.a.</i>) from the depreciation of the florin (this sum being in the hands of the Sec.-Gen.) (<i>per contra</i>) (148,469.90 Swiss francs)	61,998.08	105,013.73
				452,701.46½	817,014.09
	452,701.46½	817,014.09			

1937.

1.—BUDGET ¹.

	Original credits.	Original credits together with withdrawals from the Special Fund. Dutch florins.
SECTION 1.—ORDINARY EXPENDITURE.		
<i>Chapter I.</i> Members of the Court	727,000.—	732,460.—
<i>Chapter II.</i> Registrar and officials of the Registry	281,938.75	283,833.75
<i>Chapter III.</i> Judges <i>ad hoc</i> , assessors, etc.	57,800.—	59,960.—
<i>Chapter IV.</i> Premises	60,000.—	60,000.—
<i>Chapter V.</i> Administration	55,135.—	61,015.—
<i>Chapter VI.</i> Cost of administration of the Court's Funds	200.—	200.—
<i>Chapter VII.</i> Contribution towards the fund to defray the expenses resulting from the application of the "Regulations regarding the granting of Retiring- Pensions to Members and to the Reg- istrar of the P. C. I. J."	140,078.—	140,078.—
SECTION 2.—CAPITAL ACCOUNT.		
<i>Chapter VIII.</i> Permanent installations, etc.	4,000.—	4,880.—
	<u>1,326,151.75</u>	<u>1,342,426.75</u>
Receipts to be deducted :		
Bank interest	500.—	500.—
	<u>1,325,651.75</u>	<u>1,341,926.75</u>
Deductions to be made in Chapters I, II, III and V, in view of the creation of a special guarantee fund :		
	Florins.	
Chapter I	12,001.92	
„ II	20,163.23	
„ III	57,609.21	
„ V	6,241.—	
	<u>96,015.36</u>	
	96,015.36	96,015.36
	<u>1,229,636.39</u>	<u>1,245,911.39</u>

¹ As regards the presentation of the budget estimates for 1937 to the Assembly, see pp. 180-184.

1938.

I.—BUDGET ESTIMATES ¹.

SECTION 1.—ORDINARY EXPENDITURE.	Dutch florins.
<i>Chapter I.</i> Members of the Court	731,680.—
<i>Chapter II.</i> Registrar and officials of the Registry .	281,965.—
<i>Chapter III.</i> Judges <i>ad hoc</i> , assessors, etc. . . .	66,000.—
<i>Chapter IV.</i> Premises	60,000.—
<i>Chapter V.</i> Administration	56,435.—
<i>Chapter VI.</i> Cost of administration of the Court's funds	200.—
<i>Chapter VII.</i> Contribution to the Pensions' Fund for members of the Court	109,769.33
Total of Section 1	1,306,049.33
Deduction to be made from Section 1 :	
Contribution to the expenses of the Court by non- Member States	6,101.—
	1,299,948.33
SECTION 2.—CAPITAL ACCOUNT.	
<i>Chapter VIII.</i> Permanent installations, etc. . . .	4,800.—
Total of Sections 1 and 2	1,304,748.33
Receipts to be deducted :	
Bank interest	500.—
	1,304,248.33
Deductions to be made in Chapters I, II, III and V, in view of the creation of a special guarantee fund :	
	Florins.
Chapter I	11,000.—
„ II	20,200.—
„ III	66,000.—
„ V	1,000.—
	98,200.—
	98,200.—
	1,206,048.33

¹ Presented to the Eighteenth Session of the Assembly of the League of Nations (Sept. 1937).

CHAPTER IX.

No. 13.

BIBLIOGRAPHICAL LIST OF OFFICIAL AND UNOFFICIAL
PUBLICATIONS CONCERNING THE PERMANENT COURT
OF INTERNATIONAL JUSTICE ¹.

The present list is a continuation of the bibliographical lists which have appeared in Chapter IX of the Annual Reports (Series E., Nos. 2-12 ²). It supplements and refers to them, the system of grouping being the same.

The bibliographical references are uniform only as concerns titles prepared by the Registry; the others have been reproduced as they appear in national bibliographies or in the letters of casual correspondents; this explains the slight differences which will be observed in the system followed for these references or as regards the typographical composition of the present Bibliography.

¹ This list, like those in the twelve preceding Annual Reports of the Court, has been prepared by M. J. Douma, formerly Assistant Librarian of the Carnegie Library in the Peace Palace. As from January 1st, 1931, M. Douma has become a member of the Registry of the Court in the capacity of Head of the Documents Department.

² Explanation of abbreviations used for references:

E 2 : Second Annual Report.

E 3 : Third " " , etc.

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5747. *Protokoll om revisjon av vedtektene for den faste domstol for mellemfolkelig rettspleie. Genève, 14 september 1929. Revision du Statut.... Protocole. Annexe : Amendements au Statut.... Revision of the Statute.... Protokoll. Annex : Amendments to the Statute.... Bilag : Endringer i vedtektene for den faste domstol for mellemfolkelig rettspleie. Oversettelse : Vedtekter for den faste domstol for mellemfolkelig rettspleie, som endret ved protokoll av 14 september 1929.* (Overenskomster med fremmede Stater, 1936, Nr. 2, Utgitt 25 april.)

PAYS-BAS. — NETHERLANDS.

5748. *Besluit van den 22sten Februari 1936, bepalende de bekendmaking in het Staatsblad van het Protocol van Genève van 14 September 1929, met bijlage, nopens de herziening van het Statuut van het Permanente Hof van Internationale Justitie. Protocole.... Annexe.... Protocol.... Annex.... Protocol.... Bijlage....* (Vertaling.) (Staatsblad van het Koninkrijk der Nederlanden, 1936, N° 87.)

5749. *Wet van den 17den Juli 1936, houdende goedkeuring van de hernieuwde aanvaarding van de verplichte rechtspraak overeenkomstig artikel 36 lid 2 van het Statuut van het Permanente Hof van Internationale Justitie.* (Staatsblad van het Koninkrijk der Nederlanden, 1936, N° 97.)

INDES NÉERLANDAISES. — NETHERLANDS INDIES.

5750. *Aanteekening van het Koninklijk Besluit van 22 Februari 1936, bepalende de bekendmaking van het Protocol van Genève van 14 September 1929, met bijlagen, nopens de herziening van het Statuut van het Permanente Hof van Internationale Justitie. Besluit van den Gouverneur-Generaal van Nederlandsch-Indië van 28 Maart 1936, No. 16. Protocole.... Annexe.... Protocol.... Annex.... Protocol.... Bijlage....* (Vertaling.) (Staatsblad van Nederlandsch-Indië, 1936, N° 167).

PÉROU. — PERU.

5751. Poder legislativo. Ministerio de relaciones exteriores. Res. Leg. No. 8177. [*El Congreso ha resuelto aprobar el protocolo de revisión del Estatuto del Tribunal Permanente de Justicia Internacional y el anexo del 14 de setiembre de 1929. Cúmplase, registrese, comuníquese, publíquese y archívese....*] (El Peruano, Diario oficial, Año 96, Tomo I, Trimestre I, No. 37, 14 de Febrero de 1936, p. 1.)

POLOGNE. — POLAND.

5752. *Protokół Międzynarodowy, podpisany w Genewie dnia 14 września 1929 r., dotyczący rewizji Statutu Stałego Trybunału Sprawiedliwości Międzynarodowej. Przekład. Protokół.... Załącznik do Protokółu.... Protocole.... Annexe.... Protocol.... Annex....* (Dziennik Ustaw Rzeczypospolitej Polskiej, Rok 1936, N° 47, 25 czerwca, pp. 783-796.)

SUISSE. — SWITZERLAND.

5753. *Message du Conseil fédéral à l'Assemblée fédérale concernant la reconnaissance de la juridiction obligatoire de la Cour permanente de Justice internationale. Protocole.... Annexe....* (Du 29 sept. 1936.) (Feuille fédérale, 88^{me} année, 1936, II, pp. 705-706.)
5754. *Arrêté fédéral concernant la reconnaissance de la juridiction obligatoire de la Cour permanente de Justice internationale.* (Du 23 déc. 1936.) (Feuille fédérale, 88^{me} année, vol. III, 1936, pp. 769-770.)
5755. *Arrêté fédéral approuvant le protocole, du 14 septembre 1929, relatif à la révision du Statut de la Cour permanente de Justice internationale.* (Du 15 mars 1930.) (Recueil des lois fédérales, 1936, n° 9, 18 mars.)

TCHÉCOSLOVAQUIE. — CZECHOSLOVAKIA.

- 5756.** *Protokoll über Änderungen des Statuts des Ständigen Internationalen Gerichtshofes. Protokoll.... (Übersetzung.) Anlage.... Änderungen des Statuts.... [Wird mit dem Beifügen kundgemacht, dass die Ratifikationsurkunde am 30. Oktober 1930 hinterlegt wurde.]* (Sammlung der Gesetze und Verordnungen des čechoslovakischen Staates, Jahrgang 1936. 27. Stück. Ausgegeben am 25. April, Nr. 103, S. 371-378.)

3 bis. RATIFICATION OF VARIOUS COUNTRIES.

(See E 7, pp. 377-378 ; E 8, pp. 356-357 ; E 9, pp. 218-219 ; E 10, p. 193 ; E 11, pp. 184-185 ; E 12, p. 246.)

- 5757.** *Ratification des accords et conventions conclus sous les auspices de la Société des Nations : Dix-septième liste.* (Annexe au Rapport sur l'œuvre de la Société pour l'année 1935/36.) Genève, le 10 sept. 1936. N° officiel : A 6 (a). 1936. Annexe I. (V.) Série de publications de la S. d. N. V. Questions juridiques. 1936. V. 4. In-1°, 131 pages. [C. P. J. I., chap. I et XXII, pp. 9-15, 69-71.]

- 5758.** *Ratification of agreements and conventions concluded under the auspices of the League of Nations : Seventeenth list.* (Annex to the Report on the work of the League for the year 1935/36.) Geneva, September 10th, 1936. Official No. : A 6 (a). 1936. Annex I. (V.) Series of L. of N. publications. V. Legal. 1936. V. 4. F°, 131 pages. [P. C. I. J., Chapters I and XXII, pp. 9-15, 69-71.]

- 5759.** *État actuel des accords et conventions conclus sous les auspices de la Société des Nations.* (Journal officiel [de la] S. d. N., XVII^{me} année, n° 12, 1936, déc., pp. 1403-1407 ; *ibidem*, XVIII^{me} année, nos 3-4, 1937, mars-avril, pp. 253-259.) [Cette liste forme un supplément à la liste complète des signatures et ratifications publiée dans le document A 6 (a). 1936. Annexe I. (V).]

- 5760.** *Present situation as regards agreements and conventions concluded under the auspices of the League of Nations.* (Official Journal [of the] L. of N., 17th year, No. 12, 1936, Dec., pp. 1403-1407 ; *ibidem*, 18th year, Nos. 3-4, 1937, March-April, pp. 253-259.) [This list forms a supplement to the complete list of signatures and ratifications published in document A 6 (a). 1936. Annex I. (V).]

4. THE ELECTION OF JUDGES.—JUDGES "AD HOC".—BIOGRAPHIES OF JUDGES.

(See E 2, pp. 260-261 ; E 3, pp. 270-271 ; E 4, p. 348 ; E 5, pp. 315-317 ; E 6, pp. 376-377 ; E 7, pp. 378-380 ; E 8, p. 357 ; E 9, p. 219 ; E 10, pp. 193-194 ; E 11, pp. 185-187 ; E 12, pp. 246-253.)

- 5761.** LA PRADELLE (A. [DE GEOUFFRE] DE), WALTHER SCHÜCKING. (6 janvier 1875 — 25 août 1935.) (Revue de Droit international, fondée et dirigée par A. DE GEOUFFRE DE LA PRADELLE, t. XVII, X^{me} année, n° 2, 1936, avril-mai-juin, pp. 405-412.)

5762. SCOTT (JAMES BROWN), WALTHER SCHÜCKING. (The American Journal of International Law, Vol. 31, No. 1, 1937, Jan., pp. 107-110.)
5763. EYSINGA (W. J. M. VAN), WALTHER SCHÜCKING's *Porträt im Friedenspalaste*. (Die Friedens-Warte, XXXVI. Jahrg., Nr. VI, 1936, p. 259.)
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5764. B[RUËL (ERIK)], *Baron E. ROLIN-JAEQUEMYS* †. (Nordisk Tidsskrift for International Ret, Vol. 7, 1936, Fasc. 4, p. 267.)
5765. LA PRADELLE (A. DE [GEOUFFRE] DE), *In Memoriam: ÉDOUARD ROLIN-JAEQUEMYS*. (Revue de Droit international, fondée et dirigée par A. DE GEOUFFRE DE LA PRADELLE, t. XIX, XI^{me} année, 1937, n^o 1, janv.-février-mars, pp. 3-6.)
5766. VISSCHER (CHARLES DE), *Le Baron ROLIN-JAEQUEMYS*. 1863-1936. (Revue de Droit international et de Législation comparée, 3^{me} série, t. XVII, 63^{me} année, 1936, n^o 2, pp. 221-224.)
5767. WEHBERG (HANS), *ÉDOUARD Baron ROLIN-JAEQUEMYS* †. (Die Friedens-Warte, XXXVI. Jahrg., Nr. V, 1936, pp. 201-203.)
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5768. BENEDIKT, JOSEF REDLICH †. (Pester Lloyd, 1936, 18. Nov.)
5769. BURLINGHAM (CHARLES C.), JOSEF REDLICH. (Harvard Law Review, Vol. L, No. 3, 1937, Jan., pp. 392-394.)
5770. FRANKFURTER (FELIX), JOSEF REDLICH. (Harvard Law Review, Vol. L, No. 3, 1937, Jan., pp. 389-391.)
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5771. KUČERA (BOHUMIL). KAREL HERMANN-OTAVSKÝ *mezinárodním soudcem*. (Kniha o Karlu Hermanu-Otavském, Praha, 1936.) [KAREL HERMANN-OTAVSKÝ *as an international judge*. Extract from the work published at his 70th birthday. In Czech.]
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5772. *Conseil de la Société des Nations*. 92^{me} Session, 1^{ère} partie, tenue à Genève du 11 au 13 mai 1936. 1^{ère} séance, tenue le 11 mai 1936. 3741. *Élection de membres de la Cour permanente de Justice internationale*. a) *Mesures à adopter à la suite de la démission de M. WANG CHUNG-HUI*; b) *Participation des États non Membres de la Société, parties au Statut de la Cour, à l'élection des membres de la Cour. Le baron ALOISI soumet le rapport suivant: ...* (Document C. 213. 1936. V.) *Les conclusions du rapport sont adoptées*. (Journal officiel [de la] S. d. N., XVII^{me} année, n^o 6, 1936, juin, p. 539.)

- 5773.** *Council of the League of Nations.* 92nd Session, 1st part, held at Geneva from May 11th to May 13th, 1936. 1st Meeting, held on May 11th, 1936. 3741. *Election of Members of the Permanent Court of International Justice.* (a) *Measures necessitated by the Resignation of M. WANG CHUNG-HUI*; (b) *Participation of States not Members of the League, which are Parties to the Statute of the Court, in the Election of Members of the Court.* Baron ALOISI presented the following report: (Document C. 213. 1936. V.) *The conclusions of the report were adopted.* (Official Journal [of the] L. N., XVIIth year, No. 6, 1936, June, p. 539.)
- 5774.** *Conseil de la Société des Nations.* 92^{me} Session, 1^{ère} partie, tenue à Genève du 11 au 13 mai 1936. 3^{me} séance, tenue le 13 mai 1936. 3757. *Élection de membres de la Cour permanente de Justice internationale: Rapport du Comité de Juristes.* a) *Mesures à adopter à la suite de la démission de M. WANG CHUNG-HUI*; b) *Participation des États non Membres de la Société, parties au Statut de la Cour, à l'élection des membres de la Cour. Le Président rappelle.... Le rapport des juristes....* (Document C. 245. 1936. V.) *La proposition du Président est adoptée.* (Journal officiel [de la] S. d. N., XVII^{me} année, n° 6, 1936, juin, pp. 556-557.)
- 5775.** *Council of the League of Nations.* 92nd Session, 1st part, held at Geneva from May 11th to May 13th, 1936. 3rd Meeting, held on May 13th, 1936. 3757. *Election of Members of the Permanent Court of International Justice: Report by the Committee of Jurists.* (a) *Measures necessitated by the Resignation of M. WANG CHUNG-HUI*; (b) *Participation of States not Members of the League of Nations, which are Parties to the Statute of the Court, in the Election of Members of the Court. The President recalled.... The Jurists' report....* (Document C. 245. 1936. V.) *The President's proposal was adopted.* (Official Journal [of the] L. N., XVIIth year, No. 6, 1936, June, pp. 556-557.)
- 5776.** *Conseil de la Société des Nations.* 92^{me} Session, 2^{me} partie, tenue à Genève du 26 juin au 4 juillet 1936. 4^{me} séance, tenue le 26 juin, 1936. 3764. *Élection de deux juges à la Cour permanente de Justice internationale: Ajournement de la question. Le Secrétaire général déclare.... La proposition du Secrétaire général est adoptée.* (Journal officiel [de la] S. d. N., XVII^{me} année, n° 7, 1936, juillet, p. 756.) [Voir les textes des télégrammes des 6 et 12 juin 1936. (*Ibidem*, p. 783.)]
- 5777.** *Council of the League of Nations.* 92nd Session, 2nd part, held at Geneva from June 26th to July 4th, 1936. 4th Meeting, held on June 26th, 1936. 3764. *Election of Two Judges to the Permanent Court of International Justice: Adjournment of the Question. The Secretary-General said.... The Secretary-General's proposal was adopted.* (Official Journal [of the] L. N., XVIIth year, No. 7, 1936, July, p. 756.) [See texts of telegrams of June 6th and June 12th, 1936. (*Ibidem*, p. 783.)]
- 5778.** *Conseil de la Société des Nations.* 93^{me} Session, tenue à Genève du 18 au 26 sept. 1936. 3^{me} séance, tenue le 25 sept.

1936. 3788. *Élection de membres de la Cour permanente de Justice internationale. Deuxième rapport du Comité de juristes désigné par le Conseil à sa séance du 11 mai 1936.* M. MUNCH *soumet le rapport et les résolutions ci-après....* (Document C. 412. 1936. V.) *Les résolutions sont adoptées.* (Journal officiel [de la] S. d. N., XVII^{me} année, n° 11, 1936, nov., pp. 1155-1157.)
5779. *Council of the League of Nations.* 93rd Session, held at Geneva from Sept. 18th to Sept. 26th, 1936. 3rd Meeting, held on Sept. 25th, 1936. 3788. *Election of Members of the Permanent Court of International Justice: Second Report of the Committee of Jurists appointed by the Council on May 11th, 1936.* M. MUNCH *presented the following report and draft resolutions....* (Document C. 412. 1936. V.) *The resolutions were adopted.* (Official Journal [of the] L. N., XVIIth year, No. 11, 1936, Nov., pp. 1155-1157.)
5780. *Conseil de la Société des Nations.* 93^{me} Session, tenue à Genève du 18 au 26 sept. 1936. 3^{me} séance, tenue le 25 sept. 1936. 3789. *Cour permanente de Justice internationale: Date de l'élection destinée à pourvoir au siège devenu vacant par suite du décès du baron ROLIN-JAEQUEMYS.* M. MUNCH *soumet le rapport suivant:* (Document C. 411. 1936. V.) *Les conclusions du rapport sont adoptées.* (Journal officiel [de la] S. d. N., XVII^{me} année, n° 11, 1936, nov., p. 1157.)
5781. *Council of the League of Nations.* 93rd Session, held at Geneva from Sept. 18th to Sept. 26th, 1936. 3rd Meeting, held on Sept. 25th, 1936. 3789. *Permanent Court of International Justice: Date of the Election to fill the Vacancy created by the Death of Baron ROLIN-JAEQUEMYS.* M. MUNCH *presented the following report:* (Document C. 411. 1936. V.) *The conclusions of the report were adopted.* (Official Journal [of the] L. N., XVIIth year, No. 11, 1936, Nov., p. 1157.)
5782. *Élection des Membres de la Cour permanente de Justice internationale. Deuxième Rapport du Comité de Juristes désigné par le Conseil à sa séance du 11 mai 1936: Rapport soumis au Conseil le 25 sept. 1936.* Appendice. [I:] *Note verbale, en date du 24 juin 1936, du Consul général du Brésil au Secrétaire général.* [II:] *Lettre, en date du 29 juin 1936, du Consul général ad interim du Japon au Secrétaire général.* (Journal officiel [de la] S. d. N., XVII^{me} année, n° 11, 1936, nov., pp. 1243-1244.)
5783. *Election of Members of the Permanent Court of International Justice. Second Report of the Committee of Jurists appointed by the Council on May 11th, 1936, submitted to the Council on Sept. 25th, 1936.* Appendix. [I:] *Note verbale, dated June 24th, 1936, from the Consul-General of Brazil to the Secretary-General.* [II:] *Letter, dated June 29th, 1936, from the Consul-General ad interim of Japan to the Secretary-General.* (Official Journal [of the] L. N., XVIIth year, No. 11, 1936, Nov. pp. 1243-1244.)
5784. *Cour permanente de Justice internationale: Propositions du Conseil au sujet de l'élection des Membres de la Cour.* Société des Nations, Dix-septième Session ordinaire de l'Assemblée. N° officiel: A. 42. 1936. V. Genève, le 26 sept. 1936. In-f°, 4 pages.

- 5785.** *Permanent Court of International Justice: Proposals of the Council concerning the election of Members of the Court.* League of Nations, Seventeenth Ordinary Session of the Assembly. Official No.: A. 42. 1936. V. Geneva, Sept. 26th, 1936. F°, 4 pages.
- 5786.** *Assemblée de la Société des Nations. 17^{me} Session ordinaire. 1936. Première Commission. Cour permanente de Justice internationale: [1.] Méthode selon laquelle doit s'effectuer l'élection aux trois sièges vacants. [2.] Participation à l'élection des juges d'un État non Membre de la Société des Nations partie au Statut de la Cour. Discussion. Rapport (et résolution) de la 1^{ère} Commission à l'Assemblée.* (Journal officiel [de la] S. d. N., Supplément spécial n° 156: Actes de la 17^{me} Session ordinaire de l'Assemblée, Séances des commissions, Procès-verbal de la 1^{ère} Commission, pp. 22-34, 76-81.)
- 5787.** *Assembly of the League of Nations. 17th Ordinary Session. 1936. First Committee. Permanent Court of International Justice: [1.] Method of Election to the three vacant Seats. [2.] Participation in the Election of the judges of a State which is not a member of the League but is a party to the Statute of the Court. Discussion. Report (and resolution) of the First Committee to the Assembly.* (Official Journal [of the] L. N., Special Supplement No. 156: Records of the 17th Ordinary Session of the Assembly, Meetings of the Committees, Minutes of the First Committee, pp. 22-34, 76-81.)
- 5788.** *Cour permanente de Justice internationale. I: Méthode selon laquelle doit s'effectuer l'élection en vue des trois sièges à pourvoir. II: Participation à l'élection des juges d'un État non Membre de la Société, partie au Statut de la Cour. Rapport présenté à l'Assemblée par la première Commission.* Société des Nations. N° officiel: A. 49. 1936. V. Genève, le 1^{er} oct. 1936. In-f°, 2 pages.
- 5789.** *Permanent Court of International Justice. I: Method of Election to the three seats which are to be filled. II: Participation in the Election of the judges of a State which is not a Member of the League but is a Party to the Statute of the Court. Report submitted by the First Committee to the Assembly.* League of Nations. Official No.: A. 49. 1936. V. Geneva. Oct. 1st, 1936. F°, 2 pages.
- 5790.** *Assemblée de la Société des Nations. 17^{me} Session ordinaire. 1936. Cour permanente de Justice internationale: 1° Méthode selon laquelle doit s'effectuer l'élection aux trois sièges laissés vacants par M. KELLOGG, M. SCHÜCKING et M. WANG CHUNG-HUI; 2° Participation à l'élection des juges d'un État non Membre de la Société. Rapport de la 1^{ère} Commission. Résolutions adoptées par l'Assemblée.* (Journal officiel [de la] S. d. N., Supplément spécial n° 155: Actes de la 17^{me} Session ordinaire de l'Assemblée, Séances plénières, Compte rendu des débats, pp. 105-106, 130.)
- 5791.** *Assembly of the League of Nations. 17th Ordinary Session. 1936. Permanent Court of International Justice: (1) Method of election to the three seats vacated by Mr. KELLOGG, M. SCHÜCKING and M. WANG CHUNG-HUI; (2) Participation in the election of*

- the judges of a State which is not a Member of the League but is a party to the Statute of the Court. Report of the First Committee. Resolutions adopted by the Assembly.* (Official Journal [of the] L. N., Special Supplement No. 155: Records of the 17th Ordinary Session of the Assembly, Plenary meetings, Text of the debates, pp. 105-106, 130.)
- 5792.** *Cour permanente de Justice internationale: Élection pour pourvoir les sièges devenus vacants par suite du décès de M. WALTHER SCHÜCKING et de la démission de M. FRANK B. KELLOGG. Liste des candidats désignés par les groupes nationaux.* Société des Nations. No. officiel: A. 8 (1). 1936. V. Genève, le 19 sept. 1936. In-f°, 14 pages.
- 5793.** *Permanent Court of International Justice: Election to the vacancies created by the death of M. WALTHER SCHÜCKING and the resignation of Mr. FRANK B. KELLOGG. List of candidates nominated by the national groups.* League of Nations. Official No.: A. 8 (1). 1936. V. Geneva, Sept. 19th, 1936. F°, 14 pages.
- 5794.** *Cour permanente de Justice internationale: Élection pour pourvoir le siège devenu vacant par suite de la démission de M. WANG CHUNG-HUI. Liste des candidats désignés par les groupes nationaux.* Société des Nations. N° officiel: A. 21 (1). 1936. V. Genève, le 19 sept. 1936. In-f°, 5 pages.
- 5795.** *Permanent Court of International Justice: Election to the vacancy created by the resignation of M. WANG CHUNG-HUI. List of candidates nominated by the national groups.* League of Nations. Official No.: A. 21 (1). 1936. V. Geneva, Sept. 19th, 1936. F°, 5 pages.
- 5796.** *Élection aux sièges vacants de juges à la Cour permanente de Justice internationale. Note du Président de l'Assemblée sur la procédure à suivre pour les élections.* Société des Nations. N° officiel: A. 51. 1936. V. Genève, le 3 oct. 1936. In-f°, 2 pages.
- 5797.** *Election to fill the vacancies among the judges of the Permanent Court of International Justice. Note by the President of the Assembly on the procedure to be followed in the elections.* League of Nations. Official No.: A. 51. 1936. V. Geneva, Oct. 3rd, 1936. F°, 2 pages.
- 5798.** *Assemblée de la Société des Nations. 17^{me} Session ordinaire. 1936. Cour permanente de Justice internationale: Élection: Vote et résultats. Acceptation de leur élection par les juges.* (Journal officiel [de la] S. d. N. Supplément spécial n° 155: Actes de la 17^{me} Session ordinaire de l'Assemblée, Séances plénières, Compte rendu des débats, pp. 110, 111, 116.)
- 5799.** *Assembly of the League of Nations. 17th Ordinary Session. 1936. Permanent Court of International Justice: Election: Voting and results. Acceptance of election by judges.* (Official Journal [of the] L. N. Special Supplement No. 155. Records of the 17th Ordinary Session of the Assembly, Plenary meetings, Text of the debates, pp. 110, 111, 116.)

- 5800.** *Cour permanente de Justice internationale: Élection pour pourvoir le siège devenu vacant par suite du décès du baron ROLIN-JAEQUEMYS. Liste des candidats désignés par les groupes nationaux.* Société des Nations. N° officiel: A (extr.). 3. 1937. V. [C. 501 (1). M. 314 (1). 1936. V.] Genève, le 20 mai 1937. In-f°, 7 pages.
- 5801.** *Permanent Court of International Justice: Election to the vacancy created by the death of baron ROLIN-JAEQUEMYS. List of candidates nominated by the national groups.* League of Nations. Official No.: A (extr.). 1937. V. [C. 501 (1). M. 314 (1). 1936. V.] Geneva, May 20th, 1937. F°, 7 pages.
- 5802.** *Cour permanente de Justice internationale: Élection pour pourvoir le siège devenu vacant par suite du décès du baron ROLIN-JAEQUEMYS. Liste des candidats désignés par les groupes nationaux. Deuxième partie: États de service des candidats.* Société des Nations. N° officiel: A (extr.). 3 (a). 1937. V. [C. 501 (1). M. 314 (1). 1936. V.] Genève, le 21 mai 1937. In-f°, 2 pages.
- 5803.** *Permanent Court of International Justice: Election to the vacancy created by the death of baron ROLIN-JAEQUEMYS. List of candidates nominated by the national groups. Part II: Statements of the careers of candidates.* League of Nations. Official No.: A (extr.). 3 (a). 1937. V. [C. 501 (1). M. 314 (1). 1936. V.] Geneva, May 21st, 1937. F°, 2 pages.
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- 5804.** GARNER (JAMES W.), MANLEY O. HUDSON *elected to Membership on the Permanent Court of International Justice. Fourth American Jurist to receive that honour. His work and long experience in the field of international law.* (American Bar Association Journal, Vol. XXII, No. 11, 1936, Nov., pp. 753-754.)
- 5805.** HUDSON (MANLEY O.) *is elected to World tribunal.* (New York Times, 1936, Oct. 9, p. 10; Washington Post, 1936, Oct. 9, p. 9; Washington Evening Star, 1936, Oct. 8, p. 1.)
- 5806.** HUDSON (Dr. M. O.), Å. W. H. HAMMARSKJÖLD¹ and CHENG TIEN-HSI *elected to vacancies.* (New York Times, 1936, Oct. 9, p. 10; Editorial 1936, Oct. 11, pt. IV, p. 8.)
- 5807.** HUDSON (M. O.) *and two others elected to judgeships in World tribunal.* (Commercial and Financial Chronicle, 1936, Oct. 17, V. 143: 2447.)
- 5808.** *De Nye Medlemmer af Haager domstolen.* [ÅKE HAMMARSKJÖLD¹, MANLEY O. HUDSON, CHENG TIEN-HSI.] (Nordisk Tidsskrift for International Ret, Vol. 7, 1936, Fasc. 4, pp. 263-266.)
- 5809.** *Les nouveaux juges de la Cour permanente de Justice internationale.* M. MANLEY O. HUDSON, M. ÅKE HAMMARSKJÖLD¹, Dr. CHENG TIEN-HSI. (Union, Bulletin des fonctionnaires internationaux; Genève, année 1936-1937, n° 2, 1936, déc., p. 6.)

¹ The obituary notices published on the occasion of the death of M. Hammarskjöld—who died on July 7th, 1937, when this Bibliography was already in the press—will be included in the Bibliography of the following Annual Report.

5810. STREIT (CLARENCE K.), *America sends a new judge to the Hague. HUDSON takes to World Court experience of years in the League's service.* (New York Times Magazine, 1937, March 7, Sect. 8, pp 7, 23.)
5811. WEHBERG (HANS), ÅKE HAMMARSKJÖLD *Richter des Ständigen Internationalen Gerichtshofs.* (Die Friedens-Warte, XXXVI. Jahrg., Nr. VI, 1936, p. 260.)
5812. WEHBERG (HANS), MANLEY O. HUDSON *50 Jahre alt.* (Die Friedens-Warte, XXXVI. Jahrg., Nr. II, 1936, pp. 76-77.)

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5813. FREYTAGH-LORINGHOVEN (A. VON), *Den Ergänzungswahlen zum Ständigen Internationalen Gerichtshof....* (Völkerbund und Völkerrecht, 3. Jahrg., Heft 9, 1936, Dez., pp. 543-547.) [See also: „Eine vermeintliche Unregelmässigkeit im St. I. G.“ (Ibidem, Heft 12, p. 767.)]
5814. STAUFFENBERG [B. SCHENK Graf von], *Die Richterwahl zum Ständigen Internationalen Gerichtshof.* (Zeitschrift für ausländisches öffentliches Recht und Völkerrecht, Band VII, Nr. I, 1937, Febr., pp. 146-148.)

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5815. J. G. GUERRERO *named President, and Sir CECIL HURST Vice-President.* (New York Times, 1936, Nov. 27, p. 16.)

5. INAUGURATION OF THE COURT.

(See E 2, pp. 261-262 ; E 3, p. 271.)

6. PREPARATION OF THE RULES OF COURT.—PROCEDURE.—TEXTS OF THE RULES AND OF THE REVISED RULES OF COURT.

(See E 2, pp. 262-263 ; E 3, pp. 271-272 ; E 4, pp. 348-349 ; E 5, pp. 317-318 ; E 6, p. 378 ; E 7, p. 381 ; E 8, p. 358 ; E 9, p. 219 ; E 10, p. 194 ; E 11, pp. 187-188 ; E 12, p. 254.)

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- 5819.** *Regolamento della Corte permanente di Giustizia internazionale.* 11 marzo 1936. Con nota. [Texte français.] (Rivista di Diritto internazionale, Anno XXVIII, Serie III, Volume XV (1936), Fasc. I, 1° gennaio-31 marzo, pp. 90-112.)
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- 5821.** HUDSON (MANLEY O.), *The 1936 Rules of the Permanent Court of International Justice.* (The American Journal of International Law, Vol. 30, No. 3, 1936, July, pp. 463-470.)
- 5822.** RALSTON (JACKSON H.), *Supplement to 1926 revised edition of "The law and procedure of international tribunals".* Stanford University, California, Stanford University Press; London, Humphrey Milford, 1936. In-8°, XX+231 pages. [P. C. I. J., *passim*.]
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- 5824.** WITENBERG (J. C.), *L'organisation judiciaire, la procédure et la sentence internationales.* Traité pratique par —, en collaboration avec JACQUES DESRIOUX. Paris, Pedone, 1937. In-8°, VI+436 pages. [C. P. J. I., *passim*.]
- 5825.** WITENBERG (J. C.), *La théorie des preuves devant les juridictions internationales.* (Recueil des Cours [professés à l'] Académie de Droit international, établie avec le concours de la Dotation Carnegie pour la paix internationale, t. 56 = 1936 : II, pp. 5-105.) [C. P. J. I., *passim*.]

7. JURISDICTION AND EXTENSION OF JURISDICTION OF THE COURT.
—REQUIREMENTS FOR VOTING A RESOLUTION REQUESTING AN
ADVISORY OPINION FROM THE COURT.

A.—Official Documents.

- (See E 2, p. 263; E 3, p. 272; E 4, p. 349; E 5, p. 318; E 6, p. 379; E 8, p. 359; E 10, p. 195; E 11, p. 188; E 12, pp. 255-256.)
- 5826.** *Cinquième Addendum à la quatrième édition de la Collection des Textes régissant la compétence de la Cour.* (Publications de la Cour, Série D, n° 6.) [Extrait du Douzième Rapport annuel de la Cour permanente de Justice internationale (Série E, n° 12).] — *Fifth Addendum to the fourth edition of the Collection of Texts governing the jurisdiction of the Court.* (Publications of the Court, Series D., No. 6.) [Extract from the Twelfth Annual Report of the Permanent Court of International Justice (Series E., No. 12).] Leyde, Sijthoff, 1936. In-8°, 97 pages.

- 5827.** *Conditions de vote des demandes d'avis consultatif adressées à la Cour permanente de Justice internationale. Observations reçues des Gouvernements et du Bureau international du Travail.* Société des Nations. N° officiel : C. 543. M. 351. 1936. V. Genève, le 4 janv. 1937. Série de publications de la S. d. N. V. Questions juridiques. 1936. V. 9. F°, 17 pages.
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- 5829.** *Conseil de la Société des Nations.* 96^{me} Session, tenue à Genève du 21 au 27 janv. 1937. 2^{me} séance, tenue le 22 janv. 1937. 3852. *Conditions de vote des demandes d'avis consultatif adressées à la Cour permanente de Justice internationale. Le PRÉSIDENT soumet le rapport suivant....* [Document C. 53. 1937. V.] M. UNDÉN.... M. ANTONESCO.... M. LITVINOF.... Sir WILLIAM MALKIN.... M. KOMARNICKI.... M. ALVAREZ DEL VAYO.... Le PRÉSIDENT.... (Journal officiel [de la] S. d. N., XVIII^{me} année, n° 2, 1937, févr., pp. 77-79.) *Idem, suite.* 4^{me} séance tenue le 26 janv. 1937. 3865. *Le PRÉSIDENT soumet le rapport et la résolution ci-après....* (Document C. 78. 1937. V.) *La résolution est adoptée.* (*Ibidem*, p. 108.)
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(See E 2, pp. 263-264 ; E 3, pp. 272-274 ; E 4, pp. 349-351 ; E 5, pp. 319-320 ; E 6, pp. 379-381 ; E 7, pp. 382-383 ; E 8, pp. 359-361 ; E 9, pp. 219-221 ; E 10, pp. 195-198 ; E 11, pp. 188-190 ; E 12, pp. 256-259.)

- 5831.** KAMIKAWA (H.), [*On the acceptance of the Optional Clause of the Permanent Court of International Justice.* In Japanese.] (Revue diplomatique, vol. 52, n° 1, 1929, 1^{er} oct.)
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9. ORGANIZATION OF THE REGISTRY OF THE COURT.

(See E 7, p. 384 ; E 12, p. 260.)

10. PREMISES FOR THE COURT IN THE PALACE OF PEACE.

(See E 9, pp. 221-222 ; E 10, p. 199 ; E 11, pp. 190-191.)

C.—THE JUDICIAL AND ADVISORY FUNCTIONS
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I. ACTS AND DOCUMENTS RELATING TO JUDGMENTS AND OPINIONS.

(See E 2, pp. 264-266 ; E 3, pp. 274-275 ; E 4, p. 352 ; E 5, p. 321 ; E 6, pp. 382-383 ; E 7, pp. 385-386 ; E 8, pp. 361-362 ; E 9, pp. 222-223 ; E 10, pp. 199-200 ; E 11, pp. 191-192 ; E 12, pp. 260-261.)

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(See E 2, pp. 292-300; E 3, pp. 279-283; E 4, pp. 358-364; E 5, pp. 325-330; E 6, pp. 388-394; E 7, pp. 389-394; E 8, pp. 370-379; E 9, pp. 230-237; E 10, pp. 208-218; E 11, pp. 195-201; E 12, pp. 263-270.)

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(See E 2, pp. 276-292; E 3, pp. 277-279; E 4, pp. 357-358; E 5, pp. 324-325; E 7, pp. 388-389; E 8, pp. 367-370; E 9, pp. 227-230; E 10, pp. 203-208; E 11, pp. 201-202; E 12, pp. 270-273.)

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2. MONOGRAPHS ON THE COURT IN GENERAL.

A.—Complete Works and Pamphlets.

(See E 2, pp. 303-304; E 3, p. 284; E 4, pp. 366-367; E 5, pp. 332-333; E 6, pp. 396-397; E 7, p. 396; E 8, pp. 381-382; E 9, p. 239; E 10, p. 219; E 11, p. 204; E 12, pp. 276-277.)

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(See E 2, pp. 304-311; E 3, pp. 285-289; E 4, pp. 367-370; E 5, pp. 333-336; E 6, pp. 397-400; E 7, pp. 396-398; E 8, pp. 229-231; E 9, pp. 239-241; E 10, pp. 219-221; E 11, pp. 204-205; E 12, pp. 277-279.)

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E.—WORKS OF VARIOUS KINDS CONTAINING
CHAPTERS ON THE COURT.

I. WORKS ON THE LEAGUE OF NATIONS.

- (See E 2, pp. 311-316; E 3, pp. 289-293; E 4, pp. 370-373; E 5, pp. 336-339; E 6, pp. 400-403; E 7, pp. 398-401; E 8, pp. 386-388; E 9, pp. 241-244; E 10, pp. 221-223; E 11, pp. 205-207; E 12, pp. 279-282.)
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- 5963.** *Samling kring Nationernas förbund.* (Skrifter utg. av Informationsbyrå mellanfolkligt samarbete för fred, Nr. 20.) Stockholm, 1936.
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(See E 2, pp. 316-317; E 3, pp. 293-294; E 4, p. 373; E 5, p. 340;
E 6, pp. 403-404; E 7, p. 401; E 9, p. 244; E 10, p. 223;
E 11, p. 207; E 12, p. 282.)

3. THE COURT IN RECENT HANDBOOKS OF INTERNATIONAL LAW.
—CODIFICATION OF INTERNATIONAL LAW.

(See E 2, pp. 317-321; E 3, pp. 294-297; E 4, pp. 373-378;
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- SOUZA DANTAS **2**: 556-563, 568-573.
- SPENDER (H. F.) **4**: 2184.
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- SPIEGEL (L.) **2**: 681, 682.
- SPIETHOFF (A.) **13**: 5982.
- SPIROPULOS (J.) **2**: 738. **3**: 1411, 1597. **4**: 1910. **6**: 2988. **9**: 4315. **12**: 5271.
- SPOHN (K.) **11**: 4985.
- SPÜHLER (E.) **12**: 5272.
- SQUIRES (E. E.) **7**: 3407.
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- STEIDL **12**: 5464.
- STEIN (O.) **2**: 930.
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- STEINER (H. A.) **13**: 5878.
- STEINITZ (H.) **11**: 4906.
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- STEPHENS **2**: 329.
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- STERNDAL (W. P.) **3**: 1515.

- STICKNEY (E. P.) **8**: 3897.
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ABBREVIATIONS :

Doc. Documents.
I. L. O. International Labour Organization.
L. N. League of Nations.
Legisl. Legislative.
Offic. Official.
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- Polish Nationality*, see *Acquisition of—*.
- Polish Postal Service in Danzig*. (Opinion No. 11.) Acts and Doc. **2**: 451. Text **2**: 457, 509-514, 516. **6**: 2824. Effects **2**: 597-602. Articles on—**2**: 705 *et seq.*, 739. **3**: 1452-1458, 1472. **4**: 1963-1964, 1974-1975. **5**: 2376. **7**: 3320. **8**: 3677-3678. **9**: 4132.
- Politics* **2**: 1036-1046. **3**: 1677. **4**: 2168-2173. **5**: 2547. **6**: 3015-3016. **7**: 3464-3468. **8**: 3896-3901. **9**: 4331-4335. **10**: 4778-4781. **11**: 5113-5117. **12**: 5665-5671. **13**: 5996-5997.
- Pope (The—) and the L. N.* **6**: 3126.
- Portugal*, Legisl. instruments **7**: 3209-3211.
- Postal Service in Danzig*, see *Polish Postal Service in Danzig*.
- Premises for the Court in the Palace of Peace* **9**: 4065-4071. **10**: 4485. **11**: 4932.
- President of the Court* **9**: 4059-4060. Election of—**10**: 4439, 4441-4442. **13**: 5815.
- Principles (General) of law*, see *Jurisdiction of the Court*.
- Private International Law* **6**: 3130-3134. **8**: 4003-4004. **9**: 4405-4409. **10**: 4555, 4828-4831. **11**: 5191-5193. **12**: 5714-5721. **13**: 6027. See also *Court (International—) in civil matters*.
- Privileges (Diplomatic—)* **2**: 1292. **3**: 1847. **4**: 1918-1923. **5**: 2340-2345. **6**: 2808. **7**: 3269-3272. **8**: 3621-3622. **9**: 4061-4064. **10**: 4480-4484. **11**: 4929-4931. **12**: 5380-5383. **13**: 5851-5852.
- Prize Court (International—)* **2**: 1, 5, 6, 7, 8.
- Procedure* **2**: 433-439. **3**: 1392-1395. **4**: 1902-1905. **5**: 2322-2325. **6**: 2783-2788. **7**: 3246-3252, 3454, 3455. **8**: 3592-3599. **9**: 4041. **10**: 4444-4446. **11**: 4905-4910. **12**: 5333-5339. **13**: 5816-5825.
- Protocol*, see *Geneva Protocol*.
- Protocols of signature*, Texts of—**2**: 211-230. **3**: 1319-1325. **4**: 1872-1875. **6**: 2689. **7**: 3156-3159. **8**: 3552-3554. **12**: 5222-5228. **13**: 5737-5741.
- Protocol of Vienna*, see *Privileges (Diplomatic—)*.
- Railway officials (Danzig—)*, see *Jurisdiction of the Courts of Danzig*.
- Railway traffic between Lithuania and Poland (Railway sector Landwardów-Kaisiadorys)*. (Opinion of Oct. 15th, 1931.) Acts and Doc. **8**: 3625. Text **8**: 3629, 3648-3651. **9**: 4090. **12**: 5391. Effects **8**: 3660-3661. Review articles on—**8**: 3764. **9**: 4124. **10**: 4598-4599. **11**: 4976.
- Ratification of various countries* **7**: 3217-3220. **8**: 3584-3587. **9**: 4933-4937. **10**: 4435-4438. **11**: 4882-4885. **12**: 5242-5245. **13**: 5757-5760.
- Reconvention* **6**: 2783-2784. **7**: 3247.
- Redlich (Death of M. Joseph—)* **13**: 5768-5770.
- Registry, Organization of the—* **7**: 3273-3278. **12**: 5384. Diplomatic privileges and immunities **2**: 1292. **3**: 1847. **4**: 1918-1923. **5**: 2340-2345. **6**: 2808. **7**: 3269-3272. **8**: 3621-3622. **9**: 4061-4064. **10**: 4480-4484. **11**: 4929-4931. **12**: 5380-5383. **13**: 5851-5852.
- Relations between States* **2**: 1031-1035. **3**: 1677. **4**: 2168-2173. **5**: 2547. **6**: 3015-3016. **7**: 3464-3468. **8**: 3896-3901. **9**: 4131-4135. **10**: 4778-4781. **11**: 5113-5117. **12**: 5665-5671. **13**: 5996-5997.
- Reparation for war damage (Swiss claim)* **11**: 5187-5188. See also *Minutes of the Council of L. N.* **11**: 5030-5031.
- Reparations* **9**: 4410, 4416.
- Reports (Annual—) of the Court* **2**: 759-762. **3**: 1498-1501. **4**: 2041-2044. **5**: 2419-2422. **6**: 2895-2898. **7**: 3366-3369. **8**: 3781-3784. **9**: 4227-4230. **10**: 4671-4672. **11**: 5034-5035. **12**: 5510-5511. **13**: 5930-5931.
- Representation of French Government* **9**: 4028.
- Review articles on the Court in general* **2**: 142-210, 781-869. **3**: 1300-1318, 1507-1571. **4**: 2054-2078. **5**: 2437-2465. **6**: 2910-2939. **7**: 3382-3408. **8**: 3796-3836. **9**: 4236-4264. **10**: 4680-4705. **11**: 5042-5055. **12**: 5536-5562. **13**: 5942-5952.
- Revision of the Rules*, see *Rules*.
- Revision of the Statute*, see *Statute*.
- Rolin-Jaquemyns (Death of M. E.—)* **13**: 5764-5767.
- Roumania*, Legisl. doc. **3**: 1368. **7**: 3212.

- Roumanian-Hungarian Dispute* **4**: 2231-2253. **5**: 2659.
- Rules and Revised Rules of Court* (Preparation of—, Texts of—, Commentaries on—) **2**: 433-439. **3**: 1392-1395. **4**: 1902-1905. **6**: 2788. **7**: 3246-3252. **8**: 3592-3599. **10**: 4444-4446. **12**: 5333-5334. **13**: 5816-5825.
- Russia* (Soviet—) and the Court **11**: 5198-5199.
- Saint-Naoum*, Question of Monastery of— (Albanian Frontier). (Opinion No. 9.) Acts and Doc. **2**: 451. Text **2**: 457, 503, 513. **6**: 2823. Effects **2**: 592-593. **3**: 1434. Articles on— **2**: 695 *et seq.*, 739. **4**: 1970-1972. **8**: 3674-3675. **9**: 4130.
- Salvador*, Legisl. instruments **7**: 3213-3214.
- Sanctions* **9**: 4418.
- Savoy* (Upper—), see *Free zones*.
- Schücking* (Death of M. W.—) **12**: 5250-5294. **13**: 5761-5763.
- Settlement* (Pacific—) of *International Disputes*, Works on—containing chapters on the Court **2**: 973-1030. **3**: 1646-1676. **4**: 2152-2188. **5**: 2513-2546. **6**: 2991-3014. **7**: 3450-3463. **8**: 3876-3895. **9**: 4316-4330. **10**: 4765-4777. **11**: 5099-5112. **12**: 5642-5664. **13**: 5984-5995.
- Settlers* (German—) in Poland. *Certain questions relating to—*. (Opinion No. 6.) Acts and Doc. **2**: 451. Text **2**: 457, 477-491. **6**: 2822. Effects **2**: 554-565. Review articles on— **2**: 662 *et seq.*, 739. **10**: 4568-4569.
- Sources* (Official—) **2**: 741-762. **3**: 1489-1501. **4**: 2029-2044. **5**: 2411-2431. **6**: 2887-2906. **7**: 3358-3376. **8**: 3772-3789. **9**: 4219-4232 *a*. **10**: 4663-4674. **11**: 5026-5040. **12**: 5502-5562. **13**: 5921-5938.
- South Africa*, see *Union of South Africa*.
- Spain*, Legisl. doc. **3**: 1344. **7**: 3166.
- Special questions concerning the Court* **2**: 1064-1299. **3**: 1688-1847. **4**: 2189-2259. **5**: 2555-2661. **6**: 3026-3135. **7**: 3478-3536. **8**: 3922-4005. **9**: 4342-4418. **10**: 4789-4833. **11**: 5121-5199. **12**: 5682-5729. **13**: 6003-6032.
- Stamps of the Court* **10**: 4835.
- Status of Eastern Carelia*. (Opinion No. 5.) Acts and Doc. **2**: 451. Text **2**: 457, 475-491. **6**: 2822. Effects **2**: 542-553. Articles on— **2**: 653 *et seq.*, 739. **11**: 4971.
- Status* (Legal—) of *Eastern Greenland*, see *Greenland*.
- Status* (Legal—) of the *south-eastern territory of Greenland*, see *Greenland*.
- Statute*, Commentaries on— **10**: 4426, 4428. Interpretation of— **10**: 4426.
- Statute*, Preparation of the—by Council and by First Assembly of the L. N. **2**: 128-210. **3**: 1300-1318. **4**: 1867-1871. **7**: 3140. **8**: 3457. **11**: 4841. Revision of the— (Decision of IXth Assembly) **5**: 2281-2290. **6**: 2672-2688, 2690, 2695, 2704, 2706, 2709-2721, 2748, 2750-2763. **7**: 3141-3155, 3160-3216. **8**: 3548-3551. **9**: 4010-4024, 4031. **10**: 4424-4425, 4431, 4433. **12**: 5205-5228. **13**: 5735-5736.
- Statute of the Court*, Text of— **2**: 211-230. **3**: 1319-1325. **4**: 1872-1875. **6**: 2689. **7**: 3156-3159. **8**: 3552-3554. **10**: 4427. **12**: 5222-5228. **13**: 5737-5741. See also *Legisl. instruments of various countries*, *Parliam. Doc. and Debates*, *Laws and Decrees of approval and publication*.
- Statute of the Memel Territory*, see *Interpretation of—*.
- Supreme Court*, see *United States Supreme Court*.
- Sweden*, Legisl. instruments **2**: 393. **3**: 1369-1382. **6**: 2759-2760. **12**: 5237-5241. Off. Swedish publ. on L. N. **12**: 5517-5532. **13**: 5936. Swedish Draft plan for an International Court **2**: 84, 85, 86, 87, 88, 91, 111-112.
- Switzerland*, Legisl. instruments **2**: 394-404. **6**: 2761-2766. **13**: 5753-5755. See also **10**: 4535-4536. Swiss Draft plan for an International Court **2**: 89, 90, 91, 111-112. Offic. Swiss Doc. on L. N. **6**: 2906. **8**: 3785-3788. **9**: 4232-4232 *a*. **12**: 5515-5516. **13**: 5937-5938. See also *Reparation for war damage*.
- Treatment of Polish Nationals and other persons of Polish origin or speech in the Danzig territory*. (Opinion of Feb. 4th, 1932.) Acts and Doc. **9**: 4072. Text **8**: 3631, 3653, 3654, 3655. **9**: 4091. **10**: 4504. **12**: 5391. Effects **8**: 3664-3665. **9**: 4115-4116. **10**: 4518-4523. Review articles on— **8**: 3766-3768. **9**: 4124, 4157-4159. **10**: 4602. **12**: 5433.
- Treaty between Belgium and China* (Denunciation of—). Orders **3**: 1416, 1429-1431, 1433. **4**: 1934. **5**: 2359, 2352. **6**: 2826, 2826 *bis*. **8**: 3634. Acts and Doc. **6**: 2809. Review articles on— **3**: 1485-1487. **4**: 2020-2021. **5**: 2401. **6**: 2855.

- Treaty of Lausanne*, see *Frontier between Turkey and Iraq*.
- Treaty of Neuilly*, Art. 179, *Annex, para. 4 (interpretation)*. (Judgment No. 3.) Acts and Doc. **2**: 451. Text **2**: 456, 503-506, 513. **6**: 2823. Articles on—**2**: 694 *et seq.*, 739. **5**: 2372. **13**: 5883.
- Treaty of Neuilly*. (Judgment No. 4, Interpretation of Judgment No. 3.) Acts and Doc. **2**: 451. Text **2**: 456, 503-506, 511, 513. **6**: 2824. Articles on—**2**: 694 *et seq.*, 739. **13**: 5883.
- Treaty of Trianon*, Revision of—**9**: 4413.
- Tribunal(s)*, see *Court*.
- Tribunal of Appeal*, see *Appellate Tribunal*; also *Finland*: Proposal of the Govt. of—.
- Tunis*, see *Nationality Decrees in Tunis*.
- Union of South Africa*, *Legisl. instruments, Parliam. Debates* **6**: 2691.
- United States of America*, *Arbitration Treaties (of 1911)* **2**: 9. *Bryan Peace Treaties* **2**: 10, 11. *Legisl. instruments* **2**: 270-329. **3**: 1345-1354. **4**: 1881-1888. **7**: 3478. **8**: 3556-3557. **9**: 4025-4027. **10**: 4429. **11**: 4843-4875.
- United States of America and the Court* **2**: 1064-1270. **3**: 1365, 1688-1820. **4**: 2189-2212. **5**: 2555-2646. **6**: 2672-2673, 3026-3097. **7**: 3478-3520. **8**: 3556-3557, 3922-3993. **9**: 4342-4391. **10**: 4789-4816. **11**: 5121-5182. **12**: 5682-5709. **13**: 6003-6021. See also *Kellogg Pact*.
- United States of America and the Court*, see also *Laws and Decrees of approval and publication, Legisl. instruments of various countries, Parliam. Doc. and Debates*.
- United States Supreme Court* **2**: 37, 38, 68, 69, 141.
- Upper Savoy*, see *Free zones of—*.
- Upper Silesia*, see *German interests in Polish Upper Silesia*; see also *Minorities (Rights of—in Upper Silesia)*.
- Uruguay*, *Legisl. instruments* **4**: 1892-1896. **7**: 3215-3216. **10**: 4433-4434.
- Various* **2**: 1290-1299. **3**: 1839-1847. **4**: 2254-2259. **5**: 2660-2661. **6**: 3126-3135. **7**: 3526-3536. **8**: 3998-4005. **9**: 4395-4418. **10**: 4821-4835. **11**: 5187-5199. **12**: 5714-5729. **13**: 6027-6032.
- Venezuela*, *Legisl. doc.* **3**: 1383. **9**: 4032.
- Versailles*, see *Peace Conference of Versailles*.
- Wilson*, *Draft plans of President—* **2**: 73. **4**: 1860-1861. **5**: 2279-2280.
- "Wimbledon"* (*The S.S.—*). (Judgment No. 1.) Acts and Doc. **2**: 451. Text **2**: 456, 458, 486-491, 497, 498. **6**: 2822. Articles on—**2**: 661 *et seq.*, 739. **3**: 1441-1446. **5**: 2367. **8**: 3672. **9**: 4127-4129. **10**: 4557, 4567. **12**: 5420-5421. **13**: 5881.
- Wireless telephony* **8**: 4002.
- Women (Employment of—) during the night*, see *Interpretation of the Convention of 1919 concerning—*.
- Workers' delegate*, see *Nomination of— for the Netherlands at the Third Session of the International Labour Conference*.
- Works of various kinds containing chapters on the Court* **2**: 870-1063. **3**: 1572-1687. **4**: 2079-2188. **5**: 2466-2554. **6**: 2940-3025. **7**: 3409-3477. **8**: 3837-3921. **9**: 4265-4341. **10**: 4706-4788. **11**: 5056-5120. **12**: 5563-5681. **13**: 5953-6002.
- Works on the Court in general* **2**: 763-780. **3**: 1502-1506. **4**: 2045-2078. **5**: 2432-2436. **6**: 2907-2909. **7**: 3377-3381. **8**: 3790-3795. **9**: 4233-4235. **10**: 4675-4679. **11**: 5041. **12**: 5533-5535. **13**: 5939-5941.
- World Court*, see *Permanent Court*.
- World War*, *Draft plans published during the—* **2**: 35-71. **4**: 1853-1859. **6**: 2669.
- Year books* **2**: 1055-1063. **3**: 1686-1687. **4**: 2184-2188. **5**: 2551-2554. **6**: 3021-3025. **7**: 3475-3477. **8**: 3919-3921. **9**: 4339, 4341. **10**: 4787-4788. **11**: 5120. **12**: 5678, 5681. **13**: 6001-6002.
- Zones of Upper Savoy and the District of Gex*, see *Free zones*.

CHAPTER X.

SIXTH ADDENDUM
TO THE FOURTH EDITION
OF THE COLLECTION OF TEXTS
GOVERNING THE JURISDICTION OF THE COURT¹.

The fourth edition of the *Collection of Texts governing the jurisdiction of the Court*, dated January 31st, 1932, mentions all the instruments already in force or merely signed which in any manner confer jurisdiction on the Court or on its President, and which had come to the knowledge of the Registry before that date. In the case of instruments for the pacific settlement of disputes, the *Collection* gives the complete text; in the case of other instruments, only the relevant extracts are given.

The first, second, third, fourth and fifth addenda to this edition, which were contained in the Eighth Annual Report (pp. 437-488), in the Ninth Annual Report (pp. 287-375), in the Tenth Annual Report (pp. 257-368), in the Eleventh Annual Report (pp. 253-348) and in the Twelfth Annual Report (pp. 333-424), give all the information on the subject which had reached the Registry up to June 15th, 1936.

Below is given, in the form of a "sixth addendum", additional information obtained between June 15th, 1936, and June 15th, 1937.

The present Chapter is therefore intended to bring up to date the fourth edition of the *Collection*, supplemented by the tenth chapter of the Eighth, Ninth, Tenth, Eleventh and Twelfth Annual Reports. Like the latter, it is divided into two sections: the first comprises modifications and additions affecting texts given in the fourth edition of the *Collection* or in its addenda and arising amongst other things from new signatures, ratifications, etc.; the serial numbers refer either to the *Collection*, or to the addenda. The second section contains new

¹ Publications of the Court, Series D., No. 6.

international instruments which have come to the knowledge of the Registry since the Twelfth Annual Report was published. They are arranged according to the system followed in the *Collection*. As concerns the language in which the acts are reproduced, it seemed best to follow the system applied in the fourth edition of the *Collection* (see Preface to that publication, p. II).

The *Collection*, with its addenda, does not claim to be absolutely complete or accurate. It relies, however, exclusively upon official information both as regards the actual existence of clauses affecting the Court's activity and as regards the text of such clauses, and the position in regard to their signature and ratification. This information is of two different kinds: official publications either by the League of Nations or its organizations, or by the various governments; direct communications from the same sources¹.

As was done in the previous years, the present Chapter has been reprinted separately in pamphlet form, so that the addendum may be easily added to the Collection. Copies of these reprints can be supplied to persons who possess the fourth edition of the Collection.

¹ See p. 57 of this Report for an account of the steps taken by the Registrar of the Court with a view to obtaining the consent of all governments entitled to appear before the Court to communicate regularly to the Registry the text of new agreements concluded by them and containing clauses relating to the Court's jurisdiction.

SECTION I.

MODIFICATIONS AND ADDITIONS AFFECTING THE TEXTS
GIVEN IN THE FOURTH EDITION OF THE COLLECTION OF
TEXTS AND IN THE FIRST, SECOND, THIRD, FOURTH AND
FIFTH ADDENDA TO THIS EDITION¹.

5.—RESOLUTION, DATED MAY 17th, 1922, BY WHICH THE COUNCIL OF THE LEAGUE OF NATIONS, AT ITS EIGHTEENTH SESSION, FIXED, IN EXECUTION OF PARAGRAPH 2 OF ARTICLE 35 OF THE STATUTE, THE CONDITIONS ON WHICH THE COURT IS OPEN TO STATES OTHER THAN MEMBERS OF THE LEAGUE OF NATIONS OR THOSE MENTIONED IN THE ANNEX TO THE COVENANT².

Monaco³.

The following Declaration, made on behalf of the Principality of Monaco, dated April 22nd, 1937, and ratified by H.S.H. the sovereign Prince of Monaco on the same date, was deposited with the Registry of the Court, where it was registered on April 26th, 1937.

The Principality of Monaco, represented by the Minister of State, Director of External Relations, hereby accepts the jurisdiction of the Permanent Court of International Justice, in accordance with the Covenant of the League of Nations and with the terms of the Statute and Rules of the Court, in respect of all disputes which have already arisen or which may arise in the future. The Principality of Monaco undertakes to carry out in full good faith the decision or decisions of the Court and not to resort to war against a State complying therewith.

At the same time, the Principality of Monaco accepts as compulsory, *ipso facto* and without special convention, the jurisdiction of the Court, in conformity with Article 36, paragraph 2, of the Statute of the Court and No. 2, paragraph 4, of the Resolution of the Council of May 17th, 1922, for a period of five years in any disputes arising after the present Declaration with regard to situations

¹ See E 8, pp. 439-459; E 9, pp. 289-311; E 10, pp. 269-336; E 11, pp. 255-280; E 12, pp. 333-369.

² See, in the present Report, pp. 59-62, pp. 64 and pp. 71-73.

³ In accordance with the provisions of No. 3 of the above-mentioned Resolution, the original text of the Declaration by the Principality of Monaco is kept in the custody of the Court Registry, and certified true copies thereof have been transmitted by the Registry to all Members of the League of Nations or States mentioned in the Annex to the Covenant, to other States to which the Court is open, and to the Secretary-General of the League of Nations.

or facts subsequent to this Declaration, except in cases where the Parties have agreed or shall agree to have recourse to another method of pacific settlement.

Monaco, April 22nd, 1937.

(L. S.)

(Signed) M. BOUILLOUX-LAFONT,
Minister of State, Director
of External Relations.

It being Our pleasure to approve, confirm and ratify all the clauses of the foregoing Declaration, We by these Presents formally approve, confirm and ratify the above Declaration in the name of Ourselves and Our Successors, upon Our Princely Honour promising in Our Own Name and Theirs faithfully and loyally to fulfil, observe and execute the present Declaration.

IN FAITH WHEREOF, We have signed this Ratification with Our own hand and have thereto affixed Our Seal.

Done at Our Palace in Monaco, this twenty-second day of April one thousand nine hundred and thirty-seven and in the fifteenth year of Our Reign.

(L. S.)

(Signed) LOUIS.

6.—PROTOCOL CONCERNING
THE REVISION OF THE STATUTE OF THE COURT.

Geneva, September 14th, 1929.

Ratif. (cont.): Brazil

January 26th, 1937

9.—OPTIONAL CLAUSE
CONCERNING THE COURT'S COMPULSORY JURISDICTION.

The following list gives in respect of each State which has signed the Optional Clause the reference to the volume of the Court's Publications in which its declaration or declarations of acceptance and renewal are to be found. (D 6 means: *Collection of Texts governing the jurisdiction of the Court*, 4th ed., 1932; E 8, E 9, E 10, E 11, E 12, E 13 mean: *Eighth, Ninth, Tenth, Eleventh, Twelfth and Thirteenth Annual Reports*):

	Volume.	Page.		Volume.	Page.
Union of South Africa	D 6	46	Hungary ¹	E 10	269
Albania	"	52	India	D 6	48
" ¹	E 12	335	Iran	"	53
Argentina	"	335	Irish Free State	"	44
Australia	D 6	49	Italy	"	43
Austria	"	38	Latvia	"	43
" ¹	"	41	" ¹	E 11	256
" ¹	E 13	278	Liberia	D 6	36
Belgium	D 6	39	Lithuania	"	37
Bolivia	E 13	276	" ¹	"	51
Brazil	D 6	37	" ¹	E 11	257
" ¹	E 13	277	Luxemburg	D 6	52
Bulgaria	D 6	36	Monaco	E 13	273
Canada	"	50	Netherlands	D 6	35
China	"	38	" ¹	"	40
Colombia	"	54	" ¹	E 13	276
" ²	E 13	276	New Zealand	D 6	47
Costa Rica	D 6	35	Nicaragua	"	51
Czechoslovakia	"	47	Norway	"	36
Denmark	"	34	" ¹	"	41
" ¹	"	39	" ¹	E 12	336
" ¹	E 12	337	Panama	D 6	37
Dominican Republic	D 6	38	Paraguay	E 9	290
Estonia	"	38	Peru	D 6	49
" ¹	"	42	Poland	"	54
Ethiopia	"	40	Portugal	"	33
" ¹	E 8	440	Roumania	"	53
" ¹	E 11	256	" ¹	E 12	337
Finland	D 6	35	" ²	E 13	277
" ¹	"	41	Salvador	D 6	34
" ¹	E 13	278	" ¹	"	51
France	D 6	45	Siam	"	49
" ¹	E 12	336	Spain	"	43
Germany	D 6	42	Sweden	"	36
" ¹	E 9	290	" ¹	"	40
Great Britain	D 6	45	" ¹	E 12	336
Greece	"	44	Switzerland	D 6	34
" ¹	E 11	255	" ¹	"	39
Guatemala	D 6	41	" ¹	E 13	277
Haiti	"	37	Turkey	E 12	335
Hungary	"	42	Uruguay	D 6	35
			Yugoslavia	"	51

¹ Renewal.² Rectification.

Declarations of acceptance of the Optional Clause since June 15th, 1936 :**Bolivia.**

(Date of deposit of ratification : July 7th, 1936.)

On behalf of the Republic of Bolivia, the undersigned, duly authorized thereto, recognizes as compulsory, *ipso facto* and without special convention, unconditionally in relation to any other Member or State accepting the same obligation, that is to say, on the sole condition of reciprocity, the jurisdiction of the Permanent Court of International Justice, for a period of ten years.

Geneva, July 7th, 1936.

(Signed) A. COSTA DU RELS,
Minister Plenipotentiary, Permanent
Delegate of Bolivia to the League of Nations.

Netherlands (renewal).

On behalf of the Netherlands Government, I recognize as compulsory, *ipso facto* and without special agreement, in relation to any other Member or State accepting the same obligation, that is to say, on condition of reciprocity, the jurisdiction of the Court, in conformity with Article 36, paragraph 2, of the Statute of the Court, for a period of ten years as from August 6th, 1936, on any future disputes, excepting those in regard to which the Parties would have agreed, after the coming into force of the Statute of the Permanent Court of International Justice, to have recourse to another method of pacific settlement.

Geneva, August 5th, 1936.

(Signed) O. REUHLIN,
Chargé d'affaires *a. i.*

Colombia.

By a letter dated August 27th, 1936, the Secretary-General of the League of Nations, at the request of the Colombian Government, informed Members of the League that an error had occurred in the actual wording of the declaration by which that Government accepted the Optional Clause in the Court's Statute¹.

According to the Secretary-General's letter :

"The Colombian Government's intention was that disputes prior to the said declaration should be excepted from the undertaking it was giving.

Evidence of this intention is afforded by the above-mentioned instrument of ratification. At the end of this instrument, the text of the declaration concerning Article 36 of the Statute of the Permanent Court of International Justice was inserted. The paragraph preceding the actual text of the declaration makes an express reference to Colombian law No. 38 of 1930 ; and Article 2 of that law states as follows :

¹ The text of this declaration is reproduced (in French) on page 54 of the fourth edition of the *Collection of Texts governing the jurisdiction of the Court* (Series D., No. 6).

'The ratification of the aforesaid conventions by Colombia is subject to the reservation that the obligations contracted by the Republic of Colombia through those conventions relate solely to disputes that may arise out of events subsequent to their ratification.'

In communicating these particulars to the Government of, the Secretary-General has the honour to inform it that the Colombian Government considers that the declaration of January 6th, 1932, is to be regarded as having been made with the reservation mentioned above.

Consequently, in order to avoid any misunderstanding, the Colombian Government proposes to add to its declaration of January 6th, 1932, a further clause in the following terms:

'In accordance with Article 2 of law No. 38 of 1930, authorizing the President of the Republic to accept the compulsory jurisdiction of the Court as provided in Article 36 of its Statute, this declaration is made with a reservation concerning disputes prior to January 6th, 1932, the date on which it was signed.'

Switzerland (renewal).

(Date of deposit of ratification: April 17th, 1937.)

On behalf of the Government of the Swiss Confederation and subject to ratification, the undersigned recognizes, in relation to any other Member of the League of Nations or State accepting the same obligation, that is to say on condition of reciprocity, the jurisdiction of the Court as compulsory, *ipso facto* and without special convention, for a period of ten years to be reckoned as from the deposit of the instrument of ratification.

Geneva, September 23rd, 1936.

(Signed) MOTTA.

Roumania.

By a letter dated October 22nd, 1936, the Secretary-General of the League of Nations informed the Registrar of the Court that, according to a letter from the Chargé d'affaires of the Roumanian Legation to the League of Nations, the date of the original declaration mentioned in the declaration of renewal of June 4th, 1936, was October 8th, 1930, and not October 4th, 1930¹.

Brazil (renewal).

(Date of deposit of ratification: January 26th, 1937.)

On behalf of the Government of the Republic of the United States of Brazil, I hereby renew, in virtue of the authorization of the National Legislature, the acceptance of the compulsory jurisdiction of the Permanent Court of International Justice, for a period of ten years, on condition of reciprocity, with the exception of questions which, by international law, fall exclusively within the

¹ The text of the Roumanian Government's declaration of renewal is on page 337 of the Twelfth Annual Report.

jurisdiction of the Brazilian Courts of law, or which belong to the constitutional régime of each State.

Geneva, January 26th, 1937.

(Signed) A. DOS GUIMARAES BASTOS,
Chargé d'affaires of the United States
of Brazil at Berne.

Austria (renewal).

(Date of deposit of ratification: June 30th, 1937.)

On behalf of Austria and subject to ratification, the undersigned recognizes, in relation to any other Member of the League of Nations or State accepting the same obligation, that is to say, on condition of reciprocity, the jurisdiction of the Court as compulsory, *ipso facto* and without special convention, for a further period of five years as from March 13th, 1937.

Geneva, March 22nd, 1937.

(Signed) E. PFLÜGL.

Finland (renewal).

On behalf of the Government of the Republic of Finland and not being subject to ratification, I recognize in relation to any other Member or State accepting the same obligation, that is to say, on condition of reciprocity, the jurisdiction of the Court as compulsory, *ipso facto* and without special convention, for a period of ten years as from April 6th, 1937.

Geneva, April 9th, 1937.

(Signed) P. HJELT,
Permanent Delegate *a. i.* of Finland
to the League of Nations.

List of States having signed the Optional Clause¹.

States.	Date of signature.	Conditions.	Date of deposit of ratification (if any ²).
Union of South Africa	19 IX 29	Ratification Reciprocity. 10 years, and thereafter until notice of termination is given. For all disputes arising after ratification with regard to situations or facts subsequent to ratification, except : --disputes in regard to which the Parties have agreed or shall agree to have recourse to some other method of peaceful settlement ; --disputes between Members of the League of Nations who are also Members of the British Commonwealth of Nations ; --disputes with regard to questions which by international law fall exclusively within the jurisdiction of South Africa. The right is reserved in respect of any disputes considered by the Council to suspend judicial proceedings under certain conditions.	7 IV 30
Albania	17 IX 30	Ratification. Reciprocity. 5 years (as from the date of the deposit of the instrument of ratification). For all disputes arising after ratification with regard to situations or facts subsequent to ratification. Except the disputes (a) relating to the territorial status of Albania ; (b) with regard to questions which by international law fall exclusively within the jurisdiction of Albania ; (c) relating directly or indirectly to the application of treaties providing for another method of pacific settlement	17 IX 30

¹ Sometimes the date of the signature of the Optional Clause does not appear in the declaration. In such cases, the list gives in brackets an approximate indication based on the date on which the declaration was first published in an official document of the League of Nations ; this document is then referred to in a note.

² Ratification is not in fact required under the terms of the Optional Clause.

States.	Date of signature.	Conditions.	Date of deposit of ratification (if any).
Albania (cont.)	<i>Renewed on</i> 7 XI 35	For 5 years (from September 17th, 1935).	
Argentina	28 XII 35	Ratification. Reciprocity. 10 years (from date of deposit of instrument of ratification). For any dispute arising after ratification with regard to signatures or facts subsequent to such ratification. Except in cases where the Parties may have agreed or may agree to have recourse to some other method of pacific settlement. The declaration does not apply to questions already settled or to those which by international law fall within the local jurisdiction or the constitutional régime of each State.	
Australia	20 IX 29	(<i>See, mutatis mutandis, the conditions stipulated by the Union of South Africa.</i>)	18 VIII 30
Austria	14 III 22	Reciprocity. 5 years.	
	<i>Renewed on</i> 12 I 27	Ratification. Reciprocity. 10 years (from the date of the deposit of the instrument of ratification).	13 III 27
	<i>Renewed on</i> 22 III 37	Ratification. Reciprocity. 5 years (as from March 13th, 1937).	30 VI 37
Belgium	25 IX 25	Ratification. Reciprocity. 15 years. For any dispute arising after ratification with regard to situations or facts subsequent to such ratification. Except in cases where the Parties may have agreed or may agree to have recourse to some other method of pacific settlement.	10 III 26
Bolivia	7 VII 36	Reciprocity. 10 years.	7 VII 36
Brazil	1 XI 21 ¹	Reciprocity. 5 years.	

¹ Brazil's declaration is contained in the deed of ratification of the Protocol of Signature of the Statute (deposited on November 1st, 1921).

States.	Date of signature.	Conditions.	Date of deposit of ratification (if any).
Brazil (<i>cont.</i>)		On condition that compulsory jurisdiction is accepted by at least two of the Powers permanently represented on the Council of the League of Nations ¹ .	
	<i>Renewed on</i> 26 I 37	Reciprocity. 10 years. Except for questions which by international law fall exclusively within the jurisdiction of the Brazilian Courts of law or which belong to the constitutional régime of each State.	26 I 37
Bulgaria	(1921) ²	Reciprocity.	12 VIII 21
Canada	20 IX 29	(<i>See, mutatis mutandis, the conditions stipulated by the Union of South Africa.</i>)	28 VII 30
China	13 V 22	Reciprocity. 5 years.	
Colombia ³	6 I 32	Reciprocity.	
Costa Rica	(Before 28 I 21) ⁴	Reciprocity.	
Czechoslovakia	19 IX 29	Ratification. Reciprocity. 10 years (as from the date of deposit of the instrument of ratification). For all disputes arising after ratification with regard to situations or facts subsequent to ratification.	

¹ Germany and Great Britain—Powers permanently represented on the Council of the League of Nations—are now bound by the Clause, the first since February 29th, 1928, and the second since February 5th, 1930.

² Declaration reproduced in the *Treaty Series* of the League of Nations, Vol. VI (1921), No. 170.

³ See p. 276.

⁴ Declaration reproduced in the document of the League of Nations No. 21:31/6, A, dated January 28th, 1921.

Costa Rica, on December 24th, 1924, informed the Secretary-General of her decision to withdraw from the League of Nations, this decision to take effect as from January 1st, 1927. Before that date, Costa Rica had not ratified the Protocol of Signature of the Statute; moreover, Costa Rica is not mentioned in the Annex to the Covenant of the League of Nations. This would seem to point to the conclusion that Costa Rica's obligations resulting from her signature of the Protocol of December 16th, 1920, and of the Optional Clause have lapsed.

States.	Date of signature.	Conditions.	Date of deposit of ratification (if any).
Czechoslovakia (cont.)		Except in cases where the Parties have agreed or shall agree to have recourse to some other method of pacific settlement. Subject to the right of either Party to a dispute to submit it, before any recourse to the Court, to the Council of the League of Nations.	
Denmark	(Before 28 I 21) ¹	Ratification. Reciprocity. 5 years.	13 VI 21
	<i>Renewed on</i> 11 XII 25	Ratification. Reciprocity. 10 years (from June 13th, 1926).	28 III 26
	<i>Renewed on</i> 4 VI 36	Ratification. Reciprocity. 10 years (from June 13th, 1936).	
Dominican Republic	30 IX 24	Ratification. Reciprocity.	4 II 33
Estonia	2 V 23 ²	Reciprocity. 5 years. For any future dispute in regard to which the Parties have not agreed to have recourse to some other method of pacific settlement.	
	<i>Renewed on</i> 25 VI 28 ³	For a period of 10 years as from May 2nd, 1928.	
Ethiopia	12 VII 26	Reciprocity. 5 years. Future disputes in regard to which the Parties may have agreed to have recourse to some other method of pacific settlement are excepted.	16 VII 26
	<i>Renewed on</i> 15 IV 32	Prolongation for a period of two years, from July 16th, 1931.	
	<i>Renewed on</i> 18 IX 34	Extension for a period of two years as from September 18th, 1934, with retrospective effect to cover the period from July 16th, 1933, to September 18th, 1934.	

¹ Declaration reproduced in the document of the League of Nations No. 21/31/6, A, dated January 28th, 1921.

² Estonia's declaration is contained in the deed of ratification of the Protocol of Signature of the Statute (deposited on May 2nd, 1923).

³ Date of the letter by which the Minister for Foreign Affairs of the Estonian Government informed the Secretary-General of the League of Nations of the extension of the period for which that Government was bound.

States.	Date of signature.	Conditions.	Date of deposit of ratification (if any).
Finland	(1921) ¹	Ratification. Reciprocity. 5 years.	6 IV 22
	<i>Renewed on</i> 3 III 27	Reciprocity. 10 years (as from April 6th, 1927).	
	<i>Renewed on</i> 9 IV 37	Reciprocity. 10 years (as from April 6th, 1937).	
France	19 IX 29 ²	Ratification. Reciprocity. 5 years. For all disputes arising after ratification with regard to situations or facts subsequent to ratification ; And which cannot be settled by a procedure of conciliation or by the Council according to the terms of Article 15, paragraph 6, of the Covenant. Except cases in which the Parties have agreed or shall agree to have recourse to some other method of arbitral settlement.	25 IV 31
	<i>Renewed on</i> 11 III 36 ³	5 years, from April 25th, 1936.	
Germany	23 IX 27	Ratification. Reciprocity. 5 years. For any future dispute arising after ratification regarding situations or facts subsequent to ratification. Except in cases where the Parties may have agreed or may agree to have recourse to another method of pacific settlement.	29 II 28
	<i>Renewed on</i> 9 II 33	Ratification. Prolongation for 5 years as from March 1st, 1933.	
Great Britain	19 IX 29	(<i>See, mutatis mutandis, the conditions stipulated by the Union of South Africa.</i>)	5 II 30

¹ Declaration reproduced in the *Treaty Series* of the League of Nations, Vol. VI (1921), No. 170.

² This declaration replaces the declaration made on behalf of the French Government on October 2nd, 1924, which was subject to ratification but had not been ratified.

³ This date is that on which a note, dated April 10th, was received at Geneva from the French delegation to the League of Nations, transmitting the French declaration of renewal, which is dated Paris, April 7th, 1936.

States.	Date of signature.	Conditions.	Date of deposit of ratification (if any).
Greece	12 IX 29	Reciprocity. 5 years. For all categories of disputes enumerated in Article 36 of the Statute, except : (a) disputes relating to the territorial status of Greece, including those concerning its rights of sovereignty over its ports and lines of communication ; (b) disputes relating directly or indirectly to the application of treaties or conventions accepted by Greece and providing for another procedure.	
	<i>Renewed on</i> 12 IX 34	Ratification. Reciprocity. 5 years (as from September 12th, 1934). For the categories of disputes enumerated in paragraph 2 of Article 36 of the Statute, with the same exceptions as before.	19 VII 35
Guatemala	17 XII 26	Ratification. Reciprocity.	
Haiti	7 IX 21	(Without conditions.)	
Hungary	14 IX 28	Ratification. Reciprocity. 5 years (from the date of the deposit of the instrument of ratification).	13 VIII 29
	<i>Renewed on</i> 30 V 34	Ratification. Reciprocity. 5 years (as from Aug. 13th, 1934).	9 VIII 34
India	19 IX 29	<i>(See, mutatis mutandis, the conditions stipulated by the Union of South Africa.)</i>	5 II 30
Iran	2 X 30	Ratification. Reciprocity. 6 years (and after expiration of that period, until notification of abrogation). For all disputes arising after ratification with regard to situations or facts relating directly or indirectly to the application of treaties accepted by Iran and subsequent to the ratification.	19 IX 32

States.	Date of signature.	Conditions.	Date of deposit of ratification (if any).
Iran (cont.)		<p>With the exception of :</p> <p>(a) disputes relating to the territorial status of Iran, including those concerning the rights of sovereignty of Iran over its islands and ports ;</p> <p>(b) disputes in regard to which the Parties have agreed or shall agree to have recourse to some other method of peaceful settlement ;</p> <p>(c) disputes with regard to questions which, by international law, fall exclusively within the jurisdiction of Iran.</p> <p>Subject to Iran's right to demand the suspension of proceedings before the Court in regard to any dispute referred to the Council of the League of Nations.</p>	
Irish Free State ¹	14 IX 29	Ratification. Reciprocity. 20 years.	11 VII 30
Italy	9 IX 29	<p>Ratification. Reciprocity. 5 years.</p> <p>Subject to any other method of settlement provided by a special convention.</p> <p>In cases where a solution by means of diplomacy or by the action of the Council of the League of Nations is not attained.</p>	7 IX 31
Latvia	10 IX 29 ²	<p>Ratification. Reciprocity. 5 years.</p> <p>For all disputes arising after ratification of this declaration in regard to</p>	26 II 30

¹ In his circular letter No. 105, the Secretary-General of the League of Nations notified the governments of Members of the League that the Minister for Foreign Affairs of the Irish Free State had informed him in a letter dated August 21st, 1926, that the Irish Free State should be included amongst the Members of the League which had ratified the Protocol of Signature.

On October 12th, 1926, the Secretary-General informed the Registrar of the Court that the letter of August 21st above mentioned had been handed to him on August 26th by the representative of the Irish Free State accredited to the League of Nations, and that, since that date, the Irish Free State has been included on the Secretariat's list as bound by the Protocol of the Court.

² This declaration replaces the declaration made on behalf of the Latvian Government on September 11th, 1923, which was subject to ratification but had not been ratified.

States.	Date of signature.	Conditions.	Date of deposit of ratification (if any).
Latvia (<i>cont.</i>)	<i>Renewed on</i> 31 I 35	<p>situations or facts subsequent to ratification.</p> <p>Except in cases where the Parties have agreed or shall agree to have recourse to some other method of peaceful settlement.</p> <p>Ratification. Reciprocity. 5 years; at the expiration of this period, the declaration will continue to be fully effective until notice of abrogation has been given.</p> <p>For all disputes arising subsequent to February 26th, 1930, the date of deposit of the ratification of the declaration made at Geneva on September 10th, 1929, or which may arise in the future, in regard to situations or facts subsequent to that date.</p> <p>Except in cases where the Parties have agreed or shall agree to have recourse to some other method of peaceful settlement.</p>	26 II 35
Liberia	(1921) ¹	Ratification. Reciprocity.	
Lithuania	5 X 21 <i>Renewed on</i> 14 I 30 <i>Renewed on</i> 12 III 35 ²	5 years. 5 years (as from January 14th, 1930). Reciprocity. 5 years (with effect from January 14th, 1935).	16 V 22
Luxemburg	15 IX 30 ³	<p>Reciprocity. 5 years (renewable by tacit reconduction).</p> <p>For all disputes arising after the signature in regard to situations or facts subsequent to the signature.</p> <p>Except the cases where the Parties have agreed or shall agree to have recourse to another procedure or to another method of peaceful settlement.</p>	

¹ Declaration reproduced in the *Treaty Series* of the League of Nations, Vol. VI (1921), No. 170.

² This date is that on which a letter, dated March 8th, 1935, and containing the declaration of Lithuania, was received in Geneva.

³ In 1921, the Government of Luxemburg had already signed the Optional Clause, subject to ratification; but ratification had not taken place.

States.	Date of signature.	Conditions.	Date of deposit of ratification (if any).
Monaco ¹	22 IV 37	5 years. For all disputes arising after the declaration with regard to situations or facts subsequent to this declaration. Except in cases where the Parties have agreed or shall agree to have recourse to another method of pacific settlement.	22 IV 37
Netherlands	6 VIII 21	Reciprocity. 5 years. For any future dispute in regard to which the Parties have not agreed to have recourse to some other method of pacific settlement.	
	<i>Renewed on</i> 2 IX 26	Reciprocity. 10 years (as from August 6th, 1926). For all future disputes excepting those in regard to which the Parties may have agreed, after the entry into force of the Court's Statute, to have recourse to some other method of pacific settlement.	
	<i>Renewed on</i> 5 VIII 36	Reciprocity. 10 years (as from August 6th, 1936). For all future disputes excepting those in regard to which the Parties may have agreed, after the entry into force of the Court's Statute, to have recourse to some other method of pacific settlement.	
New Zealand	19 IX 29	(<i>See, mutatis mutandis, the conditions stipulated by the Union of South Africa.</i>)	29 III 30
Nicaragua	24 IX 29	(Unconditionally.)	
Norway	6 IX 21	Ratification. Reciprocity. 5 years.	3 X 21
	<i>Renewed on</i> 22 IX 26	Reciprocity. 10 years (from Oct. 3rd, 1926).	
	<i>Renewed on</i> 29 V 36 ²	Reciprocity. 10 years (from Oct. 3rd, 1936).	

¹ The acceptance of the Court's compulsory jurisdiction by the Principality of Monaco is made in accordance with paragraph 4 of No. 2 in the Council's Resolution of May 17th, 1922. See pp. 64 and 273-274.

² This date is that of the deposit of the declaration with the Secretariat of the League of Nations; the declaration is dated Oslo, May 19th, 1936.

States.	Date of signature.	Conditions.	Date of deposit of ratification (if any).
Panama	25 X 21	Reciprocity.	14 VI 29
Paraguay	11 V 33 ¹	(Unconditionally.)	
Peru	19 IX 29	Ratification. Reciprocity. 10 years (as from date of ratification). For all disputes arising with regard to situations or facts subsequent to ratification. Except in cases where the Parties may have agreed either to have recourse to some other method of settlement by arbitration or to submit the dispute previously to the Council of the League of Nations.	29 III 32
Poland	24 I 31	Ratification. Reciprocity. 5 years. For all disputes arising after the ratification with regard to situations or facts subsequent to the ratification. Except the cases where the Parties have agreed or shall agree to have recourse to some other method of peaceful settlement. Except the disputes : (1) with regard to matters which, by international law, are solely within the domestic jurisdiction of States ; (2) arising between Poland and States which refuse to establish or maintain normal diplomatic relations with Poland ; (3) connected directly or indirectly with the World War or with the Polono-Sovietic War ; (4) resulting directly or indirectly from the provisions of the Treaty of Peace signed at Riga on March 18th, 1921 ; (5) relating to provisions of internal law connected with points (3) and (4).	
Portugal	(Before 28 I 21) ²	Reciprocity.	8 X 21

¹ The declaration of Paraguay was made when the instrument of ratification of the Protocol of Signature of the Statute was deposited.

² Declaration reproduced in the document of the League of Nations No. 21/31/6, A, dated January 28th, 1921.

States.	Date of signature.	Conditions.	Date of deposit of ratification (if any).
Roumania	8 X 30	<p>Ratification.</p> <p>In respect of the governments recognized by Roumania and under reciprocity.</p> <p>5 years.</p> <p>In regard to legal disputes arising out of situations or facts subsequent to ratification.</p> <p>With exception of the matters for which a special procedure has been or may be established.</p> <p>Subject to the right of Roumania to submit the dispute to the Council of the League of Nations before having recourse to the Court.</p> <p>With the exception of :</p> <p>(a) any question of substance or procedure which might directly or indirectly cause the existing territorial integrity of Roumania and of her sovereign rights, including her rights over her ports and communications, to be brought into question ;</p> <p>(b) disputes relating to questions which, according to international law, fall under the domestic jurisdiction of Roumania.</p>	9 VI 31
	<i>Renewed on</i> 4 VI 36	For 5 years (from June 9th, 1936).	
Salvador	29 VIII 30 ¹	<p>With the exception of any disputes or differences concerning points or questions which cannot be submitted to arbitration in accordance with the political constitution of Salvador.</p> <p>Except the disputes which arose before the signature, and pecuniary claims made against the nation.</p> <p>Reciprocity only in regard to States which accept the arbitration in that form.</p>	29 VIII 30
Siam	20 IX 29	<p>Ratification.</p> <p>Reciprocity.</p> <p>10 years.</p> <p>For all disputes as to which no other means of pacific settlement is agreed upon between the Parties.</p>	7 V 30
Spain	21 IX 28	<p>Reciprocity.</p> <p>10 years.</p>	

¹ The declaration of Salvador is contained in the deed of ratification of the Protocol of Signature of the Statute (deposited on August 29th, 1930).

States.	Date of signature.	Conditions.	Date of deposit of ratification (if any).
Spain (cont.)		For any dispute arising after signature with regard to situations or facts subsequent to such signature. Except in cases where the Parties may have agreed or may agree to have recourse to some other method of pacific settlement.	
Sweden	16 VIII 21	Reciprocity. 5 years.	
	<i>Renewed on</i> 18 III 26	Reciprocity. 10 years (as from August 16th, 1926).	
	<i>Renewed on</i> 18 IV 36	Reciprocity. 10 years (as from August 16th, 1936).	
Switzerland	(Before 28 I 21) ¹	Ratification. Reciprocity. 5 years.	25 VII 21
	<i>Renewed on</i> 1 III 26	Ratification. Reciprocity. 10 years (as from deposit of instrument of ratification).	24 VII 26
	<i>Renewed on</i> 23 IX 36	Ratification. Reciprocity. 10 years (as from deposit of instrument of ratification).	17 IV 37
Turkey	12 III 36	Reciprocity. 5 years. For any dispute arising after the signature of the declaration. Except disputes relating directly or indirectly to the application of treaties or conventions providing for some other method of peaceful settlement.	
Uruguay	(Before 28 I 21) ¹	Reciprocity.	27 IX 21
Yugoslavia	16 V 30	Ratification. In relation to any government recognized by the Kingdom of Yugoslavia and on condition of reciprocity.	24 XI 30

¹ Declaration reproduced in the document of the League of Nations No. 21/31/6, A, dated January 28th, 1921.

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States.	Date of signature.	Conditions.	Date of deposit of ratification (if any).
Yugoslavia (cont.)		<p>5 years (as from deposit of instrument of ratification).</p> <p>For all disputes arising after ratification.</p> <p>Except disputes relating to questions which, by international law, fall exclusively within the jurisdiction of the Kingdom of Yugoslavia.</p> <p>And except in cases where the Parties have agreed or shall agree to have recourse to some other method of peaceful settlement.</p>	

18. — PROTOCOLE PROROGÉANT LE TRAITÉ DE CONCILIATION
ET DE RÈGLEMENT JUDICIAIRE CONCLU LE 20 SEPTEMBRE 1924
ENTRE L'ITALIE ET LA SUISSE.

Rome, 20 septembre 1934¹.

(Ratifications échangées à Rome le 28 janvier 1935.)

Article premier. — La validité du Traité de conciliation et de règlement judiciaire, du 20 septembre 1924, est prorogée pour une seconde période de dix ans à compter de l'expiration de la première période de dix ans prévue à l'article 21 dudit traité.

Rien n'est changé à l'égard des prorogations ultérieures telles qu'elles sont prévues dans le même article.

56.—RENEWAL OF THE ARBITRATION CONVENTION OF OCTOBER 25th,
1905², BETWEEN HIS MAJESTY'S GOVERNMENTS IN THE UNITED
KINGDOM, CANADA, THE COMMONWEALTH OF AUSTRALIA AND NEW
ZEALAND, AND THE GOVERNMENT OF ICELAND.

London, March 22nd, 1937³.

EXCHANGE OF NOTES.

I.—*Mr. Eden to Count Ahlefeldt Laurvig.*

Foreign Office, London.

March 22, 1937.

Sir,

I have the honour to inform you that His Majesty's Governments in the United Kingdom of Great Britain and Northern Ireland, Canada, the Commonwealth of Australia and New Zealand, desire that the Anglo-Danish Arbitration Convention signed in London on the 25th October, 1905, and last renewed on the 10th October, 1935, with effect from the 4th May, 1931, should be regarded as having been renewed for a further period of five years from the 4th May, 1936, in respect of Great Britain and Northern Ireland and all parts of the British Empire which are not separate Members of the League of Nations, Canada, the Commonwealth of Australia and New Zealand, respectively, on the one hand, and Iceland on the other.

I have the honour further to propose that, unless notice to terminate the Convention has been given one year before the expiry

¹ *Société des Nations, Recueil des Traités*, vol. CLVIII, p. 17.

² See D., No. 6, No. 56, p. 193. On June 4th, 1926, a Convention was signed in London, between the United Kingdom and Iceland, renewing as regards Iceland the Arbitration Convention between the United Kingdom and Denmark, dated October 25th, 1905. (For the text of this Convention, see: *Traités généraux d'arbitrage communiqués au Bureau international de la Cour d'Arbitrage*, 1^{ère} série, p. 201. La Haye, van Langenhuysen frères, 1911.)

³ H.M. Stationery Office, Treaty Series, No. 21 (1937), Cmd. 5448.

of the said period of five years, it shall continue to be in force without limit of time until one year from the date on which such notice is given. His Majesty's Governments above mentioned may respectively terminate the Convention separately in respect of Great Britain and Northern Ireland and all parts of the British Empire which are not separate Members of the League of Nations, Canada, Australia or New Zealand, as the case may be.

It will be understood that in place of reference to the Permanent Court of Arbitration as provided for in Articles 1 and 2 of the aforesaid Convention of the 25th October, 1905, the reference shall, in any case arising, be made to the Permanent Court of International Justice in accordance with the procedure laid down in the Statute of that Court and in the Rules of Court adopted thereunder.

If the above proposals are accepted, I have the honour to suggest that the present note and your reply thereto in similar terms shall be regarded as constituting a formal agreement between His Majesty's Governments aforesaid on the one hand, and the Government of Iceland on the other.

I have, etc.

(Signed) ANTHONY EDEN.

II.—*Count Ahlefeldt Laurvig to Mr. Eden.*

Danish Legation, London,

March 22, 1937.

Sir,

I have the honour to acknowledge receipt of your note of to-day's date and to inform you that the Government of Iceland are willing that the Anglo-Danish Arbitration Convention signed in London on the 25th October, 1905, and last renewed on the 10th October, 1935, with effect from the 4th May, 1931, should be regarded as having been renewed for a further period of five years from the 4th May, 1936, in respect of Iceland on the one hand, and Great Britain and Northern Ireland and all parts of the British Empire which are not separate Members of the League of Nations, Canada, the Commonwealth of Australia and New Zealand on the other.

I have the honour further to inform you that the Government of Iceland are willing that unless notice to terminate the Convention has been given one year before the expiry of the said period of five years, it shall continue to be in force without limit of time until one year from the date on which such notice is given. His Majesty's Governments above mentioned may respectively terminate the Convention separately in respect of Great Britain and Northern Ireland and all parts of the British Empire which are not separate Members of the League of Nations, Canada, the Commonwealth of Australia or New Zealand, as the case may be.

It will be understood that in place of reference to the Permanent Court of Arbitration, as provided for in Articles 1 and 2 of the aforesaid Convention of the 25th October, 1905, the reference shall, in any case arising, be made to the Permanent Court of Interna-

tional Justice in accordance with the procedure laid down in the Statute of that Court and in the Rules of Court adopted thereunder.

The present note and your note under reply shall be regarded as constituting a formal agreement between the Government of Iceland on the one hand, and His Majesty's Governments aforesaid on the other.

I have, etc.

(for Iceland :)

(Signed) P. F. AHLEFELDT LAURVIG.

104. — PROTOCOLE PORTANT MODIFICATION DU TRAITÉ DE CONCILIATION, DE RÈGLEMENT JUDICIAIRE ET D'ARBITRAGE CONCLU LE 9 DÉCEMBRE 1928 ENTRE LA SUISSE ET LA TURQUIE.

Ankara, 1^{er} juin 1933 ¹.

(Ratifications échangées à Berne le 7 mai 1935.)

Article unique. — Les alinéas 1 et 2 de l'article premier du Traité du 9 décembre 1928 sont remplacés par les dispositions suivantes :

« Les Parties contractantes s'engagent à soumettre, à la demande de l'une d'entre elles, à une procédure de conciliation et, le cas échéant, à une procédure de règlement judiciaire ou arbitral, les différends qui n'auraient pu être réglés par la voie diplomatique dans un délai raisonnable et au sujet desquels les Parties se contesteraient réciproquement un droit, notamment les différends ayant pour objet :

- 1° l'interprétation d'un traité ;
- 2° tout point de droit international ;
- 3° la réalité de tout fait qui, s'il était établi, constituerait la rupture d'une obligation internationale ;
- 4° l'étendue ou la nature de la réparation due pour une telle rupture.

Les dispositions ci-dessus ne s'appliquent pas aux différends qui, de l'avis de l'une des Parties, relèveraient, d'après les principes du droit international, exclusivement de sa souveraineté ou rentrent, d'après les traités en vigueur entre elles, dans sa compétence exclusive. Toutefois, l'autre Partie pourra, si elle est d'un avis opposé, faire décider préalablement par la Cour permanente de Justice internationale si le différend est de la compétence de celle-ci, telle qu'elle résulte du présent traité. »

¹ *Société des Nations, Recueil des Traités*, vol. CLIX, p. 229.

168.—CONVENTION CONCERNING NIGHT WORK OF WOMEN
adopted by the Labour Conference.

Washington, November 28th, 1919.

<i>Denunciations</i> ¹ :	Brazil	May 12th, 1937
	Great Britain and Northern Ireland	January 25th, 1937
	Greece	June 30th, 1936
	Hungary	December 18th, 1936
	Irish Free State	March 15th, 1937
	Switzerland	June 4th, 1936

172.—CONVENTION FIXING THE MINIMUM AGE FOR ADMISSION OF CHILDREN TO EMPLOYMENT AT SEA

adopted by the Labour Conference.

Genoa, July 9th, 1920.

<i>Ratif. (cont.):</i>	Brazil	June 8th, 1936
	China	December 2nd, 1936

173.—CONVENTION CONCERNING UNEMPLOYMENT INDEMNITY IN CASE OF LOSS OR FOUNDERING OF THE SHIP

adopted by the Labour Conference.

Genoa, July 9th, 1920.

<i>Ratif. (cont.):</i>	Norway	July 21st, 1936
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177.—CONVENTION CONCERNING THE COMPULSORY MEDICAL EXAMINATION OF CHILDREN AND YOUNG PERSONS EMPLOYED AT SEA

adopted by the Labour Conference.

Geneva, November 11th, 1921.

<i>Ratif. (cont.):</i>	Brazil	June 8th, 1936
	China	December 2nd, 1936

¹ On June 19th, 1934, the Labour Conference adopted a (revised) *Convention concerning the employment of women during the night* (see p. 302). The denunciation of the 1919 Convention by the States mentioned above is the result of the ratification by the same States of the revised Convention.

178.—CONVENTION CONCERNING THE MINIMUM AGE
FOR ADMISSION OF YOUNG PERSONS TO EMPLOYMENT
AS TRIMMERS OR STOKERS

adopted by the Labour Conference.

Geneva, November 11th, 1921.

Ratif. (cont.): China December 2nd, 1936

184.—CONVENTION FOR THE SUPPRESSION OF THE CIRCULATION OF
AND TRAFFIC IN OBSCENE PUBLICATIONS.

Geneva, September 12th, 1923.

Adh. (cont.): Afghanistan May 10th, 1937
Argentina October 3rd, 1936

186.—CONVENTION AND STATUTE ON THE INTERNATIONAL RÉGIME
OF RAILWAYS.

Geneva, December 9th, 1923.

Ratif. (cont.): Finland February 11th, 1937

190.—CONVENTION CONCERNING OPIUM.

Geneva, February 19th, 1925.

Application to: Liechtenstein ¹

¹ The Swiss Federal Political Department, by a letter dated July 15th, 1936, informed the Secretariat of the League of Nations of the following:

"Under the terms of the arrangements concluded between the Government of the Principality of Liechtenstein and the Swiss Government in 1929 and 1935, in application of the Customs Union Treaty concluded between these two countries on March 29th, 1923, the Swiss legislation on narcotic drugs, including all the measures taken by the Federal authorities to give effect to the different international conventions on dangerous drugs, will be applicable to the territory of the Principality in the same way as to the territory of the Confederation, as long as the said Treaty remains in force. The Principality of Liechtenstein will accordingly participate, so long as the said Treaty remains in force, in the international conventions which have been or may hereafter be concluded in the matter of narcotic drugs, it being neither necessary nor advisable for that country to accede to them separately."

**191.—CONVENTION CONCERNING EQUALITY OF TREATMENT
FOR NATIONAL AND FOREIGN WORKERS
AS REGARDS WORKMEN'S COMPENSATION FOR ACCIDENTS**

adopted by the Labour Conference.

Geneva, June 5th, 1925.

Ratif. (cont.): Greece _____ May 30th, 1936

192.—CONVENTION RELATING TO NIGHT WORK IN BAKERIES

adopted by the Labour Conference.

Geneva, June 8th, 1925.

Ratif. (cont.): Irish Free State _____ March 15th, 1937

**193.—CONVENTION CONCERNING WORKMEN'S COMPENSATION
FOR ACCIDENTS**

adopted by the Labour Conference.

Geneva, June 10th, 1925.

Ratif. (cont.): Austria _____ August 21st, 1936

**194.—CONVENTION CONCERNING WORKMEN'S COMPENSATION
FOR OCCUPATIONAL DISEASES**

adopted by the Labour Conference.

Geneva, June 10th, 1925.

Denunciations: Great Britain and Northern Ireland _____ April 29th, 1936
Irish Free State _____ March 15th, 1937
Sweden _____ February 24th, 1937

**195.—CONVENTION CONCERNING THE SUPERVISION
OF THE INTERNATIONAL TRADE IN ARMS AND AMMUNITION
AND IMPLEMENTS OF WAR.**

Geneva, June 17th, 1925.

Ratif. (cont.): Luxemburg _____ September 1st, 1936

197.—CONVENTION CONCERNING THE REPATRIATION
OF SEAMEN

adopted by the Labour Conference.

Geneva, June 23rd, 1926.

Ratif. (cont.): China _____ December 2nd, 1936

198.—CONVENTION CONCERNING SEAMEN'S ARTICLES
OF AGREEMENT

adopted by the Labour Conference.

Geneva, June 24th, 1926.

Ratif. (cont.): China _____ December 2nd, 1936

199.—CONVENTION REGARDING SLAVERY.

Geneva, September 25th, 1926.

Ratif. (cont.): China _____ April 22nd, 1937

204.—CONVENTION CONCERNING THE CREATION OF MINIMUM
WAGE-FIXING MACHINERY

adopted by the Labour Conference.

Geneva, June 16th, 1928.

Ratif. (cont.): The Netherlands _____ November 10th, 1936

207.—INTERNATIONAL CONVENTION FOR THE SUPPRESSION
OF COUNTERFEITING CURRENCY.

Geneva, April 20th, 1929.

Adh. (cont.): Finland _____ September 25th, 1936
Turkey _____ January 21st, 1937

208.—CONVENTION CONCERNING THE MARKING OF THE WEIGHT
ON HEAVY PACKAGES TRANSPORTED BY VESSELS

adopted by the Labour Conference.

Geneva, June 21st, 1929.

Ratif. (cont.): Greece _____ May 30th, 1936

**210.—CONVENTION ON CERTAIN QUESTIONS
RELATING TO THE CONFLICT OF NATIONALITY LAWS.**

The Hague, April 12th, 1930.

Entry into force : July 1st, 1937¹.

**211.—PROTOCOL RELATING TO MILITARY OBLIGATIONS
IN CERTAIN CASES OF DOUBLE NATIONALITY.**

The Hague, April 12th, 1930.

<i>Ratif.</i> (cont.) : Colombia	February 24th, 1937 ²
Cuba ³	October 22nd, 1936
The Netherlands	April 2nd, 1937

212.—PROTOCOL RELATING TO A CERTAIN CASE OF STATELESSNESS.

The Hague, April 12th, 1930.

Entry into force : July 1st, 1937⁴.

**216.—PROTOCOL CONFERRING ON THE PERMANENT COURT
OF INTERNATIONAL JUSTICE JURISDICTION TO INTERPRET
THE HAGUE CONVENTIONS OF PRIVATE INTERNATIONAL LAW.**

The Hague, March 27th, 1931.

<i>Ratif.</i> (cont.) : Hungary	July 6th, 1937
Norway	April 3rd, 1937
Portugal	November 30th, 1936

¹ I.e., under Article 26 of the Convention, ninety days after the deposit of the tenth ratification or accession, which deposit was made on April 2nd, 1937 (The Netherlands).

² This ratification being the tenth ratification or adhesion to the Protocol, the latter came into force, in virtue of its Article 12, ninety days after February 24th, 1937, i.e., on May 25th, 1937.

³ This ratification is given subject to the following reservation :

“[*Translation.*] The Government of Cuba declares that it does not accept the obligation imposed by Article 2 of the Protocol when the minor referred to in that Article, although he has the right, on attaining his majority, to renounce or decline Cuban nationality, habitually resides in the territory of the State and is, in fact, more closely connected with the latter than with any other States whose nationality he may also possess.”

⁴ I.e., under Article 10 of the Protocol, ninety days after the deposit of the tenth ratification or accession, which deposit was made on April 2nd, 1937 (The Netherlands).

219.—CONVENTION FOR LIMITING THE MANUFACTURE
AND REGULATING THE DISTRIBUTION OF NARCOTIC DRUGS.

Geneva, July 13th, 1931.

<i>Ratif.</i> (cont.):	Sa'udi Arabia	August 15th, 1936
	Denmark	June 5th, 1936
	Liechtenstein ¹	
	Luxemburg	May 30th, 1936
<i>Adh.</i> (cont.):	Finland	September 25th, 1936

451.—INTERNATIONAL CONVENTION FOR THE SUPPRESSION
OF THE TRAFFIC IN WOMEN OF FULL AGE.

Geneva, October 11th, 1933.

<i>Ratif.</i> (cont.):	Australia ²	September 2nd, 1936
	Austria	August 7th, 1936
	Belgium	June 11th, 1936
	Portugal	January 7th, 1937
<i>Adh.</i> (cont.):	Cuba	June 25th, 1936
	Finland	December 21st, 1936

452.—CONVENTION FOR FACILITATING THE INTERNATIONAL
CIRCULATION OF FILMS OF AN EDUCATIONAL CHARACTER.

Geneva, October 11th, 1933.

<i>Ratif.</i> (cont.):	Belgium	June 8th, 1936
	Greece	January 27th, 1937
	Sweden	December 17th, 1936
<i>Adh.</i> (cont.):	Australia ²	December 23rd, 1936
	Cuba	June 25th, 1936
	Newfoundland	June 29th, 1936

¹ The Swiss Federal Political Department, by a letter dated July 15th, 1936, informed the Secretariat of the League of Nations as follows:

"Under the terms of the arrangements concluded between the Government of the Principality of Liechtenstein and the Swiss Government in 1929 and 1935, in application of the Customs Union Treaty concluded between these two countries on March 29th, 1923, the Swiss legislation on narcotic drugs, including all the measures taken by the Federal authorities to give effect to the different international conventions on dangerous drugs, will be applicable to the territory of the Principality in the same way as to the territory of the Confederation, as long as the said Treaty remains in force. The Principality of Liechtenstein will accordingly participate, so long as the said Treaty remains in force, in the international conventions which have been or may hereafter be concluded in the matter of narcotic drugs, it being neither necessary nor advisable for that country to accede to them separately."

² Including the territories of Papua and Norfolk Island and the mandated territories of New Guinea and Nauru.

454.—CONVENTION CONCERNING COMPULSORY OLD AGE INSURANCE
FOR PERSONS EMPLOYED IN INDUSTRIAL OR COMMERCIAL UNDER-
TAKINGS, IN THE LIBERAL PROFESSIONS, AND FOR OUTWORKERS AND
DOMESTIC SERVANTS

adopted by the Labour Conference.

Geneva, June 29th, 1933.

Ratif. (cont.): Great Britain and
Northern Ireland July 18th, 1936

455.—CONVENTION CONCERNING COMPULSORY OLD AGE INSURANCE
FOR PERSONS EMPLOYED IN AGRICULTURAL UNDERTAKINGS

adopted by the Labour Conference.

Geneva, June 29th, 1933.

Ratif. (cont.): Great Britain and
Northern Ireland July 18th, 1936

456.—CONVENTION CONCERNING COMPULSORY INVALIDITY INSURANCE
FOR PERSONS EMPLOYED IN INDUSTRIAL OR COMMERCIAL UNDER-
TAKINGS, IN THE LIBERAL PROFESSIONS, AND FOR OUTWORKERS AND
DOMESTIC SERVANTS

adopted by the Labour Conference.

Geneva, June 29th, 1933.

Ratif. (cont.): Great Britain and
Northern Ireland July 18th, 1936

457.—CONVENTION CONCERNING COMPULSORY INVALIDITY INSURANCE
FOR PERSONS EMPLOYED IN AGRICULTURAL UNDERTAKINGS

adopted by the Labour Conference.

Geneva, June 29th, 1933.

Ratif. (cont.): Great Britain and
Northern Ireland July 18th, 1936

458.—CONVENTION CONCERNING COMPULSORY WIDOWS' AND ORPHANS' INSURANCE FOR PERSONS EMPLOYED IN INDUSTRIAL OR COMMERCIAL UNDERTAKINGS, IN THE LIBERAL PROFESSIONS, AND FOR OUTWORKERS AND DOMESTIC SERVANTS

adopted by the Labour Conference.

Geneva, June 29th, 1933.

Ratif. (cont.): Great Britain and
Northern Ireland July 18th, 1936

459.—CONVENTION CONCERNING COMPULSORY WIDOWS' AND ORPHANS' INSURANCE FOR PERSONS EMPLOYED IN AGRICULTURAL UNDERTAKINGS

adopted by the Labour Conference.

Geneva, June 29th, 1933.

Ratif. (cont.): Great Britain and
Northern Ireland July 18th, 1936

480.—(REVISED) CONVENTION CONCERNING EMPLOYMENT OF WOMEN DURING THE NIGHT

adopted by the Labour Conference.

Geneva, June 19th, 1934.

Ratif. (cont.): Brazil June 8th, 1936
Great Britain and
Northern Ireland January 25th, 1937
Greece May 30th, 1936
Hungary December 18th, 1936
Irish Free State March 15th, 1937
Switzerland June 4th, 1936

481.—CONVENTION FOR THE REGULATION OF HOURS OF WORK IN AUTOMATIC SHEET-GLASS WORKS

adopted by the Labour Conference.

Geneva, June 21st, 1934.

Ratif. (cont.): Great Britain and
Northern Ireland January 13th, 1937

482.—(REVISED) CONVENTION CONCERNING WORKMEN'S
COMPENSATION FOR OCCUPATIONAL DISEASES (1934)

adopted by the Labour Conference.

Geneva, June 21st, 1934.

<i>Ratif.</i> (cont.):	Brazil	June 8th, 1936
	Cuba	October 22nd, 1936
	Irish Free State	March 15th, 1937
	Japan	June 6th, 1936
	Sweden	February 24th, 1937

484.—INTERNATIONAL CONVENTION FOR THE CAMPAIGN
AGAINST CONTAGIOUS DISEASES OF ANIMALS.

Geneva, February 20th, 1935.

<i>Ratif.</i> (cont.):	Bulgaria	August 28th, 1936
	Latvia	May 4th, 1937
<i>Adh.</i> (cont.):	Chile	October 10th, 1936
<i>Signat.</i> (cont.):	Greece	
	Spain	
	Turkey	

485.—INTERNATIONAL CONVENTION CONCERNING THE TRANSIT
OF ANIMALS, MEAT AND OTHER PRODUCTS OF ANIMAL ORIGIN.

Geneva, February 20th, 1935.

<i>Ratif.</i> (cont.):	Latvia	May 4th, 1937
<i>Adh.</i> (cont.):	Chile	October 10th, 1936
<i>Signat.</i> (cont.):	Greece	
	Spain	
	Turkey	

486.—INTERNATIONAL CONVENTION CONCERNING THE EXPORT
AND IMPORT OF ANIMAL PRODUCTS (OTHER THAN MEAT,
MEAT PREPARATIONS, FRESH ANIMAL PRODUCTS, MILK
AND MILK PRODUCTS).

Geneva, February 20th, 1935.

<i>Ratif.</i> (cont.):	Latvia	May 4th, 1937
<i>Adh.</i> (cont.):	Chile	October 10th, 1936
<i>Signat.</i> (cont.):	Greece	
	Spain	
	Turkey	

498.—CONVENTION CONCERNING THE EMPLOYMENT OF WOMEN
ON UNDERGROUND WORK IN MINES OF ALL KINDS

adopted by the Labour Conference.

Geneva, June 21st, 1935.

<i>Ratif.</i> (cont.):	Afghanistan	May 14th, 1937
	Union of South Africa	June 25th, 1936
	China	December 2nd, 1936
	Great Britain and Northern Ireland	July 18th, 1936
	Greece	May 30th, 1936
	Irish Free State	August 20th, 1936
	Netherlands	February 20th, 1937
	Sweden	July 11th, 1936

502.—CONVENTION CONCERNING THE REDUCTION
OF HOURS OF WORK IN GLASS-BOTTLE WORKS

adopted by the Labour Conference.

Geneva, June 25th, 1935.

<i>Ratif.:</i>	Norway	July 21st, 1936
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SECTION II.

*INSTRUMENTS GOVERNING THE JURISDICTION
OF THE COURT WHICH HAVE COME
TO THE KNOWLEDGE OF THE REGISTRY SINCE
JUNE 15th, 1936.*

FIRST PART.

CONSTITUTIONAL TEXTS
DETERMINING THE JURISDICTION OF THE COURT.

(No new instruments.)

SECOND PART.

INSTRUMENTS FOR THE PACIFIC SETTLEMENT
OF DISPUTES AND CONCERNING THE JURISDICTION
OF THE COURT.

SUMMARY.

SECTION A: COLLECTIVE INSTRUMENTS.

(No new instruments.)

SECTION B: OTHER INSTRUMENTS.

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**508. — TRAITÉ DE CONCILIATION, DE RÉGLEMENT
JUDICIAIRE ET D'ARBITRAGE ENTRE LA BULGARIE
ET L'ESPAGNE**

SOFIA, 26 JUIN 1931 ¹.

(Ratifications échangées à Sofia le 21 juin 1935.)

Article premier. — Les Hautes Parties contractantes s'engagent réciproquement à régler, par voie pacifique et d'après les méthodes prévues par le présent Traité, tous les litiges ou conflits, de quelque nature qu'ils soient, qui viendraient à s'élever entre l'Espagne et la Bulgarie et qui n'auraient pu être résolus par les procédés diplomatiques ordinaires.

PARTIE I.

Article 2. — Tous les litiges entre les Hautes Parties contractantes, de quelque nature qu'ils soient, au sujet desquels les Parties se contesteraient réciproquement un droit et qui n'auraient pu être réglés à l'amiable par les procédés diplomatiques ordinaires seront soumis pour jugement soit à la Cour permanente de Justice internationale, soit à un tribunal arbitral.

Les contestations pour la solution desquelles une procédure spéciale est prévue par d'autres conventions en vigueur entre les Hautes Parties contractantes seront réglées conformément aux dispositions de ces conventions.

Article 3. — Avant d'être soumis à la procédure devant la Cour permanente de Justice internationale ou devant le tribunal arbitral, le différend pourra être, d'un commun accord entre les Parties, soumis à fin de conciliation à une commission internationale permanente dite Commission permanente de conciliation, constituée conformément au présent Traité.

Article 4. — S'il s'agit d'une contestation dont l'objet, d'après la législation intérieure de l'une des Parties, relève de la compétence des tribunaux nationaux, cette Partie pourra s'opposer à ce qu'elle soit soumise à la procédure prévue par le présent Traité avant qu'un jugement définitif ait été rendu, dans un délai raisonnable, par l'autorité judiciaire compétente.

Article 5. — La commission permanente de conciliation sera composée de trois membres. Les Parties contractantes nommeront chacune un commissaire à leur gré et désigneront, d'un commun accord, le troisième qui sera le président de la commission. Celui-ci ne devra être ressortissant d'une des Parties contractantes, ni avoir son domicile sur leur territoire ou se trouver à leur service.

Les commissaires seront nommés pour trois ans. Si, à l'expiration du mandat d'un membre de la commission, il n'est pas pourvu

¹ *Société des Nations, Recueil des Traités*, vol. CLXVI (1936), p. 341.

à son remplacement, son mandat est censé renouvelé pour une période de trois ans.

Un membre dont le mandat expire pendant la durée d'une procédure en cours continue à prendre part à l'examen du différend jusqu'à ce que la procédure soit terminée, nonobstant le fait que son remplaçant aurait été désigné.

En cas de décès ou de retraite de l'un des membres de la commission de conciliation, il devra être pourvu à son remplacement pour le reste de la durée de son mandat, si possible dans les trois mois qui suivront et, en tout cas, aussitôt qu'un différend aura été soumis à la commission.

Article 6. — La commission permanente de conciliation sera constituée dans les six mois qui suivront la demande adressée à cet effet par l'une des Parties contractantes à l'autre Partie.

Si la nomination du président à désigner en commun n'intervenait pas dans ledit délai, ou en cas de remplacement, dans les trois mois à compter de la vacance du siège, elle sera confiée au Président en exercice de la Cour permanente de Justice internationale. Dans le cas où celui-ci serait de la nationalité de l'une des Parties contractantes, la mission de nommer le président de la commission de conciliation sera conférée au Vice-Président d'abord, puis successivement au membre le plus âgé de la Cour, n'appartenant pas à la nationalité des Parties contractantes.

Article 7. — La commission permanente de conciliation sera saisie par voie de requête adressée au président par les deux Parties agissant d'un commun accord.

La requête, après avoir exposé sommairement l'objet du litige, contiendra l'invitation à la commission de procéder à toutes mesures propres à conduire à une conciliation.

Article 8. — Dans le délai de quinze jours à partir de la date où la commission aura été saisie du différend, chacune des Parties pourra, pour l'examen de ce différend, remplacer le membre permanent désigné par elle par une personne possédant une compétence spéciale dans la matière. La Partie qui voudrait user de ce droit en avisera immédiatement l'autre Partie; celle-ci aura la faculté d'user du même droit dans un délai de quinze jours à partir de la date où l'avis lui sera parvenu.

Chaque Partie se réserve de nommer immédiatement un suppléant pour remplacer temporairement le membre permanent désigné par elle qui, par suite de maladie ou de toute autre circonstance, se trouverait momentanément empêché de prendre part aux travaux de la commission.

Au cas où le président de la commission de conciliation désigné en commun par les Parties contractantes serait momentanément empêché de prendre part aux travaux de la commission par suite de maladie ou de toute autre circonstance, les Parties s'entendront pour désigner un suppléant qui siègera temporairement à sa place. Si la désignation de ce suppléant n'intervient pas dans un délai d'un mois à compter de la vacance temporaire du siège, il sera procédé conformément à l'article 6 du présent Traité.

Article 9. — La commission permanente de conciliation aura pour tâche d'élucider les questions en litige, de recueillir à cette fin les informations utiles par voie d'enquête ou autrement et de s'efforcer de concilier les Parties. Elle pourra, après examen de l'affaire, exposer aux Parties les termes de l'arrangement qui lui paraîtrait convenable et leur impartir un délai pour se prononcer.

À la fin de ses travaux, la commission dressera un procès-verbal constatant, suivant le cas, soit que les Parties se sont arrangées et, s'il y a lieu, les conditions de l'arrangement, soit que les Parties n'ont pu être conciliées.

Les travaux de la commission devront, à moins que les Parties n'en conviennent différemment, être terminés dans le délai de six mois à compter du jour où la commission aura été saisie du litige.

Si les Parties n'ont pu être conciliées, la commission pourra, avec l'assentiment des Parties, ordonner la publication immédiate d'un rapport où sera consigné l'avis de chacun des membres de la commission.

Article 10. — A moins de stipulation spéciale contraire, la commission de conciliation réglera elle-même sa procédure qui, dans tous les cas, devra être contradictoire.

En matière d'enquête, la commission, si elle n'en décide autrement à l'unanimité, se conformera aux dispositions du titre III (Commissions internationales d'enquête) de la Convention de La Haye du 18 octobre 1907 pour le règlement pacifique des conflits internationaux.

Article 11. — La commission de conciliation se réunira, sauf accord contraire entre les Parties, au lieu désigné par son président.

Article 12. — Les travaux de la commission de conciliation ne sont publics qu'en vertu d'une décision prise par la commission avec l'assentiment des Parties.

Article 13. — Les Parties seront représentées auprès de la commission de conciliation par des agents ayant mission de servir d'intermédiaires entre elles et la commission; elles pourront, en outre, se faire assister par des conseils et experts nommés par elles à cet effet et demander l'audition de toutes personnes dont le témoignage leur paraîtrait utile.

La commission aura, de son côté, la faculté de demander des explications orales aux agents, conseils et experts des deux Parties, ainsi qu'à toutes personnes qu'elle jugerait utile de faire comparaître avec l'assentiment de leurs gouvernements.

Article 14. — Sauf disposition contraire du présent Traité, les décisions de la commission de conciliation seront prises à la majorité des voix.

Article 15. — Les Parties contractantes s'engagent à faciliter les travaux de la commission de conciliation et, en particulier, à lui fournir dans la plus large mesure possible tous documents et informations utiles ainsi qu'à user des moyens dont elles disposent pour lui permettre de procéder sur leur territoire et selon leur législation à la citation et à l'audition de témoins ou d'experts et à des transports sur les lieux.

Article 16. — Pendant la durée des travaux de la commission de conciliation, chacun des commissaires recevra une indemnité dont le montant sera arrêté d'un commun accord entre les Parties contractantes.

Chaque Gouvernement supportera ses propres frais et une part égale des frais communs de la commission, les indemnités prévues à l'alinéa premier étant comprises parmi ces frais communs.

Article 17. — A défaut d'un arrangement portant le litige devant la commission permanente de conciliation et, dans le cas d'un semblable arrangement, à défaut de conciliation devant la commission permanente de conciliation, la contestation sera soumise, par voie de compromis, soit à la Cour permanente de Justice internationale dans les conditions et suivant la procédure prévues par son Statut, soit à un tribunal arbitral dans les conditions et suivant la procédure prévues par la Convention de La Haye du 18 octobre 1907 pour le règlement pacifique des conflits internationaux.

Si le compromis n'est pas arrêté dans les trois mois à compter du jour où l'une des Parties aura été saisie de la demande de règlement judiciaire, chaque Partie pourra, après préavis d'un mois, porter directement par voie de requête la contestation devant la Cour permanente de Justice internationale.

PARTIE II.

Article 18. — Toutes questions sur lesquelles les Gouvernements des deux Hautes Parties contractantes seraient divisés sans pouvoir les résoudre à l'amiable par les procédés diplomatiques ordinaires et dont la solution ne pourrait être recherchée par un jugement, ainsi qu'il est prévu par l'article 2 du présent Traité, et pour lesquelles une procédure de règlement ne serait pas déjà prévue par un traité ou convention en vigueur entre les Parties, seront soumises à la commission permanente de conciliation.

La procédure prévue par les articles 7 à 16 du présent Traité sera applicable.

A défaut d'accord entre les Parties sur la requête à présenter à la commission, l'une ou l'autre d'entre elles aura toutefois la faculté de soumettre directement, après préavis d'un mois, la question à ladite commission.

Si la requête émane d'une seule des Parties, elle sera notifiée par celle-ci, sans délai, à la Partie adverse.

Article 19. — Si les Parties n'ont pu être conciliées, le conflit sera à la requête de l'une ou l'autre des Parties soumis pour décision à un tribunal arbitral ayant le pouvoir de statuer *ex æquo et bono*.

Ce tribunal sera, s'il n'en est convenu autrement, composé de trois membres désignés suivant la méthode prévue aux articles 5 et 6 du présent Traité pour la constitution de la commission de conciliation. Le tribunal devra être constitué dans les six mois qui suivront la demande d'arbitrage.

La décision du Tribunal arbitral sera obligatoire pour les Parties.

Article 20. — Lorsqu'il y aura lieu à l'arbitrage entre elles, les Parties contractantes s'engagent à conclure, dans les six mois qui

suivront la demande d'arbitrage, un compromis spécial concernant l'objet du conflit, ainsi que les modalités de la procédure.

Si ce compromis ne peut être conclu dans le délai prévu, l'une ou l'autre des Parties aura le droit de saisir le tribunal par voie de simple requête. Dans ce cas, le tribunal arbitral réglera lui-même la procédure.

DISPOSITIONS GÉNÉRALES.

Article 21. — Durant la procédure de conciliation, la procédure judiciaire ou la procédure arbitrale, les Parties contractantes s'abstiendront de toute mesure pouvant avoir une répercussion préjudiciable à l'acceptation des propositions de la commission de conciliation ou à l'exécution de l'arrêt de la Cour permanente de Justice internationale ou de la sentence du tribunal arbitral. A cet effet, la commission de conciliation, la Cour de Justice et le tribunal arbitral ordonneront, le cas échéant, quelles mesures provisoires doivent être prises.

Article 22. — Si la Cour permanente de Justice internationale ou le tribunal arbitral établissait qu'une décision d'une autorité judiciaire ou de toute autre autorité relevant de l'une des Parties contractantes se trouve entièrement ou partiellement en opposition avec le droit des gens, et si le droit constitutionnel de cette Partie ne permettait pas ou ne permettait qu'imparfaitement d'effacer par voie administrative les conséquences de la décision dont il s'agit, la sentence judiciaire ou arbitrale déterminerait la nature et l'étendue de la réparation à accorder à la Partie lésée.

Article 23. — Les contestations qui surgiraient au sujet de l'interprétation ou l'exécution du présent Traité seront, sauf accord contraire, soumises directement à la Cour permanente de Justice internationale par voie de simple requête.

Article 24. — Le présent Traité sera ratifié par le président du Gouvernement provisoire de la République espagnole et par Sa Majesté le roi des Bulgares.

Les instruments de ratification en seront échangés à Sofia dans le plus bref délai possible.

Article 25. — Le présent Traité entrera en vigueur à la date de l'échange des ratifications et aura une durée de cinq ans. S'il n'est pas dénoncé six mois avant l'expiration de ce délai, il sera considéré comme renouvelé pour une période de cinq années, et ainsi de suite.

Si, lors de l'expiration du présent Traité, une procédure de conciliation, de règlement judiciaire ou d'arbitrage se trouve pendante, elle suivra son cours jusqu'à son achèvement.

509. — TRAITÉ D'AMITIÉ, DE NON-AGRESSION,
D'ARBITRAGE ET DE CONCILIATION ENTRE LA ROUMANIE
ET LA TURQUIE

ANKARA, 17 OCTOBRE 1933¹.

(Ratifications échangées à Bucarest le 11 mai 1934.)

Article premier. — Il y a et il y aura paix inviolable et amitié sincère et perpétuelle entre le Royaume de Roumanie et la République turque et leurs peuples.

Article 2. — Fidèles à leurs engagements déjà pris, à ne pas recourir l'une vis-à-vis de l'autre à la guerre comme moyen de leur politique nationale, ni à l'agression telle qu'elle a été définie par les Conventions du 3 et 4 juillet 1933, et partant, de ne pas participer à un acte d'agression commis par un tiers, les deux Hautes Parties contractantes assument en outre l'engagement de condamner toute agression ou toute participation à une agression quelconque tentée par des tiers ainsi que toute entente agressive contre l'un ou l'autre des deux pays.

Article 3. — Les Hautes Parties contractantes s'engagent à résoudre par voie de conciliation ou de règlement judiciaire ou arbitral de la manière prévue ci-après, tout différend, né de situations ou faits postérieurs à l'entrée en vigueur du présent Traité, au sujet duquel les Parties se contesteraient réciproquement un droit et qui n'aurait pu dans un délai raisonnable être résolu par les procédés diplomatiques ordinaires.

Les deux Hautes Parties contractantes maintiennent en ce qui concerne l'application du présent accord les réserves qu'elles ont faites lors de leur adhésion à la clause facultative de l'article 36 du Statut de la Cour permanente de Justice internationale, étant d'autre part entendu que l'engagement ci-haut mentionné ne s'applique pas :

- 1) aux différends relatifs à des prétentions que des particuliers auraient contre l'une des Hautes Parties contractantes et qui seront définitivement tranchés par les juridictions nationales compétentes de l'une ou de l'autre des Hautes Parties contractantes ;
- 2) aux différends portant sur des questions que le droit international laisse à la compétence exclusive des États, tel que le droit interne ou qui relève de sa souveraineté ;
- 3) aux différends ayant trait au statut territorial des Parties.

Article 4. — Les différends pour la solution desquels une procédure spéciale est prévue par d'autres conventions en vigueur entre les Hautes Parties contractantes seront réglés conformément aux dispositions de ces conventions.

¹ *Société des Nations, Recueil des Traités*, vol. CLXV (1936), p. 273.

Article 5. — Si les Parties sont d'accord pour soumettre le différend à un tribunal arbitral, elles rédigeront un compromis.

Au cas où elles ne seraient pas d'accord de se référer purement et simplement à la Convention de La Haye, du 18 octobre 1907, pour le règlement pacifique des conflits internationaux, elles détermineraient, dans ce compromis, outre le choix des arbitres et l'objet du litige, les modalités de la procédure et les règles de fond à appliquer par les arbitres.

Article 6. — Si les Parties sont d'accord pour soumettre le différend à un tribunal arbitral, et à défaut d'accord entre les Parties sur le compromis visé à l'article précédent, ou à défaut de désignation d'arbitres, et après un préavis de trois mois, l'une ou l'autre d'entre elles aura la faculté de porter directement, par voie de requête, le différend devant la Cour permanente de Justice internationale.

Article 7. — L'arrêt de la Cour permanente de Justice internationale ou la sentence du tribunal arbitral sera exécuté de bonne foi par les Parties.

Les difficultés auxquelles l'interprétation ou l'exécution des arrêts de la Cour permanente de Justice internationale ou des sentences arbitrales rendues dans les conditions ci-dessus prévues, pourraient donner lieu, seront tranchées par la Cour permanente de Justice internationale, saisie à la requête de l'une ou de l'autre des Parties.

Article 8. — Avant toute procédure arbitrale ou avant toute procédure devant la Cour permanente de Justice internationale dans les conditions ci-dessus prévues, le différend pourra être d'un commun accord entre les Parties soumis à la procédure de conciliation prévue par le présent pacte.

En cas d'échec de la tentative de conciliation et après l'expiration du délai prévu à l'article 21, la Cour permanente de Justice internationale, ou le tribunal arbitral, selon le cas, pourront être saisis du différend dans les conditions prévues dans les articles précédents.

Article 9. — Sur la demande adressée à cet effet par une des Parties contractantes à l'autre, il devra être constitué dans les trois mois une commission permanente de conciliation.

Article 10. — La commission permanente de conciliation sera composée de trois membres. Les Hautes Parties contractantes nommeront chacune un commissaire choisi parmi leurs nationaux respectifs.

Elles désigneront d'un commun accord le président qui ne devra ni être ressortissant des Hautes Parties contractantes, ni avoir sa résidence habituelle sur leurs territoires, ni se trouver à leur service. Si la nomination du président n'intervient pas dans le délai prévu à l'article précédent ou, en cas de remplacement, dans les trois mois à partir de la vacance du siège, il sera désigné, à défaut d'entente entre les Parties, et à la requête de l'une d'entre elles, par un chef d'État d'une Puissance à désigner d'un commun accord, s'il y consent.

Les commissaires sont nommés pour trois ans. Ils seront rééligibles. Ils resteront en fonction jusqu'à leur remplacement, et en tous les cas, jusqu'à l'expiration de leur mandat.

Tant que la procédure n'est pas ouverte, chacune des Hautes Parties contractantes aura le droit de révoquer le commissaire nommé par elle et de désigner un successeur. Elle aura aussi le droit de retirer son consentement à la nomination du président.

Il sera pourvu, dans le plus bref délai, aux vacances qui viendraient à se produire par suite d'expiration de mandat, de révocation, de décès, de démission ou de quelque autre empêchement en suivant le mode fixé pour les nominations.

Article 11. — La commission de conciliation sera saisie par voie de requête adressée au président par les deux Parties, agissant d'un commun accord, ou à défaut, par l'une ou l'autre des Parties. La requête, après avoir exposé l'objet du litige, contiendra l'invitation à la commission de procéder à toute mesure propre à conduire à une conciliation.

Si la requête émane d'une seule des Parties, elle sera notifiée en même temps par celle-ci à l'autre Partie.

Article 12. — Dans un délai de quinze jours à partir de la date où l'une des Parties aura porté un différend devant la commission de conciliation, chacune des Parties pourra, pour l'examen de ce différend, remplacer son commissaire par une personne possédant une compétence spéciale dans la matière.

La Partie qui userait de ce droit en fera immédiatement la notification à l'autre ; celle-ci aura, dans ce cas, la faculté d'agir de même dans un délai de quinze jours à partir de la date où la notification lui sera parvenue.

Article 13. — La commission de conciliation se réunira, sauf accord contraire des Parties, au lieu désigné par son président.

Article 14. — La commission de conciliation aura pour tâche d'éclaircir les questions en litige, de recueillir à cette fin toutes les informations utiles et de s'efforcer de concilier les Parties.

Après examen de l'affaire, elle formulera, dans un rapport, des propositions en vue du règlement du différend.

Article 15. — La procédure devant la commission de conciliation sera contradictoire.

La commission réglera elle-même la procédure en tenant compte, sauf décisions contraires prises à l'unanimité, des dispositions contenues au titre III de la Convention de La Haye, du 18 octobre 1907, pour le règlement pacifique des conflits internationaux.

Article 16. — Les délibérations de la commission de conciliation auront lieu à huis clos, à moins que la commission, d'accord avec les Parties, n'en décide autrement.

Article 17. — Les Parties auront le droit de nommer auprès de la commission des agents, conseils et experts, qui serviront en même temps d'intermédiaires entre elles et la commission, ainsi que de demander l'audition de toute personne dont le témoignage leur paraîtrait utile.

La commission aura, de son côté, la faculté de demander des explications orales aux agents, conseils et experts des deux Parties, ainsi qu'à toute personne qu'elle jugerait utile de faire comparaître, avec l'assentiment de leurs gouvernements.

Article 18. — Les Parties s'engagent à faciliter les travaux de la commission de conciliation et en particulier à lui fournir, dans la plus large mesure possible, tous documents et informations utiles, ainsi qu'à user de tous les moyens dont elles disposent d'après leur législation pour lui permettre de procéder à la citation et à l'audition de témoins ou d'experts.

Article 19. — La commission de conciliation présentera son rapport dans les quatre mois à compter du jour où elle a été saisie du différend, à moins que les Parties ne conviennent de prolonger ce délai.

Un exemplaire du rapport sera remis à chacune des Parties. Le rapport n'aura, ni quant à l'exposé des faits, ni quant aux considérants juridiques, le caractère d'une sentence arbitrale.

Article 20. — La commission de conciliation fixera le délai dans lequel les Parties auront à se prononcer au sujet des propositions de règlement contenues dans son rapport. Ce délai ne dépassera pas trois mois.

Article 21. — Pendant la durée de leurs travaux, chacun des commissaires recevra une indemnité dont le montant sera arrêté de commun accord des Parties, qui en supporteront chacune une partie égale.

Les frais généraux occasionnés par le fonctionnement de la commission seront répartis de la même façon.

Article 22. — Le présent pacte sera ratifié et les instruments de ratification en seront échangés dans le plus bref délai.

Le pacte entrera en vigueur dès l'échange des ratifications.

Il est conclu pour la durée de dix ans, à compter de son entrée en vigueur.

S'il n'est pas dénoncé six mois avant l'expiration de ce terme, il sera censé être renouvelé pour une nouvelle période de cinq ans et ainsi de suite.

Si une procédure de conciliation ou une procédure arbitrale ou judiciaire est pendante lors de l'expiration du présent pacte, elle suivra son cours conformément aux dispositions du présent pacte, à moins que les Parties n'en conviennent autrement.

**510. — TRAITÉ D'AMITIÉ, DE NON-AGRESSION,
DE RÈGLEMENT JUDICIAIRE, D'ARBITRAGE ET DE
CONCILIATION ENTRE LA TURQUIE ET LA YOUGOSLAVIE
BELGRADE, 27 NOVEMBRE 1933¹.**

(Ratifications échangées à Ankara le 7 juin 1935.)

Article premier. — Les Hautes Parties contractantes s'engagent réciproquement à ne rechercher, dans aucun cas, autrement que par

¹ *Société des Nations, Recueil des Traités*, vol. CLXI (1935-1936), p. 229.

voie pacifique et d'après les méthodes prévues par le présent Traité, le règlement des litiges ou conflits, de quelque nature qu'ils soient, qui viendraient à s'élever entre le Royaume de Yougoslavie et la République turque, et qui n'auraient pu être résolus, dans un délai raisonnable, par les procédés diplomatiques ordinaires.

Les Hautes Parties contractantes assument l'engagement de ne pas recourir à la guerre comme moyen de leur politique nationale l'une vis-à-vis de l'autre et celui de condamner toute agression et toute participation à une agression quelconque tentée par des tiers ou toute entente agressive dirigée contre l'un ou l'autre des deux pays.

CHAPITRE PREMIER.

Article 2. — Le Gouvernement yougoslave et le Gouvernement turc conviennent, qu'à défaut de règlement amiable par les procédés diplomatiques ordinaires ou à défaut d'autre entente, seront soumis pour jugement soit à la Cour permanente de Justice internationale soit à un tribunal arbitral, ainsi qu'il est prévu ci-après, les litiges au sujet desquels les Parties se contesteraient réciproquement un droit, notamment les litiges ayant pour objet :

- 1) l'interprétation d'un traité ;
- 2) tout point de droit international ;
- 3) réalité de tout fait qui, s'il était établi, constituerait la rupture d'un engagement international ;
- 4) l'étendue ou la nature de la réparation due pour une telle rupture.

Les contestations pour la solution desquelles une procédure spéciale est prévue par d'autres conventions en vigueur entre les Hautes Parties contractantes seront réglées conformément aux dispositions de ces conventions.

Article 3. — Cet engagement ne s'applique pas :

- 1) aux différends nés des faits qui sont antérieurs au présent Traité ;
- 2) aux différends portant sur des questions qui, de l'avis de l'une des Parties, relèveraient, d'après les principes du droit international, exclusivement de sa souveraineté ou rentreraient, d'après les traités en vigueur entre elles, dans sa compétence exclusive. Toutefois, l'autre Partie pourra, si elle est d'un avis opposé, faire décider préalablement par la Cour permanente de Justice internationale si le différend est de la compétence de l'une des Parties ;
- 3) aux différends ayant trait au statut territorial des Parties.

Article 4. — S'il s'agit d'une contestation dont l'objet, d'après la législation intérieure de l'une des Parties, relève de la compétence des tribunaux de celle-ci, le différend ne pourra être soumis à la procédure prévue par le présent Traité qu'après un jugement passé en force de chose jugée et rendu dans des délais raisonnables par l'autorité judiciaire nationale compétente.

De même, s'il s'agit d'un différend qui relève de la compétence des autorités administratives, ce différend ne pourra être soumis aux diverses procédures prévues par le présent Traité avant qu'une décision définitive ait été rendue dans les délais raisonnables par l'autorité compétente.

La Partie qui, dans ce cas, voudra recourir aux procédures prévues par le présent Traité, devra notifier à l'autre Partie son intention dans un délai d'un an, à partir de la décision susvisée.

Article 5. — a) Le tribunal arbitral mentionné à l'article 2 comprendra cinq membres. Les Parties en nommeront chacune un qui pourra être choisi parmi les nationaux respectifs. Les deux autres arbitres et le surarbitre seront choisis d'un commun accord parmi les ressortissants de tierces Puissances. Ces derniers devront être de nationalité différente, ne pas avoir leur résidence habituelle sur le territoire des Parties, ni se trouver à leur service.

b) 1. Si la nomination des membres du tribunal arbitral n'intervient pas dans un délai de trois mois à compter de la demande adressée par l'une des Parties à l'autre de constituer un tribunal arbitral, le soin de procéder aux nominations nécessaires sera confié à une tierce Puissance choisie d'un commun accord par les Parties.

2. Si l'accord ne s'établit pas à ce sujet, chaque Partie désignera une Puissance différente et les nominations nécessaires seront faites par le Président de la Cour permanente de Justice internationale. Si celui-ci est empêché ou s'il est ressortissant de l'une des Parties, les nominations seront faites par le Vice-Président. Si celui-ci est empêché ou s'il est ressortissant de l'une des Parties, les nominations seront faites par le membre le plus âgé de la Cour qui n'est ressortissant d'aucune des Parties.

c) Il sera pourvu, dans le plus bref délai, aux vacances qui viendraient à se produire par suite de décès ou de démission, ou de quelque autre empêchement, en suivant le mode fixé pour les nominations.

d) Dans le cas où les deux Hautes Parties contractantes conviendraient de porter le litige devant un tribunal arbitral, elles rédigeront en même temps un compromis qui devra déterminer l'objet du litige et la procédure à suivre.

A défaut d'indications ou de précisions suffisantes dans le compromis, relativement aux points indiqués dans le paragraphe précédent, il sera fait application, dans la mesure nécessaire, des dispositions de la Convention de La Haye du 18 octobre 1907, pour le règlement pacifique des conflits internationaux.

Dans le silence du compromis, le tribunal appliquera les règles de fond énumérées dans l'article 38 du Statut de la Cour permanente de Justice internationale.

Article 6. — Avant toute procédure devant la Cour permanente de Justice internationale et avant toute procédure arbitrale, le litige pourra être, d'un commun accord entre les Parties, soumis à fin de conciliation à la commission permanente de conciliation, constituée conformément au présent Traité.

Article 7. — Si la sentence judiciaire ou arbitrale déclarait qu'une décision prise ou une mesure ordonnée par une autorité judiciaire ou toute autre autorité de l'une des Parties en litige se trouve entièrement ou partiellement en opposition avec le droit international, et si le droit constitutionnel de ladite Partie ne permettait qu'imparfaitement d'effacer les conséquences de cette décision ou de cette mesure, les Parties conviennent qu'il devra être accordé par la sen-

tence judiciaire ou arbitrale, à la Partie lésée, une satisfaction équitable.

CHAPITRE II.

Article 8. — Toutes questions sur lesquelles les Hautes Parties contractantes seraient divisées sans pouvoir les résoudre à l'amiable par les procédés diplomatiques ordinaires, questions dont la solution ne pourrait être recherchée par un jugement ainsi qu'il est prévu par l'article 2 du présent Traité et pour lesquelles une procédure de règlement ne serait pas déjà prévue par un traité ou une convention en vigueur entre les Parties, seront soumises à la commission permanente de conciliation qui sera chargée de proposer aux Parties une solution acceptable et dans tous les cas de leur présenter un rapport.

A défaut d'accord entre les Parties sur la requête à présenter à la commission, l'une ou l'autre d'entre elles aura la faculté de soumettre directement, après un préavis d'un mois adressé à l'autre Partie, la question à ladite commission.

Article 9. — La commission permanente de conciliation prévue par le présent Traité sera composée de cinq membres, qui seront désignés comme il suit, à savoir : les Hautes Parties contractantes nommeront chacune un commissaire choisi parmi leurs nationaux respectifs et désigneront d'un commun accord les trois autres commissaires parmi les ressortissants de tierces Puissances ; ces trois commissaires devront être de nationalité différente et, parmi eux, les Hautes Parties contractantes désigneront le président de la commission.

Les commissaires seront nommés pour trois ans. Ils seront rééligibles. Les commissaires nommés en commun pourront être remplacés au cours de leur mandat, de l'accord des Parties. Chaque Partie pourra toujours, d'autre part, procéder au remplacement du commissaire nommé par elle. Nonobstant leur remplacement, les commissaires resteront en fonction pour l'achèvement de leurs travaux en cours.

Il sera pourvu aussi rapidement que possible et dans un délai qui ne devra pas excéder trois mois, aux vacances qui viendraient à se produire par suite de décès, de démission, de remplacement ou de quelque empêchement temporaire, en suivant le mode fixé pour les nominations.

Article 10. — La commission permanente de conciliation sera constituée dans les six mois qui suivront l'échange des ratifications du présent Traité.

Si la nomination des membres à désigner en commun n'intervenait pas dans ledit délai ou, en cas de remplacement, dans les trois mois à compter de la vacance du siège, le président de la Confédération helvétique serait, à défaut d'autre entente, prié de procéder aux désignations nécessaires.

Article 11. — La commission permanente de conciliation sera saisie par voie de requête adressée au président dans les conditions prévues, selon les cas, par les articles 6 et 8.

La requête, après avoir exposé sommairement l'objet du litige, contiendra l'invitation à la commission de procéder à toutes mesures propres à conduire à une conciliation.

Si la requête émane d'une seule des Parties, elle sera notifiée par celle-ci sans délai à la Partie adverse.

Article 12. — Dans un délai de quinze jours à compter de la date où l'une des Hautes Parties contractantes aurait porté une contestation devant la commission permanente de conciliation, chacune des Parties pourra, pour l'examen de cette contestation, remplacer son commissaire par une personne possédant une compétence spéciale dans la matière.

La Partie qui userait de ce droit en ferait immédiatement la notification à l'autre Partie ; celle-ci aura, dans ce cas, la faculté d'agir de même dans un délai de quinze jours à compter de la date où la notification lui sera parvenue.

Article 13. — La commission permanente de conciliation aura pour tâche d'élucider les questions en litige, de recueillir à cet effet toutes les informations utiles par voie d'enquête ou autrement et de s'efforcer de concilier les Parties. Elle pourra, après examen de l'affaire, exposer aux Parties les termes de l'arrangement qui lui paraîtrait convenable et, s'il y a lieu, leur impartir un délai pour se prononcer.

A la fin de ses travaux, la commission dressera un rapport qui en constatera le résultat et dont un exemplaire sera remis à chacune des Parties.

Les Parties ne seront jamais liées par des considérations de fait, de droit ou autres auxquelles la commission se sera arrêtée.

Les travaux de la commission devront, à moins que les Parties n'en conviennent différemment, être terminés dans un délai de six mois à compter du jour où la commission aura été saisie du litige.

Article 14. — A moins de stipulations spéciales contraires, la commission permanente de conciliation réglera elle-même sa procédure qui, dans tous les cas, devra être contradictoire. En matière d'enquêtes, la commission, si elle n'en décide autrement à l'unanimité, se conformera aux dispositions du titre III (Commissions internationales d'enquête) de la Convention de La Haye du 18 octobre 1907, pour le règlement pacifique des conflits internationaux.

Article 15. — La commission permanente de conciliation se réunira, sauf accord contraire entre les Parties, au lieu désigné par son président. Si, au cours de la procédure, la nature de l'affaire rend nécessaire le changement du siège ainsi choisi, la commission en décidera.

Article 16. — Les travaux de la commission permanente de conciliation ne sont publics qu'en vertu d'une décision prise par la commission avec l'assentiment des Parties.

Les Hautes Parties contractantes s'engagent à ne pas publier le résultat des travaux de la commission sans s'être préalablement consultées.

Article 17. — Les Parties seront représentées auprès de la commission permanente de conciliation par des agents ayant mission de servir d'intermédiaires entre elles et la commission ; elles pourront,

en outre, se faire assister par des conseils et experts nommés par elles à cet effet et demander l'audition de toutes personnes dont le témoignage leur paraîtra utile.

La commission aura, de son côté, la faculté de demander des explications orales aux agents, conseils et experts des deux Parties, ainsi qu'à toutes personnes qu'elle jugerait utile de faire comparaître avec l'assentiment de leur gouvernement.

Article 18. — Sauf dispositions contraires du présent Traité, les décisions de la commission permanente de conciliation seront prises à la majorité des voix.

La commission ne pourra prendre de décision portant sur le fond d'un différend que si tous les membres ont dûment été convoqués et si au moins tous les membres choisis en commun sont présents.

Article 19. — Les Hautes Parties contractantes s'engagent à faciliter les travaux de la commission permanente de conciliation et, en particulier, à assurer à celle-ci l'assistance de leurs autorités compétentes, à lui fournir dans la plus large mesure possible tous documents et informations utiles et à prendre les mesures nécessaires pour permettre à la commission de procéder sur leur territoire à la citation et à l'audition de témoins ou d'experts et à des transports sur les lieux.

Article 20. — Pendant la durée des travaux de la commission permanente de conciliation, chacun des commissaires recevra une indemnité dont le montant sera arrêté d'un commun accord entre les Hautes Parties contractantes qui en supporteront chacune une part égale.

DISPOSITIONS GÉNÉRALES.

Article 21. — Dans tous les cas où le différend fait l'objet d'une procédure arbitrale ou judiciaire, notamment si la question au sujet de laquelle les Parties sont divisées résulte d'actes déjà effectués ou sur le point de l'être, la Cour permanente de Justice internationale statuant conformément à l'article 41 de son Statut ou, selon le cas, le tribunal arbitral, indiqueront dans le plus bref délai possible quelles mesures provisoires doivent être prises ; la commission permanente de conciliation pourra, s'il y a lieu, agir de même après entente entre les Parties.

Chacune des Hautes Parties contractantes s'engage à s'abstenir de toute mesure susceptible d'avoir une répercussion préjudiciable à l'exécution de la décision ou aux arrangements qui seraient proposés par la commission permanente de conciliation et, en général, à ne procéder à aucun acte, de quelque nature qu'il soit, susceptible d'aggraver ou d'étendre le différend.

Article 22. — Le présent Traité reste applicable entre les Hautes Parties contractantes encore que d'autres Puissances aient également un intérêt dans le différend.

Article 23. — Si quelque contestation venait à surgir entre les Hautes Parties contractantes relativement à l'interprétation du présent Traité, cette contestation serait portée devant la Cour permanente de Justice internationale, suivant la procédure prévue dans l'article 2 du présent Traité.

Article 24. — Le présent Traité sera ratifié. Les ratifications en seront échangées à Ankara, aussitôt que faire se pourra.

Article 25. — Le présent Traité entrera en vigueur dès l'échange des ratifications et aura une durée de cinq ans à compter de son entrée en vigueur. S'il n'est pas dénoncé six mois avant l'expiration de cette période, il sera considéré comme renouvelé tacitement pour une nouvelle période de cinq ans et ainsi de suite.

Si, lors de l'expiration du présent Traité, une procédure quelconque en vertu de ce traité se trouvait pendante devant la commission permanente de conciliation, devant la Cour permanente de Justice internationale ou devant le tribunal arbitral, cette procédure serait poursuivie jusqu'à son achèvement.

511. — TRAITÉ D'ARBITRAGE, DE RÈGLEMENT JUDICIAIRE
ET DE CONCILIATION ENTRE LE DANEMARK
ET LE VENEZUELA

LA HAYE, 19 DÉCEMBRE 1933 ¹.

(Ratifications échangées à La Haye le 17 décembre 1934.)

Article premier. — Les Hautes Parties contractantes s'engagent réciproquement à résoudre d'une manière amicale les conflits et divergences qui viendraient à s'élever entre le Danemark et les États-Unis du Venezuela, et qui n'auraient pu être résolus, dans un délai raisonnable, par les procédés diplomatiques ordinaires.

Article 2. — Tous les litiges de nature juridique qui n'auraient pu être réglés à l'amiable par les procédés diplomatiques ordinaires, y compris ceux relatifs à l'interprétation du présent Traité, seront soumis soit à un tribunal arbitral, soit à la Cour permanente de Justice internationale, conformément aux dispositions suivantes.

La disposition du paragraphe précédent ne s'appliquera pas aux controverses nées de faits qui sont antérieurs au présent Traité et qui appartiennent au passé, ainsi qu'aux controverses portant sur des questions que le droit international laisse à la compétence exclusive des États.

Les controverses pour la solution desquelles une procédure spéciale est prévue par d'autres traités en vigueur entre les Hautes Parties contractantes, seront réglées conformément aux dispositions desdits traités.

Article 3. — Avant toute procédure devant la Cour permanente de Justice internationale ou devant le tribunal arbitral, le litige pourra être, d'un commun accord entre les Parties, soumis à fin de conciliation à une commission internationale permanente, dite

¹ *Société des Nations, Recueil des Traités*, vol. CLVIII, p. 249.

commission permanente de conciliation, constituée conformément au présent Traité.

Article 4. — Si, dans le cas d'un des litiges visés à l'article 2, les deux Parties n'ont pas eu recours à la commission permanente de conciliation ou si celle-ci n'a pas réussi à concilier les Parties, le litige sera soumis d'un commun accord par voie de compromis soit à un tribunal arbitral qui statuera dans les conditions et suivant la procédure prévues par la Convention de La Haye du 18 octobre 1907 pour le règlement pacifique des conflits internationaux, soit à la Cour permanente de Justice internationale qui statuera dans les conditions et suivant la procédure prévues par son Statut.

A défaut d'accord entre les Parties sur le choix de la juridiction, sur les termes du compromis ou, dans le cas où elles ont choisi l'arbitrage, sur le choix des arbitres, le litige sera porté devant la Cour permanente de Justice internationale, laquelle jugera sur la base des prétentions qui lui auront été soumises.

Article 5. — S'il s'agit d'une contestation ayant son origine dans une réclamation d'un ressortissant de l'un des deux États contre l'autre État, dont l'objet d'après la législation intérieure de cette dernière Partie relève de la compétence des tribunaux nationaux de celle-ci, les procédures du présent Traité ne sont applicables que dans le cas : a) de déni de justice y compris retard abusif de la part des tribunaux ; b) d'une décision judiciaire qui n'est pas susceptible de recours et qui est incompatible avec les obligations découlant d'un traité ou avec les autres obligations internationales de l'État, ou qui est manifestement injuste.

La détermination, si l'un des cas visés ci-dessus se présente, pourra être recherchée par l'arbitrage ou par la juridiction, selon les dispositions de l'article 4.

Le différend ne sera soumis à la procédure prévue par le présent Traité qu'après épuisement des recours ordinaires légaux qu'offre aux étrangers la législation de l'État contre lequel on réclame.

Article 6. — Si le tribunal arbitral ou la Cour permanente de Justice internationale déclarait qu'une décision prise ou une mesure ordonnée par une autorité judiciaire ou toute autre autorité de l'une des Parties en litige se trouve entièrement ou partiellement en opposition avec le droit international, et si le droit constitutionnel de ladite Partie ne permettait pas ou ne permettait qu'imparfaitement d'effacer les conséquences de cette décision ou mesure, les Hautes Parties contractantes conviennent qu'il devra être accordé par la sentence arbitrale ou judiciaire, à la Partie lésée, une compensation équitable.

Article 7. — Toutes questions sur lesquelles les Hautes Parties contractantes seraient divisées sans pouvoir les résoudre à l'amiable par les procédés diplomatiques ordinaires, questions dont la solution ne pourrait être recherchée par un jugement ainsi qu'il est prévu par l'article 2 du présent Traité et pour lesquelles une procédure de règlement ne serait pas déjà prévue par un traité ou une convention en vigueur entre les Parties, seront soumises à la commission permanente de conciliation qui sera chargée de proposer

aux Parties une solution acceptable et dans tous les cas de leur présenter un rapport. Cette disposition ne s'applique pas aux controverses nées de faits qui sont antérieurs au présent Traité et qui appartiennent au passé.

A défaut d'accord entre les Parties sur la requête à présenter à la commission, l'une ou l'autre d'entre elles aura la faculté de soumettre directement, après un préavis d'un mois à l'autre Partie, la question à ladite commission.

S'il y a contestation entre les Parties sur la question de savoir si le différend a ou non la nature d'un litige visé dans l'article 2 et susceptible de ce chef d'être résolu par un jugement, cette contestation sera, préalablement à toute procédure devant la Commission permanente de conciliation, soumise à la décision de la Cour permanente de Justice internationale.

Article 8. — La commission permanente de conciliation prévue par le présent Traité sera composée de cinq membres, qui seront désignés comme il suit, savoir: les Hautes Parties contractantes nommeront chacune un commissaire choisi parmi leurs nationaux respectifs et désigneront d'un commun accord les trois autres commissaires parmi les ressortissants de tierces Puissances; ces trois commissaires devront être de nationalités différentes et, parmi eux, les Hautes Parties contractantes désigneront le président de la commission.

Les commissaires seront nommés pour trois ans. Si le mandat d'un membre, désigné d'un commun accord, expire sans qu'aucune des Parties s'oppose à son renouvellement, le mandat est censé renouvelé pour une nouvelle période de trois ans. De même si, à l'expiration du mandat d'un membre désigné par l'une des Parties, cette Partie n'a pas pourvu à son remplacement, son mandat sera censé renouvelé pour trois ans.

Un membre dont le mandat expire pendant la durée d'une procédure en cours, continue à prendre part à l'examen du différend jusqu'à ce que la procédure soit terminée, nonobstant le fait que son remplaçant aurait été désigné.

En cas de décès ou de retraite de l'un des membres de la commission de conciliation, il devra être pourvu à son remplacement pour le reste de la durée de son mandat, si possible dans les trois mois qui suivront et, en tous cas, aussitôt qu'un différend aura été soumis à la commission.

Article 9. — La commission permanente de conciliation sera constituée dans les six mois qui suivront l'échange des ratifications du présent Traité.

Si la nomination des membres à désigner en commun accord n'intervenait pas dans ledit délai ou, en cas de remplacement des membres, dans les trois mois à compter de la vacance du siège, à défaut d'autre entente, le Président de la Cour permanente de Justice internationale sera prié par les Hautes Parties contractantes de procéder aux nominations requises. Si le Président est empêché ou s'il est ressortissant de l'une des Parties, le Vice-Président sera prié de procéder à ces nominations. Si celui-ci est empêché ou s'il est ressortissant de l'une des Parties, le premier des autres juges selon l'ordre du tableau de la Cour qui n'est ressortissant d'aucune des Parties sera prié de procéder à ces nominations.

Article 10. — La commission permanente de conciliation sera saisie par voie de requête adressée au président dans les conditions prévues, selon les cas, par les articles 3 et 7.

La requête, après avoir exposé l'objet du litige, contiendra l'invitation à ladite commission de procéder à toutes mesures propres à conduire à une conciliation.

Si la requête émane d'une seule des Parties, elle sera notifiée par celle-ci sans délai à la Partie adverse.

Article 11. — Dans un délai de quinze jours à compter de la date où l'une des Hautes Parties contractantes aurait porté une contestation devant la commission permanente de conciliation, chacune des Parties pourra, pour l'examen de cette contestation, remplacer son commissaire par une personne possédant une compétence spéciale dans la matière.

La Partie qui userait de ce droit en ferait immédiatement la notification à l'autre Partie ; celle-ci aura, dans ce cas, la faculté d'agir de même dans un délai de quinze jours à compter de la date où la notification lui sera parvenue.

Article 12. — La commission permanente de conciliation aura pour tâche d'élucider les questions en litige, de recueillir à cet effet toutes les informations utiles par voie d'enquête ou autrement et de s'efforcer de concilier les Parties. Elle pourra, après examen de l'affaire, exposer aux Parties les termes de l'arrangement qui lui paraîtrait convenable, et, s'il y a lieu, leur impartir un délai pour se prononcer.

A la fin de ses travaux, la commission dressera un rapport qui en constatera le résultat et dont un exemplaire sera remis à chacune des Parties.

Les Parties ne seront jamais liées par les considérations de fait, de droit ou autres auxquelles la commission se sera arrêtée.

Sous réserve de la disposition de l'article 7, alinéa 3, les travaux de la commission devront, à moins que les Parties en conviennent différemment, être terminés dans un délai de six mois à compter du jour où la commission aura été saisie du litige.

Article 13. — A moins de stipulations spéciales contraires, la commission permanente de conciliation réglera elle-même sa procédure qui, dans tous les cas, devra être contradictoire. En matière d'enquêtes, la commission, si elle n'en décide autrement à l'unanimité, se conformera aux dispositions du titre III (Commission internationale d'enquête) de la Convention de La Haye du 18 octobre 1907 pour le règlement pacifique des conflits internationaux.

Article 14. — La commission permanente de conciliation se réunira, sauf accord contraire entre les Parties, au lieu désigné par son président.

Article 15. — Les travaux de la commission permanente de conciliation ne seront publics qu'en vertu d'une décision prise par la commission avec l'assentiment des Parties.

Les Hautes Parties contractantes s'engagent à ne pas publier le résultat des travaux de la commission sans s'être préalablement consultées.

Article 16. — Les Parties seront représentées auprès de la commission permanente de conciliation par des agents ayant mission de servir d'intermédiaires entre elles et la commission ; elles pourront, en outre, se faire assister par des conseils et experts nommés par elles à cet effet et demander l'audition de toutes personnes dont le témoignage leur paraîtrait utile.

La commission aura, de son côté, la faculté de demander des explications orales aux agents, conseils et experts des deux Parties, ainsi qu'à toutes personnes qu'elle jugerait utile de faire comparaître avec l'assentiment de leur gouvernement.

Article 17. — Sauf dispositions contraires du présent Traité, les décisions de la commission permanente de conciliation seront prises à la majorité des voix.

La commission ne pourra prendre de décision portant sur le fond du différend que si tous les membres ont été dûment convoqués et si au moins tous les membres choisis en commun sont présents.

Article 18. — Les Hautes Parties contractantes s'engagent à faciliter les travaux de la commission permanente de conciliation et, en particulier, à assurer à celle-ci l'assistance de leurs autorités compétentes, à lui fournir dans la plus large mesure possible tous documents et informations utiles et à prendre les mesures nécessaires pour permettre à la commission de procéder sur leur territoire à la citation et à l'audition de témoins ou d'experts et à des transports sur les lieux.

Article 19. — Pendant la durée des travaux de la commission permanente de conciliation, chacun des commissaires recevra une indemnité dont le montant sera arrêté d'un commun accord entre les Hautes Parties contractantes qui en supporteront chacune une part égale.

Article 20. — Dans tous les cas et notamment si la question au sujet de laquelle les Parties sont divisées résulte d'actes déjà effectués ou sur le point de l'être, la commission permanente de conciliation, après entente entre les Parties, ou la Cour permanente de Justice internationale statuant conformément à l'article 41 de son Statut ou le tribunal arbitral, selon le cas, pourront indiquer dans le plus bref délai possible les mesures provisoires qui doivent être prises.

Chacune des Hautes Parties contractantes s'engage à s'abstenir de toute mesure susceptible d'avoir une répercussion préjudiciable à l'exécution de la décision, ou aux arrangements qui seraient proposés par la commission permanente de conciliation, et, en général, à ne procéder à aucun acte de quelque nature qu'il soit susceptible d'aggraver ou d'étendre le différend.

Article 21. — Les dispositions du présent Traité ne s'appliqueront pas aux différends qui affectent l'intérêt ou se rapportent à l'action d'un État tiers.

Article 22. — Le présent Traité sera ratifié. Les ratifications en seront échangées à La Haye aussitôt que faire se pourra.

Article 23. — Le présent Traité entrera en vigueur dès l'échange des ratifications et aura une durée de dix ans à compter de son entrée en vigueur. Il sera communiqué pour enregistrement à la

Société des Nations conformément à l'article 18 du Pacte. S'il n'est pas dénoncé six mois avant l'expiration de cette période, il sera considéré comme renouvelé tacitement pour une nouvelle période de cinq ans et ainsi de suite.

Si, lors de l'expiration du présent Traité, une procédure quelconque en vertu de ce traité se trouvait pendante devant la commission permanente de conciliation, devant la Cour permanente de Justice internationale ou devant le tribunal d'arbitrage, cette procédure serait poursuivie jusqu'à son achèvement.

THIRD PART.
VARIOUS INSTRUMENTS
PROVIDING FOR THE JURISDICTION OF THE COURT.

SUMMARY.

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SECTION A.

512.—INTERNATIONAL CONVENTION FOR THE UNIFICATION OF METHODS OF SAMPLING AND ANALYZING CHEESES.ROME, APRIL 26th, 1934¹.*Ratifications deposited in Rome :*

Italy	February 21st, 1935
France	February 27th, 1935
Switzerland	April 12th, 1935
Belgium	May 31st, 1935
Norway	September 26th, 1935
Finland	November 14th, 1935
The Netherlands	January 31st, 1936

Article 4.—In the case of a dispute with regard to the interpretation of the clauses of the present Convention or practical difficulties connected with its application, either of the Parties concerned may, by agreement with the other Party, request the International Institute of Agriculture to make an attempt at conciliation, and may have recourse in the last resort to the Permanent Court of International Justice after all the means of agreement have been exhausted.

With a view to the attempt at conciliation, a Committee to which the States concerned and the International Institute of Agriculture shall each nominate an expert shall consider the dispute, taking account of all documents and information which may be useful as evidence. The Committee shall submit its report, which shall be communicated by the International Institute of Agriculture to each of the countries concerned, all subsequent freedom of action of the Governments being reserved.

The Governments concerned agree to be jointly responsible for the expense involved by the duties entrusted to the experts.

513.—CONVENTION CONCERNING THE REGULATION OF CERTAIN SPECIAL SYSTEMS OF RECRUITING WORKERSADOPTED BY THE LABOUR CONFERENCE².

GENEVA, JUNE 20th, 1936.

Entry into force : The Convention shall come into force twelve months after the date on which the ratifications of two Members have been registered with the Secretary-General.

¹ *League of Nations, Treaty Series*, Vol. CLXIV (1935-1936), p. 63.

² *International Labour Conference*, "Draft Conventions and Recommendations adopted by the Conference at its twentieth Session, 4th-24th June, 1936", Geneva, p. 5.

**514.—CONVENTION CONCERNING THE REDUCTION OF HOURS
OF WORK ON PUBLIC WORKS**

ADOPTED BY THE LABOUR CONFERENCE ¹.

GENEVA, JUNE 23rd, 1936.

Entry into force: The Convention shall come into force twelve months after the date on which the ratifications of two Members have been registered with the Secretary-General.

**515.—CONVENTION CONCERNING ANNUAL HOLIDAYS
WITH PAY**

ADOPTED BY THE LABOUR CONFERENCE ².

GENEVA, JUNE 24th, 1936.

Entry into force: The Convention shall come into force twelve months after the date on which the ratifications of two Members have been registered with the Secretary-General.

**516.—CONVENTION FOR THE SUPPRESSION
OF THE ILLICIT TRAFFIC IN DANGEROUS DRUGS.**

GENEVA, JUNE 26th, 1936 ³.

<i>Signat.:</i>	Austria	Greece
	Belgium	Honduras
	Brazil	Hungary
	Bulgaria	Japan
	China	Mexico
	Colombia	Monaco
	Cuba	Netherlands
	Czechoslovakia	Panama
	Denmark	Poland
	Ecuador	Portugal
	Egypt	Roumania
	Estonia	Spain
	France	Switzerland
	Great Britain and Northern Ireland	Union of Soviet Socialist Republics
	Canada	Uruguay
	India	Venezuela

Entry into force: The Convention shall come into force ninety days after the Secretary-General of the League of Nations has received the ratifications or accessions of ten Members of the League of Nations or non-Member States.

¹ *International Labour Conference*, "Draft Conventions and Recommendations adopted by the Conference at its twentieth Session, 4th-24th June, 1936", Geneva, p. 19.

² *Op. cit.*, p. 25.

³ *League of Nations*, Doc. C. 286 (1 : a, b). M. 174 (1 : a, b). 1936. XI.

Article 17.—If there should arise between the High Contracting Parties a dispute of any kind relating to the interpretation or application of the present Convention, and if such dispute cannot be satisfactorily settled by diplomacy, it shall be settled in accordance with any applicable agreements in force between the Parties providing for the settlement of international disputes.

In case there is no such agreement in force between the Parties, the dispute shall be referred to arbitration or judicial settlement. In the absence of agreement on the choice of another tribunal, the dispute shall, at the request of any one of the Parties, be referred to the Permanent Court of International Justice, if all the Parties to the dispute are Parties to the Protocol of December 16th, 1920, relating to the Statute of that Court, and, if any of the Parties to the dispute is not a Party to the Protocol of December 16th, 1920, to an arbitral tribunal constituted in accordance with the Hague Convention of October 18th, 1907, for the pacific settlement of international disputes.

**517.—CONVENTION CONCERNING THE MINIMUM
REQUIREMENT OF PROFESSIONAL CAPACITY
FOR MASTERS AND OFFICERS ON BOARD MERCHANT SHIPS**

ADOPTED BY THE LABOUR CONFERENCE ¹.

GENEVA, OCTOBER 24th, 1936.

Entry into force: The Convention shall come into force twelve months after the date on which the ratifications of two Members have been registered with the Secretary-General.

**518.—CONVENTION CONCERNING ANNUAL HOLIDAYS
WITH PAY FOR SEAMEN**

ADOPTED BY THE LABOUR CONFERENCE ².

GENEVA, OCTOBER 24th, 1936.

Entry into force: The Convention shall come into force six months after the date on which there have been registered by the Secretary-General of the League of Nations the ratifications of five Members of the Organization, each of which has more than one million tons gross of sea-going merchant shipping.

¹ *International Labour Conference*, "Draft Conventions and Recommendations adopted by the Conference at its twenty-first Session, 6th-24th October, 1936", Geneva, p. 11

² *Op. cit.*, p. 17.

**519.—CONVENTION CONCERNING THE LIABILITY OF THE
SHIP-OWNER IN CASE OF SICKNESS, INJURY OR DEATH
OF SEAMEN**

ADOPTED BY THE LABOUR CONFERENCE ¹.

GENEVA, OCTOBER 24th, 1936.

Entry into force: The Convention shall come into force twelve months after the date on which the ratifications of two Members have been registered with the Secretary-General.

**520.—CONVENTION CONCERNING SICKNESS INSURANCE
FOR SEAMEN**

ADOPTED BY THE LABOUR CONFERENCE ².

GENEVA, OCTOBER 24th, 1936.

Entry into force: The Convention shall come into force twelve months after the date on which the ratifications of two Members have been registered with the Secretary-General.

**521.—CONVENTION CONCERNING HOURS OF WORK
ON BOARD SHIP AND MANNING**

ADOPTED BY THE LABOUR CONFERENCE ³.

GENEVA, OCTOBER 24th, 1936.

Entry into force: The Convention shall come into force six months after the date on which there have been registered by the Secretary-General of the League of Nations the ratifications of five Members of the Organization, each of which has a mercantile marine tonnage of not less than one million tons.

¹ *International Labour Conference*, "Draft Conventions and Recommendations adopted by the Conference at its twenty-first Session, 6th-24th October, 1936", Geneva, p. 23.

² *Op. cit.*, p. 31.

³ *Op. cit.*, p. 38.

**522.—CONVENTION FIXING THE MINIMUM AGE FOR THE
ADMISSION OF CHILDREN TO EMPLOYMENT AT SEA
(REVISED 1936)**

ADOPTED BY THE LABOUR CONFERENCE ¹.

GENEVA, OCTOBER 24th, 1936.

Entry into force : The Convention shall not come into force until after the adoption by the International Labour Conference of a Draft Convention revising the Convention fixing the minimum age for admission of children to industrial employment, 1919, and a Draft Convention revising the Convention concerning the age for the admission of children to non-industrial employment, 1932. Subject to these provisions, the Convention shall come into force twelve months after the date on which the ratifications of two Members have been registered with the Secretary-General.

¹ *International Labour Conference*, "Draft Convention adopted by the Conference at its twenty-second Session, 22nd-24th October, 1936", Geneva, p. 5.

SECTION B.

523.—CONVENTION OF ESTABLISHMENT
BETWEEN FRANCE AND ROUMANIA.PARIS, AUGUST 27th, 1930¹.*(Ratifications exchanged at Paris, March 13th, 1935.)*

Article 9.—Any disputes arising between the High Contracting Parties regarding the interpretation or application of the present Convention which it has not been possible to settle through diplomatic channels shall be settled in accordance with the procedure instituted by the Convention of Conciliation and Arbitration concluded at Paris on June 10th, 1926.

524.—CONVENTION REGARDING ESTABLISHMENT AND
LABOUR BETWEEN BELGIUM AND THE NETHERLANDS.GENEVA, FEBRUARY 20th, 1933².*(Ratifications exchanged at Brussels, January 7th, 1936.)*

Article 24.—Any disputes with respect to the interpretation, application or execution of this Convention which cannot be settled through diplomatic channels by the High Contracting Parties shall be referred to the Permanent Court of International Justice.

525.—TREATY OF FRIENDSHIP, ESTABLISHMENT
AND COMMERCE BETWEEN DENMARK AND IRAN.TEHERAN, FEBRUARY 20th, 1934³.*(Ratifications exchanged at Teheran, March 6th, 1935.)*

Article XVI.—The High Contracting Parties agree to submit to arbitration all disputes which may arise between them in connection

¹ *League of Nations, Treaty Series*, Vol. CLVIII, p. 379.² *League of Nations, Treaty Series*, Vol. CLXV (1936), p. 383.³ *League of Nations, Treaty Series*, Vol. CLVIII, p. 299.

with the application or interpretation of the provisions of all treaties and conventions concluded now or hereafter, including the present Treaty, and which have not proved capable of a friendly settlement within a reasonable time through ordinary diplomatic channels.

This provision shall also apply, if necessary, to the preliminary question whether the dispute relates to the interpretation or application of the said treaties and conventions.

The decision of the arbitral tribunal shall be binding on the Parties. For each dispute the arbitral tribunal shall be formed at the request of one of the Contracting States in the following manner:

Within three months as from the submission of the request, each State shall appoint its arbitrator, who may also be chosen from among the nationals of a third State. If the States do not agree within three months from the date of the submission of the request as to the time-limit within which the two arbitrators must pronounce their decision, or if the two arbitrators are unable to settle the dispute within the time-limit allotted to them, the two States shall choose as a third arbitrator a national of a third State. If the States do not agree as to the choice of a third arbitrator within two months as from the date on which the request for the appointment of a third arbitrator has been made, they shall jointly request, or if this joint request has not been made within a further period of two months, the more diligent of the two shall request, the President of the Permanent Court of International Justice at The Hague to appoint a third arbitrator from among the nationals of third States. By common agreement between the Parties, he may be supplied with a list of the third States to which his choice shall be restricted. They reserve the right to agree in advance for a given period as to the person who shall act as third arbitrator.

The procedure to be observed by the two arbitrators, if it has not been settled by a special agreement between the two States concluded at latest when the arbitrators have been appointed, shall be governed, in the absence of contrary stipulations by the two Governments, by Article 57 and Articles 59-85 of the Hague Convention of October 18th, 1907, for the settlement of international disputes.

In cases in which a third arbitrator has been appointed, and failing a special agreement between the two Contracting States determining the procedure to be followed after this appointment, the third arbitrator shall join the first two arbitrators and the arbitral tribunal thus formed shall determine its procedure and settle the dispute. All the decisions of the arbitral tribunal shall be rendered by a majority vote.

As regards any dispute other than those of the kind to which the provisions laid down above apply and which it does not prove possible to settle satisfactorily through diplomatic channels, the High Contracting Parties, respectful of their obligations as Members of the League of Nations, agree in all cases to resort only to a procedure of pacific settlement. They reserve the right to determine in each case by a special agreement the procedure which seems to them most suitable.

They further agree that, since the High Contracting Parties have acceded to the Optional Clause of the Statute of the Permanent

Court of International Justice at The Hague, they shall apply it to the settlement of all disputes for which it is suitable, notwithstanding the foregoing provisions.

526.—TREATY OF FRIENDSHIP BETWEEN IRAN
AND SWITZERLAND.

BERNE, APRIL 25th, 1934¹.

(Ratifications exchanged at Berne, June 1st, 1935.)

Article 4.—The High Contracting Parties agree to submit to arbitration any disputes, that may arise between them in regard to the application or interpretation of the terms of any treaties or conventions concluded or to be concluded (including the present Treaty), which are not found capable of settlement in a friendly manner within a reasonable time by ordinary diplomatic procedure.

This provision shall also apply, if need be, to the preliminary question whether the dispute relates to the interpretation or application of the said treaties and conventions.

The decision of the arbitral tribunal shall be binding on the Parties.

The arbitral tribunal shall be constituted for each dispute at the request of one of the Contracting Parties and in the following manner: within three months from the presentation of the request, each of the two High Contracting Parties shall appoint an arbitrator, who may be selected from amongst its own nationals or the nationals of a third State.

If on the expiration of the said period of three months the respondent State has not appointed an arbitrator, the latter shall be selected, at the request of the applicant State, by the President of the Permanent Court of International Justice from amongst nationals of the respondent State.

The Parties shall come to an understanding, within a further period of two months, as to the terms of the agreement referring the dispute to the arbitral tribunal, determining the tribunal's competence, stating the points at issue, and laying down the procedure to be followed in settling them. Should the two Parties not have come to an understanding as to the agreement on the expiration of the period of two months, the arbitral tribunal shall, at the request of the applicant State, be instructed to draw up the agreement.

Should the two arbitrators be unable to come to an understanding as to the drawing up of an agreement, within two months from the date on which the arbitral tribunal was instructed to do so, or should the two arbitrators be unable to settle the dispute within

¹ *League of Nations, Treaty Series*, Vol. CLIX (1935-1936), p. 235.

a reasonable period, which period shall moreover be laid down in the rules of procedure, the two High Contracting Parties shall select as a third arbitrator a national of a third State. Should the two Parties fail to reach agreement as to the choice of the third arbitrator within two months from the date on which the request for the appointment of a third arbitrator was made, they shall jointly request, or if such joint request is not submitted within a further period of two months, either of them may request, the President of the Permanent Court of International Justice to nominate such third arbitrator from amongst the nationals of third States. The Parties may agree to submit to the President a list of third States to which his choice shall be limited. The Parties reserve the right to agree in advance for a specified period upon the selection of a third arbitrator.

Should it be found necessary to appoint a third arbitrator, and failing agreement between the two Contracting Parties as to the procedure to be followed as from the date of such appointment, the third arbitrator shall sit with the two former arbitrators and the arbitral tribunal thus formed shall determine its own procedure and shall settle the dispute.

All the decisions of the arbitral tribunal shall be reached by majority.

The High Contracting Parties, mindful of their obligations as Members of the League of Nations, undertake to resort only to procedures for the pacific settlement of any dispute other than such disputes, relating to the application or interpretation of treaties or conventions, as it may not have been possible to settle satisfactorily by the normal proceedings of diplomacy. They will decide in each case by a special agreement the procedure which appears to them to be most suitable.

The High Contracting Parties further recognize that the provisions of the present Article in no way preclude the application of the stipulations of the Protocol, dated December 16th, 1920, signed by them with regard to the compulsory jurisdiction of the Permanent Court of International Justice.

527.—CONVENTION CONCERNING AIR NAVIGATION
BETWEEN ESTONIA AND SWEDEN.

TALLINN, MAY 20th, 1935¹.

(*Ratifications exchanged at Stockholm, October 10th, 1935.*)

Article 20.—The details of the application of the present Convention shall be settled as far as possible by direct agreement between

¹ *League of Nations, Treaty Series, Vol. CLXII p. 371.*

the various competent Administrations of the two Contracting Parties (particularly as regards Customs formalities).

The aircraft of both Contracting Parties shall be subject to the régime in respect of sanctions in force in the country in which they may happen to be.

Any dispute regarding the application of the present Convention which cannot be settled amicably through the usual diplomatic channel shall in the first place be submitted for consideration to a conciliation commission consisting of one member for Sweden, one member for Estonia, and a president appointed jointly. The members and the president shall be appointed whenever a fresh case renders it necessary. Should the Contracting Parties fail to agree upon the choice of the president, or to accept the solution proposed by the said commission, the dispute shall be referred to the Permanent Court of International Justice at The Hague.

FOURTH PART.

INSTRUMENTS CONFERRING UPON THE COURT OR ITS PRESIDENT AN EXTRAJUDICIAL FUNCTION (APPOINTMENT OF UMPIRES, PRESIDENTS OF CONCILIATION COMMISSIONS, ETC.).

SUMMARY.

SECTION A: APPOINTMENT BY THE COURT.

(No new instruments.)

SECTION B: APPOINTMENT BY THE PRESIDENT (VICE-PRESIDENT OR OLDEST JUDGE) ¹.

	Page
528 and 529	340

¹ See also in the present volume the Treaty of conciliation, judicial settlement and arbitration between Bulgaria and Spain, p. 306; the Treaty of friendship and non-aggression, judicial settlement, arbitration and conciliation between Turkey and Yugoslavia, p. 314; the Treaty of arbitration, judicial settlement and conciliation between Denmark and Venezuela, p. 320; the Treaty of friendship, establishment and commerce between Denmark and Iran, p. 333; the Treaty of friendship between Iran and Switzerland, p. 335.

528.—CONVENTION CONCERNING THE SETTLEMENT OF
QUESTIONS ARISING OUT OF THE DELIMITATION OF THE
FRONTIER BETWEEN CZECHOSLOVAKIA AND ROUMANIA
(FRONTIER STATUTE).

PRAGUE, JULY 15th, 1930¹.

(Ratifications exchanged at Bucharest, December 20th, 1935.)

Article 30.—1. Where the competent administrative authorities of first instance of the two States are unable to settle a legal issue arising under Chapter III, the case shall be referred to the next highest administrative instance in each State. Where the administrative authorities of last instance are unable to agree, resort may be had to arbitral proceedings before an arbitral tribunal. The arbitral tribunal shall be constituted for the purpose of each separate case, and shall be composed as follows: each of the two States shall appoint one of its nationals as an arbitrator, and the two arbitrators so appointed shall elect a national of a third State as president. Should the arbitrators not agree on the election of the president within three months after the submission of the application for an arbitral award, the Contracting Parties shall jointly request the President of the Permanent Court of International Justice at The Hague to appoint the president.

2. Appeals to the arbitral tribunal shall be avoided as far as possible where the expenditure involved is out of all proportion to the value of the object in dispute.

3. Each State shall be responsible for expenditure in connection with the arbitrator appointed by itself; expenditure in connection with the president shall be apportioned between the two States in equal moieties. The two States reserve the right to claim repayment by interested parties of expenditure in connection with arbitral proceedings.

4. In the case of hydraulic projects or kindred enterprises which may involve a change in the frontier line of one of the two States, no decision shall be taken by the authorities to whom paragraph 1 relates, or by the arbitral tribunal, until such time as the two States have approved such change of the frontier line by constitutional action.

¹ *League of Nations, Treaty Series*, Vol. CLXIV (1935-1936), p. 157

529.—PROVISIONAL CONVENTION REGULATING AIR
TRAFFIC BETWEEN HUNGARY AND SWITZERLAND.

BERNE, JUNE 18th, 1935¹.

(Ratifications exchanged at Berne, November 9th, 1936; the Convention came into force on December 9th, 1936.)

Article 23. — Toute contestation relative à l'interprétation et à l'application de la présente Convention qui ne pourra être réglée à l'amiable par la voie diplomatique sera soumise, sur demande d'une des Parties contractantes, à un tribunal arbitral. La décision de ce tribunal sera obligatoire pour les deux Parties.

Le tribunal arbitral se composera de trois membres. Dans le délai d'un mois à compter de l'envoi de la demande, chaque Partie contractante nommera librement son arbitre.

Le président du tribunal arbitral sera nommé le mois suivant d'entente entre les États contractants. Il devra être un expert en matière de navigation aérienne et être ressortissant d'un État tiers; il ne devra pas avoir son domicile dans l'un des États contractants ni être au service de l'un d'eux.

Si l'un des États contractants n'a pas désigné son arbitre dans le délai d'un mois ou si, au cours du mois suivant, l'entente ne peut se faire sur le choix du président, le Président de la Cour permanente de Justice internationale sera prié de procéder aux nominations nécessaires.

Le siège du tribunal arbitral sera fixé par le président.

Les décisions du tribunal arbitral seront prises à la majorité des voix. La procédure sera indiquée par le tribunal lui-même; si aucune des deux Parties contractantes ne fait d'objections, elle pourra être écrite.

Chaque État contractant indemniserà son arbitre et prendra à sa charge la moitié de l'indemnité due au président. Chacun d'eux supportera la moitié des frais de la procédure.

¹ *Recueil officiel des Lois et Ordonnances de la Confédération suisse. Nouvelle Série, t. 52 (1936), p. 1045.*

TABLE ¹ IN CHRONOLOGICAL ORDER
OF INSTRUMENTS IN FORCE, OR SIGNED ONLY,
GOVERNING THE COURT'S JURISDICTION ².

1919.	Place of signature.	Title of the act.	Contracting Parties.	Nos.	Pages.
June 28	Versailles	Covenant of the L. N.	(Members of the L. N.)	1	16
June 28	Versailles	Treaty of Peace	Allied and Assoc. Powers and Germany	220	533
June 28	Versailles	Treaty (so-called "Minorities")	Princ. Allied and Assoc. Powers and Poland	221	538
Sept. 10	Saint-Germain-en-Laye	Treaty of Peace	Allied and Assoc. Powers and Austria	222	539
Sept. 10	Saint-Germain-en-Laye	Treaty (so-called "Minorities")	Princ. Allied and Assoc. Powers and Yugoslavia	223	542
Sept. 10	Saint-Germain-en-Laye	Treaty (so-called "Minorities")	Princ. Allied and Assoc. Powers and Czecho-slovakia	224	543
Sept. 10	Saint-Germain-en-Laye	Conv. for the control of the trade in arms and ammunition	(Collective Treaty)	162	484
Sept. 10	Saint-Germain-en-Laye	Conv. relating to the liquor traffic in Africa	U.S. of America, Belgium, British Empire, France, Italy, Japan, Portugal	163	485

¹ This table contains instruments which had come to the knowledge of the Registry on June 15th, 1937. In it are also included instruments conferring on the Court or its President some extrajudicial duty (appointment of a third arbitrator, of the president of a conciliation commission, etc.).

² The complete text of instruments for the pacific settlement of disputes and the relevant provisions of other instruments affecting the jurisdiction of the Court which had come to the knowledge of the Registry before June 15th, 1937, are reproduced either in the *Collection of Texts governing the jurisdiction of the Court*, fourth edition, the Eighth, Ninth, Tenth, Eleventh and Twelfth Annual Reports (pp. 461-485, 313-345, 337-368, 282-299, 351-389), or in Chapter X of the present volume (sixth addendum to the fourth edition of the *Collection*). The two last columns of the present list indicate the serial number of each instrument and the page of the volume in which it is contained.

Unless a contrary indication is given, the numbers and pages are those of the volume Series D., No. 6: *Collection of Texts governing the jurisdiction of the Court* (fourth edition).

E 8: *Eighth Annual Report*; E 9: *Ninth Annual Report*; E 10: *Tenth Annual Report*; E 11: *Eleventh Annual Report*; E 12: *Twelfth Annual Report*; E 13: *Thirteenth Annual Report* (June 15th, 1936—June 15th, 1937), i.e. the present volume.

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1919 (cont.).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
Sept. 10	Saint-Germain-en-Laye	Conv. revising the General Act of Berlin of Feb. 26th, 1885, and the General Act and the Declaration of Brussels of July 2nd, 1890	U.S. of America, Belgium, British Empire, France, Italy, Japan, Portugal	164 485
Oct. 13	Paris	Conv. for the regulation of air navigation	(Collective Treaty)	165 486
Nov. 27	Neuilly-sur-Seine	Treaty of Peace	Allied and Assoc. Powers and Bulgaria	225 543
Nov. 28	Washington	Conv. limiting the hours of work in industrial undertakings to 8 in the day and 48 in the week	(Collective Treaty)	166 487
Nov. 28	Washington	Conv. concerning un-employment	(Collective Treaty)	167 487
Nov. 28	Washington	Conv. concerning night work of women	(Collective Treaty)	168 488
Nov. 28	Washington	Conv. fixing the minimum age for admission of children to industrial employment	(Collective Treaty)	169 488
Nov. 28	Washington	Conv. concerning the night work of young persons employed in industry	(Collective Treaty)	170 489
Nov. 29	Washington	Conv. concerning employment of women before and after child-birth	(Collective Treaty)	171 489
Dec. 9	Paris	Treaty (so-called "Minorities")	Princ. Allied and Assoc. Powers and Roumania	226 545
1920.				
March 26	Stockholm	Conv. concerning the establishment of a permanent conciliation commission	Chile and Sweden	359 634
June 4	Trianon	Treaty of Peace	Allied and Assoc. Powers and Hungary	227 545
July 9	Genoa	Conv. fixing the minimum age for admission of children to employment at sea	(Collective Treaty)	172 490

344 INSTRUMENTS GOVERNING THE COURT'S JURISDICTION

1920 (<i>cont.</i>).	Place of signature.	Title of the act.	Contracting Parties.	Nos. Pages.
July 9	Genoa	Conv. concerning un-employment indemnity in case of loss or foundering of the ship	(Collective Treaty)	173 490
July 10	Genoa	Conv. for establishing facilities for finding employment for seamen	(Collective Treaty)	174 491
Aug. 10	Sèvres	Treaty (so-called "Minorities")	Princ. Allied and Assoc. Powers and Greece	228 549
Aug. 10	Sèvres	Treaty (so-called "Minorities")	Princ. Allied Powers and Armenia	229 549
Nov. 9	Paris	Convention	Poland and Danzig	230 550
Dec. 13	Geneva	Resolution of the Assembly of the L. N. approving the Statute of the P. C. I. J.	—	2 18
Dec. 16	Geneva	Protocol of Signature of the P. C. I. J.	(Collective Treaty)	3 18
Dec. 16	Geneva	Statute of the P. C. I. J.	—	4 20
Dec. 17	Geneva	Mandate for German South-West Africa	Conferred on His Britannic Majesty to be exercised in His name by the Govt. of the Union of South Africa	231 550
Dec. 17	Geneva	Mandate for German Samoa	Conferred on His Britannic Majesty to be exercised in His name by the Govt. of the Dominion of New Zealand	232 551
Dec. 17	Geneva	Mandate for Nauru	Conferred on His Britannic Majesty	233 551
Dec. 17	Geneva	Mandate for the former German possessions in the Pacific Ocean situated south of the equator other than German Samoa and Nauru	Conferred on His Britannic Majesty to be exercised in His name by the Govt. of the Commonwealth of Australia	234 551
Dec. 17	Geneva	Mandate for the former German possessions in the Pacific Ocean situated north of the equator	Conferred on H.M. the Emperor of Japan	235 552
1921.				
April 20	Barcelona	Conv. and Statute on freedom of transit	(Collective Treaty)	175 491

INSTRUMENTS GOVERNING THE COURT'S JURISDICTION 345

1921 (<i>cont.</i>).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
April 20	Barcelona	Conv. and Statute on the régime of navigable waterways of international concern	(Collective Treaty)	176 493
May 17	Geneva	Resolution of the Council of the L. N. (conditions under which the Court is open to States other than Members of the L. N.)	—	5 22
June 24	Geneva	Agreement in regard to the Aaland Islands	Finland and Sweden	236 552
July 23	Paris	Conv. on the Statute of the Danube	Austria, Belgium, Great Britain, Bulgaria, Czechoslovakia, France, Germany, Greece, Hungary, Italy, Roumania, Yugoslavia	237 553
July 27	Copenhagen	Conv. on air navigation	Denmark and Norway	238 553
Oct. 2	Geneva	Declaration made before the Council of the L. N. in regard to the protection of minorities in Albania	Albania	239 554
Oct. 29	Helsingfors	Treaty of commerce and navigation	Estonia and Finland	240 555
Nov. 11	Geneva	Conv. concerning the compulsory medical examination of children and young persons employed at sea	(Collective Treaty)	177 494
Nov. 11	Geneva	Conv. fixing the minimum age for the admission of young persons to employment as trimmers or stokers	(Collective Treaty)	178 495
Nov. 12	Geneva	Conv. concerning workmen's compensation in agriculture	(Collective Treaty)	179 496
Nov. 12	Geneva	Conv. concerning the rights of association and combination of agricultural workers	(Collective Treaty)	180 496
Nov. 16	Geneva	Conv. relating to the age at which children are to be admitted to agricultural work	(Collective Treaty)	181 497

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1921 (<i>cont.</i>).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
Nov. 17	Geneva	Conv. concerning the application of the weekly rest in industrial undertakings	(Collective Treaty)	182 497
Nov. 19	Geneva	Conv. concerning the use of white lead in painting	(Collective Treaty)	183 498
Nov. 23	Portorose	Agreement for the regulation of international railway traffic	Austria, Czechoslovakia, Hungary, Italy, Poland, Roumania, Yugoslavia	241 555
Dec. 16	Prague	Political Agreement	Austria and Czechoslovakia	242 556
1922.				
Feb. 22	Dresden	Conv. instituting the Statute of navigation of the Elbe	Belgium, Czechoslovakia, France, Germany, Great Britain, Italy	243 556
March 17	Warsaw	Political Agreement	Estonia, Finland, Latvia, Poland	244 557
May 12	Geneva	Declaration before the Council of the L. N. concerning the protection of minorities in Lithuania	Lithuania	245 558
May 15	Geneva	Conv. with reference to Upper Silesia	Germany and Poland	246 559
June 26	Warsaw	Commercial Conv.	Poland and Switzerland	247 561
July 20	London	Mandate for East Africa	Conferred on H.M. the King of the Belgians	248 562
July 20	London	Mandate for East Africa	Conferred on His Britannic Majesty	249 562
July 20	London	Mandate for the Cameroons	Conferred on His Britannic Majesty	250 563
July 20	London	Mandate for the Cameroons	Conferred on the French Republic	251 563
July 20	London	Mandate for Togoland	Conferred on His Britannic Majesty	252 563
July 20	London	Mandate for Togoland	Conferred on the French Republic	253 563
July 24	London	Mandate for Palestine	Conferred on His Britannic Majesty	254 564
July 24	London	Mandate for Syria and Lebanon	Conferred on the French Republic	255 564

INSTRUMENTS GOVERNING THE COURT'S JURISDICTION 347

1922 <i>(cont.)</i>	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
Oct. 4	Geneva	Protocol No. II relating to the restoration of Austria	Austria, British Empire, Czechoslovakia, France, Italy	256 564
Oct. 4	Geneva	Protocol No. III (Declaration) relating to the restoration of Austria	Austria	257 565
Oct. 7	Prague	Commercial Treaty	Czechoslovakia and Latvia	363 637
Oct. 10	Bagdad	Treaty of alliance	Great Britain and Iraq	258 565
Oct. 19	Tallinn	Commercial Treaty	Estonia and Hungary	364 637
Nov. 7	Stockholm	Conv. relating to air navigation	Denmark and Sweden	259 566
1923.				
Jan. 20	The Hague	Commercial Conv.	Czechoslovakia and The Netherlands	260 566
Feb. 28	Montevideo	General compulsory Arbitration Treaty	Uruguay and Venezuela	12 82
April 10	Budapest	Agreement relating to arbitration	Austria and Hungary	13 83
May 26	Stockholm	Conv. relating to air navigation	Norway and Sweden	261 567
June 23	Washington	Agreement for the renewal of Arbitration Conv.	British Empire and the U.S. of America	14 84
July 7	Geneva	Declaration to the Council of the L. N. concerning minorities	Latvia	262 567
July 24	Lausanne	Treaty of Peace	British Empire, France, Greece, Italy, Japan, Roumania, Turkey	263 569
July 24	Lausanne	Declaration relating to the administration of justice	Turkey	360 635
July 24	Lausanne	Conv. relating to the compensation payable by Greece to Allied nationals	British Empire, France, Greece, Italy	365 638
Aug. 23	Washington	Agreement for the renewal of Arbitration Conv.	Japan and the U.S. of America	15 86
Sept. 12	Geneva	Conv. for the suppression of the circulation of and traffic in obscene publications	(Collective Treaty)	184 498

348 INSTRUMENTS GOVERNING THE COURT'S JURISDICTION

1923 <i>(cont.)</i> .	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
Sept. 17	Geneva	Resolution of the Council of the L. N. relating to the protection of minorities in Estonia	—	264 571
Nov. 1	Tallinn	Treaty of defensive alliance	Estonia and Latvia	265 571
Nov. 1	Tallinn	Preliminary Treaty for Economic and Customs Union	Estonia and Latvia	366 639
Nov. 3	Geneva	International Conv. for the simplification of customs formalities	(Collective Treaty)	185 500
Nov. 19	Riga	Treaty of commerce and navigation	Hungary and Latvia	367 640
Dec. 9	Geneva	Conv. and Statute on the international régime of railways	(Collective Treaty)	186 502
Dec. 9	Geneva	Conv. and Statute on the international régime of maritime ports	(Collective Treaty)	187 504
Dec. 9	Geneva	Conv. relating to the transmission in transit of electric power	(Collective Treaty)	188 507
Dec. 9	Geneva	Conv. relating to the development of hydraulic power	(Collective Treaty)	189 508
Dec. 18	Paris	Conv. regarding the organization of the Statute of the Tangier Zone	British Empire, France, Spain	266 571
1924.				
Jan. 25	Paris	Treaty of alliance and friendship	Czechoslovakia and France	267 572
March 14	Geneva	Protocol No. II relating to the financial reconstruction of Hungary	Hungary	268 572
April 14	Bucharest	Conv. concerning the Hydraulic System of the Coterminous Territories and the dissolution of the Floods Protection Associations, divided by the frontier	Hungary and Roumania	269 573
April 28	Oslo	Conv. relating to the frontier between Finland and Petsamo	Finland and Norway	270 573

INSTRUMENTS GOVERNING THE COURT'S JURISDICTION 349

1924 (cont.).	Place of signature.	Title of the act.	Contracting Parties.	Nos.	Pages.
May 8	Paris	Conv. relating to the Memel Territory	British Empire, France, Italy, Japan, Lithuania	271	574
May 30	Warsaw	Treaty of commerce and navigation	The Netherlands and Poland	272	575
June 2	Stockholm	Treaty of conciliation	Sweden and Switzerland	368	640
June 6	Copenhagen	<i>Idem</i>	Denmark and Switzerland	369	641
June 10	Kovno	Exchange of notes constituting a provisional arrangement with regard to commerce and navigation	Lithuania and The Netherlands	273	576
June 18	Budapest	Treaty of conciliation and arbitration	Hungary and Switzerland	16	86
June 23	Rio de Janeiro	Treaty concerning the judicial settlement of disputes	Brazil and Switzerland	17	90
June 27	Stockholm	Conv. concerning the establishment of a conciliation commission	Finland and Sweden	370	642
June 27	Stockholm	<i>Idem</i>	Denmark and Sweden	371	642
June 27	Stockholm	<i>Idem</i>	Denmark and Norway	372	643
June 27	Stockholm	<i>Idem</i>	Denmark and Finland	373	643
June 27	Stockholm	<i>Idem</i>	Finland and Norway	374	643
June 27	Stockholm	<i>Idem</i>	Norway and Sweden	375	644
July 2	Riga	Treaty of commerce	Latvia and The Netherlands	274	576
July 9	Copenhagen	Conv. concerning Eastern Greenland	Denmark and Norway	275	577
July 22	Tallinn	Provisional Commercial Treaty	Estonia and The Netherlands	276	577
Aug. 9	Riga	Treaty of commerce and navigation	Austria and Latvia	376	644
Aug. 14	Oslo	<i>Idem</i>	Latvia and Norway	377	644
Aug. 21	Washington	Conv. respecting the regulation of the liquor traffic	The Netherlands and the U.S. of America	277	578

350 INSTRUMENTS GOVERNING THE COURT'S JURISDICTION

1924 (<i>cont.</i>).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
Aug. 30	London	Agreement relating to the Arrangement of Aug. 9th, 1924, between the German Govt. and the Reparation Commission	Allied Govts. and German Govt.	378 645
Aug. 30	London	Agreement for the execution of the Experts Plan of April 9th, 1924	Allied Govts. and German Govt.	278 579
Aug. 30	London	<i>Idem</i>	Allied Govts.	279 580
Sept. 20	Rome	Treaty of conciliation and judicial settlement	Italy and Switzerland	18 91
Sept. 27	Geneva	Decision of the Council of the L. N. relating to the application to Iraq of the principles of Art. 22 of the Covenant (British Mandate for Iraq)	British Empire	280 582
Oct. 2	Geneva	Resolutions relating to the pacific settlement of international disputes adopted by the 5th Assembly of the L. N.	—	10 62
Oct. 11	Vienna	Treaty of conciliation	Austria and Switzerland	19 95
Nov. 3	Riga	Treaty of commerce and navigation	Denmark and Latvia	281 582
Nov. 9	London	Agreement for the renewal of Arbitration Conv.	Great Britain and Sweden	20 97
Dec. 2	London	Treaty of commerce and navigation	Germany and Great Britain	282 583
Dec. 4	Berlin	Commercial Conv.	Latvia and Switzerland	379 648
Dec. 9	The Hague	Treaty of commerce	Hungary and The Netherlands	283 583
Dec. 26	Tokio	Treaty of judicial settlement	Japan and Switzerland	21 99
1925.				
Jan. 17	Helsingfors	Conciliation and Arbitration Conv.	Estonia, Finland, Latvia, Poland	22 100
Feb. 14	Oslo	Conv. concerning the international legal régime of the waters of the Pasvik (Patsjoki) and of the Jakobselv (Vuoremajoki)	Finland and Norway	284 584

INSTRUMENTS GOVERNING THE COURT'S JURISDICTION 351

1925 (<i>cont.</i>).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
Feb. 14	Oslo	Conv. concerning the floating of timber on the Pasvik (Patsjoki)	Finland and Norway	285 584
Feb. 14	Paris	Treaty of friendship, commerce and navigation	France and Siam	286 585
Feb. 19	Geneva	Conv. concerning opium	(Collective Treaty)	190 509
March 7	Berne	Treaty of conciliation and arbitration	Poland and Switzerland	23 106
March 28	Riga	Conciliation Conv.	Latvia and Sweden	380 648
April 6	Paris	Treaty of conciliation and of compulsory arbitration	France and Switzerland	24 110
April 17	Warsaw	Exchange of notes constituting a provisional commercial Conv.	Greece and Poland	287 586
April 23	Warsaw	Treaty of conciliation and arbitration	Czechoslovakia and Poland	25 114
May 13	London	Exchange of notes for the renewal of Arbitration Conv	Great Britain and Norway	26 119
May 29	Tallinn	Conv. of conciliation	Estonia and Sweden	381 649
June 5	Geneva	Conv. concerning equality of treatment for national and foreign workers as regards workmen's compensation for accidents	(Collective Treaty)	191 511
June 8	Geneva	Conv. relating to night work in bakeries	(Collective Treaty)	192 512
June 8	The Hague	Treaty of friendship, commerce and navigation	The Netherlands and Siam	288 587
June 10	Geneva	Conv. concerning workmen's compensation for accidents	(Collective Treaty)	193 512
June 10	Geneva	Conv. concerning workmen's compensation for occupational diseases	(Collective Treaty)	194 513
June 11	Kovno	Conv. concerning the establishment of a conciliation commission	Lithuania and Sweden	382 649

352 INSTRUMENTS GOVERNING THE COURT'S JURISDICTION

1925 (cont.).	Place of signature.	Title of the act.	Contracting Parties.	Nos.	Pages.
June 17	Geneva	Conv. concerning the supervision of the international trade in arms and ammunition and implements of war	(Collective Treaty)	195	513
July 7	Brussels	Treaty of commerce and navigation	The Economic Union of Belgium and Luxemburg and Latvia	383	649
July 12	London	Exchange of notes for the renewal of Arbitration Conv.	Great Britain and The Netherlands	27	120
July 14	London	Treaty of commerce and navigation	Great Britain and Siam	289	587
July 15	Paris	Treaty of judicial settlement	Brazil and Liberia	28	120
Aug. 3	Madrid	Treaty of friendship, commerce and navigation	Siam and Spain	290	588
Aug. 14	Paris	Frontier Delimitation Treaty	France and Germany	291	588
Aug. 14	Lisbon	Treaty of friendship, commerce and navigation	Portugal and Siam	292	589
Aug. 21	Oslo	Treaty of conciliation	Norway and Switzerland	29	121
Sept. 1	Copenhagen	Treaty of friendship, commerce and navigation	Denmark and Siam	293	589
Sept. 21	Geneva	Treaty of conciliation and judicial settlement	Greece and Switzerland	30	125
Oct. 14	Berne	Commercial Conv.	Estonia and Switzerland	384	650
Oct. 16	Locarno	Arbitration Conv.	Belgium and Germany	31	129
Oct. 16	Locarno	Arbitration Conv.	France and Germany	32	133
Oct. 16	Locarno	Arbitration Treaty	Germany and Poland	33	134
Oct. 16	Locarno	Arbitration Treaty	Czechoslovakia and Germany	34	134
Nov. 3	Stockholm	Treaty of conciliation and arbitration	Poland and Sweden	35	135
Nov. 25	Oslo	Conv. for the pacific settlement of disputes	Norway and Sweden	36	140
Nov. 25	London	Arbitration Conv.	Great Britain and Siam	37	143

INSTRUMENTS GOVERNING THE COURT'S JURISDICTION 353

1925 (cont.).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
Nov. 26	Berlin	Protocol attached to Customs and Credit Treaty	Germany and The Netherlands	385 651
Dec. 7	Prague	Agreement regarding the execution of Art. 266 (last paragraph) and 273 of the Treaty of Saint-Germain	Austria and Czechoslovakia	361 635
Dec. 12	The Hague	Treaty of conciliation	The Netherlands and Switzerland	38 143
Dec. 19	Stockholm	Treaty of friendship, commerce and naviga- tion	Siam and Sweden	294 590
1926.				
Jan. 2	Prague	Treaty of conciliation and arbitration	Czechoslovakia and Sweden	39 147
Jan. 14	Stockholm	Conv. for the pacific settlement of disputes	Denmark and Sweden	40 149
Jan. 15	Copenhagen	<i>Idem</i>	Denmark and Norway	41 152
Jan. 29	Helsingfors	<i>Idem</i>	Finland and Sweden	42 153
Jan. 30	Helsingfors	<i>Idem</i>	Denmark and Finland	43 154
Feb. 2	Jerusalem	Agreement to facilitate neighbourly relations	Palestine ; Syria and Great Lebanon	295 591
Feb. 3	Berne	Treaty of conciliation, of judicial settlement and of compulsory arbi- tration	Roumania and Switzerland	44 155
Feb. 3	Helsingfors	Conv. for the pacific settlement of disputes	Finland and Norway	45 159
Feb. 10	Monrovia	Exchange of notes relating to the Arbitration Conv.	U.S. of America and Liberia	46 161
March 4	Havana	Conv. for prevention of smuggling of intoxic- ating liquors	U.S. of America and Cuba	296 592
March 5	Vienna	Treaty of conciliation and arbitration	Austria and Czechoslovakia	47 162
April 16	Vienna	<i>Idem</i>	Austria and Poland	48 165
April 20	Madrid	Treaty of conciliation and judicial settlement	Spain and Switzerland	49 170
April 23	Copenhagen	Treaty of conciliation and arbitration	Denmark and Poland	50 173
April 30	Brussels	<i>Idem</i>	Belgium and Sweden	51 178

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1926 (<i>cont.</i>).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
May 4	Prague	Conv. concerning the execution of life insurance and life annuity contracts	Czechoslovakia and Italy	386 652
May 9	Rome	Treaty of friendship, commerce and navigation	Italy and Siam	297 593
May 12	Athens	Commercial Conv.	Greece and The Netherlands	298 593
May 20	The Hague	Treaty of arbitration and conciliation	Germany and The Netherlands	52 181
May 28	Stockholm	Treaty of conciliation and arbitration	Austria and Sweden	53 186
				E 9
May 29	Paris	Conv. concerning air navigation	Belgium and Germany	436 339
May 30	Ankara	Conv. of friendship and neighbourly relations	France and Turkey	299 594
June 2	Berlin	Treaty of arbitration and conciliation	Denmark and Germany	54 187
June 4	London	Conv. renewing the Arbitration Conv. of Oct. 25th, 1905	Denmark and Great Britain	55 193
June 4	London	Conv. renewing, as far as Iceland is concerned, the Anglo-Danish Arbitration Conv. of Oct. 25th, 1905	Great Britain and Iceland	56 193
June 5	Geneva	Conv. for the simplification of the inspection of emigrants on board ship	(Collective Treaty)	196 514
June 10	Paris	Conv. for the pacific settlement of disputes	France and Roumania	57 194
June 19	Paris	Agreement regarding the sanitary control over Mecca Pilgrims at Kamaran Island	Great Britain and The Netherlands	387 653
June 23	Geneva	Conv. concerning the repatriation of seamen	(Collective Treaty)	197 515
June 24	Geneva	Conv. concerning seamen's articles of agreement	(Collective Treaty)	198 515

INSTRUMENTS GOVERNING THE COURT'S JURISDICTION 355

1926 (cont.).	Place of signature.	Title of the act.	Contracting Parties.	Nos. Pages.
June 28	Riga	Treaty concerning the establishment of economic relations	Germany and Latvia	388 654
July 5	Paris	Treaty of arbitration	Denmark and France	58 195
July 16	London	Treaty of commerce and navigation	Great Britain and Greece	300 594
July 16	Oslo	Treaty of friendship, commerce and navigation	Norway and Siam	301 595
July 23	London	Treaty of commerce and navigation	Great Britain and Hungary	302 595
July 24	Belgrade	Treaty of commerce	Hungary and Yugoslavia	389 654
Aug. 7	Madrid	Treaty of friendship, conciliation and arbitration	Italy and Spain	59 198
Aug. 27	Berne	Conv. regulating the relations with regard to certain clauses of the legal régime of the future Kembs Derivation	France and Switzerland	303 596
Sept. 7	Port-au-Prince	Conv. of commerce	Haiti and The Netherlands	304 596
Sept. 10	Athens	Commercial Conv.	Greece and Sweden	305 597
Sept. 18	Geneva	Treaty of conciliation and arbitration	Poland and Yugoslavia	60 198
Sept. 25	Geneva	Conv. regarding slavery	(Collective Treaty)	199 516
Sept. 28	Brussels	Treaty of commerce and navigation	Estonia and the Economic Union of Belgium and Luxemburg	390 655
Oct. 13	Athens	<i>Idem</i>	Albania and Greece	391 655
Nov. 29	Athens	Provisional Commercial Conv.	Greece and Switzerland	392 656
Nov. 30	Prague	Arbitration Treaty	Czechoslovakia and Denmark	61 200
Dec. 11	Kovno	Treaty of conciliation and arbitration	Denmark and Lithuania	62 205
Dec. 18	Tallinn	Treaty of conciliation	Denmark and Estonia	393 657
Dec. 29	Rome	Treaty of conciliation and arbitration	Germany and Italy	63 206

356 INSTRUMENTS GOVERNING THE COURT'S JURISDICTION

1926 (<i>cont.</i>).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
Dec. 29	Lisbon	Exchange of notes concerning the abrogation of the Arbitration Conv. of Nov. 15th, 1913	Portugal and Sweden	64 210
1927.				
Jan. 4	London	Exchange of notes renewing the Arbitration Conv.	Great Britain and Portugal	65 212
Feb. 5	Brussels	Treaty of conciliation, judicial settlement and arbitration	Belgium and Switzerland	66 213
Feb. 5	Riga	Treaty carrying into effect the Customs Union	Estonia and Latvia	394 657
Feb. 9	Oslo	Conv. of commerce and navigation	Chile and Norway	306 597
Feb. 15	Vienna	Treaty relating to air navigation	Austria and Czechoslovakia	307 598
Feb. 24	Rome	Treaty of conciliation and judicial settlement	Chile and Italy	67 218
Feb. 25	Riga	Conv. of commerce and navigation	Greece and Latvia	395 658
March 3	Brussels	Treaty of conciliation, judicial settlement and arbitration	Belgium and Denmark	68 219
March 4	Stockholm	Treaty of conciliation and arbitration	Belgium and Finland	69 221
March 24	Brussels	Conv. concerning the application of maritime health regulations	Belgium and The Netherlands	308 598
April 5	Rome	Treaty of friendship, conciliation and arbitration	Hungary and Italy	70 221
May 12	Guatemala	Treaty of commerce	Guatemala and The Netherlands	309 599
May 12	London	Treaty of commerce and navigation	Great Britain and Yugoslavia	310 599
May 20	Berlin	Conv. regarding air navigation	Germany and Italy	311 600
May 21	The Hague	Treaty of conciliation	The Netherlands and Sweden	71 225
June 16	Geneva	Conv. concerning sickness insurance for workers in industry and commerce and domestic servants	(Collective Treaty)	200 517

INSTRUMENTS GOVERNING THE COURT'S JURISDICTION 357

1927 (<i>cont.</i>).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
June 16	Geneva	Conv. concerning sick- ness insurance for agri- cultural workers	(Collective Treaty)	201 518
June 20	Tallinn	Treaty of commerce	Czechoslovakia and Estonia	396 658
June 29	Berlin	Conv. concerning air navigation	Germany and Great Britain	312 600
June 29	Athens	Conv. of commerce and navigation	Greece and Norway	313 601
July 9	Brussels	Treaty of conciliation, judicial settlement and arbitration	Belgium and Portugal	72 226
July 12	Geneva	International Conv. establishing an Inter- national Relief Union	(Collective Treaty)	202 518
July 19	Brussels	Treaty of conciliation, judicial settlement and arbitration	Belgium and Spain	73 232
Aug. 11	Lisbon	Conv. to regulate the hydro-electric develop- ment of the inter- national section of the river Douro	Portugal and Spain	314 601
Aug. 15	Santander	General Conv. concern- ing air navigation	Italy and Spain	315 602
Aug. 17	Paris	Commercial Agreement	France and Germany	316 603
Aug. 20	Berne	Treaty of conciliation, judicial settlement and arbitration	Colombia and Switzerland	74 238
Sept. 13	London	Treaty of conciliation	Colombia and Sweden	75 242
Sept. 17	Rome	Treaty of conciliation and judicial settlement	Italy and Lithuania	76 245
Oct. 17	Brussels	Treaty of conciliation, arbitration and judicial settlement	Belgium and Luxemburg	77 249
Oct. 20	Paris	Treaty of conciliation and arbitration	France and Luxemburg	78 252
Nov. 2	Athens	Treaty of commerce and navigation	Greece and Yugoslavia	397 659
Nov. 8	Geneva	Conv. for the abolition of Import and Export Prohibitions and Re- strictions	(Collective Treaty)	203 519

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1927 (<i>cont.</i>).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
				E 8
Nov. 11	Paris	Conv. for Arbitration	France and Yugoslavia	421 462
Nov. 16	Berne	Treaty of conciliation and judicial settlement	Finland and Switzerland	79 254
Dec. 22	Rome	Agreement concerning the execution of Art. 266 (last para.) and 273 of the Treaty of Saint-Germain	Austria and Italy	362 636
1928.				
Jan. 2	Madrid	Conv. of commerce and navigation	Denmark and Spain	317 603
Jan. 18	Lisbon	Treaty of conciliation, judicial settlement and arbitration	Portugal and Spain	80 259
Jan. 29	Berlin	Treaty of arbitration and conciliation	Germany and Lithuania	81 263
March 3	Paris	Treaty of conciliation, judicial settlement and arbitration	France and Sweden	82 265
March 10	Geneva	Treaty of arbitration and conciliation	France and The Netherlands	83 268
March 14	Copenhagen	Treaty of conciliation, judicial settlement and arbitration	Denmark and Spain	84 273
March 21	Geneva	Pact of non-agression and arbitration	Greece and Roumania	85 275
March 22	Madrid	General Conv. for air navigation	France and Spain	318 604
April 5	Washington	Treaty of arbitration and conciliation	Denmark and Haiti	86 280
April 6	Vienna	Treaty of commerce	Austria and Denmark	319 604
April 7	Bangkok	Treaty of friendship, commerce and naviga- tion	Germany and Siam	320 605
April 26	Madrid	Treaty of conciliation, judicial settlement and arbitration	Spain and Sweden	87 282
May 11	Rome	Treaty regarding air navigation	Austria and Italy	321 605
May 16	Paris	Commercial Agreement	Austria and France	322 606

INSTRUMENTS GOVERNING THE COURT'S JURISDICTION 359

1928 (cont.).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
May 30	Rome	Treaty of neutrality, conciliation and judicial settlement	Italy and Turkey	88 286
May 31	Helsinki	Treaty of conciliation, judicial settlement and arbitration	Finland and Spain	89 290
June 9	Geneva	Treaty of conciliation	Finland and The Netherlands	90 292
June 11	Vienna	Treaty of conciliation, judicial settlement and arbitration	Austria and Spain	91 292
June 16	Geneva	Conv. concerning the creation of minimum wage-fixing machinery	(Collective Treaty)	204 521
June 21	Luxemburg	Treaty of conciliation, judicial settlement and arbitration	Luxemburg and Spain	92 293
July 2	Paris	Commercial Conv.	Czechoslovakia and France	323 607
July 6	Paris	Treaty of conciliation and arbitration	France and Portugal	E 9 429 314
July 11	Geneva	International Agreement relating to the exportation of hides and skins	(Collective Treaty)	205 521
July 11	Geneva	International Agreement relating to the exportation of bones	(Collective Treaty)	206 522
Aug. 21	Helsinki	Treaty of conciliation and judicial settlement	Finland and Italy	93 295
Aug. 22	Berlin	Conv. of commerce and navigation	Denmark and Greece	324 607
Aug. 29	Berne	Protocol amending the Treaty of arbitration and conciliation of Dec. 3rd, 1921	Germany and Switzerland	94 296
Sept. 1	Pretoria	Treaty of commerce and navigation	Union of South Africa and Germany	398 659
Sept. 11	Pretoria	Conv. regulating the introduction of native labour from Mozambique into the Province of the Transvaal, etc.	Union of South Africa and Portugal	399 660

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1928 <i>(cont.)</i>	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
Sept. 23	Rome	Treaty of friendship, conciliation and judicial settlement	Greece and Italy	95 302
Sept. 26	Geneva	General Act for conciliation, judicial settlement and arbitration	(Collective Treaty)	11 70
Oct. 17	Berne	Treaty of conciliation, judicial settlement and arbitration	Portugal and Switzerland	96 306
Oct. 25	Brussels	Treaty of conciliation, judicial settlement and arbitration	Belgium and Poland	97 308
Oct. 27	The Hague	Treaty of judicial settlement and conciliation	The Netherlands and Siam	98 313
Oct. 29	Luxemburg	Treaty of conciliation and arbitration	Luxemburg and Poland	99 314
Oct. 30	Berlin	Treaty of commerce and navigation	Germany and Lithuania	400 661
Nov. 7	Prague	Conv. regarding the settlement of reciprocal claims and debts contracted before Feb. 26th, 1919, in former Austro-Hungarian crowns, between Serb-Croat-Slovene and Czechoslovak creditors or debtors	Czechoslovakia and Yugoslavia	325 609
Nov. 8	Budapest	Conv. of commerce and navigation	Hungary and Sweden	326 609
Nov. 10	Berlin	Conv. for the purpose of terminating the existing financial disputes	Germany and Roumania	401 662
Nov. 14	Prague	Conv. relating to the settlement of questions arising out of the delimitation of the frontier	Czechoslovakia and Hungary	402 662
Nov. 16	Prague	Treaty of conciliation, judicial settlement and arbitration	Czechoslovakia and Spain	100 319
Nov. 30	Warsaw	Treaty of conciliation and arbitration	Hungary and Poland	101 320
Dec. 3	Helsinki	Protocol amending the Treaty of arbitration and conciliation of March 14th, 1925	Finland and Germany	102 323

INSTRUMENTS GOVERNING THE COURT'S JURISDICTION 361

1928 <i>(cont.)</i>	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
Dec. 3	Madrid	Treaty of conciliation, judicial settlement and arbitration	Poland and Spain	103 326
Dec. 7	Tallinn	Treaty of commerce and navigation	Estonia and Germany	403 663
Dec. 9	Ankara	Treaty of conciliation, judicial settlement and arbitration	Switzerland and Turkey	104 330
Dec. 11	Warsaw	Treaty of commerce	Austria and Estonia	404 664
Dec. 12	Prague	Treaty regarding settlement of legal questions connected with the frontier described in Art. 27, para. 6, of the Treaty of Saint-Germain	Austria and Czechoslovakia	405 665
Dec. 12	Budapest	Treaty of conciliation and arbitration	Finland and Hungary	105 334
Dec. 27	Madrid	Treaty of conciliation, judicial settlement and arbitration	Norway and Spain	106 335
1929.				
Jan. 5	Budapest	Treaty of neutrality, conciliation and arbitration	Hungary and Turkey	107 339
Feb. 17	Teheran	Treaty of friendship	Germany and Iran ¹	406 666
March 6	Ankara	Treaty of neutrality, conciliation, judicial settlement and arbitration	Bulgaria and Turkey	108 341
March 11	Athens	Conv. of commerce, navigation and establishment	France and Greece	327 610
March 15	Paris	Commercial Conv.	Estonia and France	328 610
March 27	Belgrade	Pact of friendship, conciliation and judicial settlement	Greece and Yugoslavia	109 346
March 28	The Hague	Treaty of commerce and navigation	Austria and The Netherlands	329 611
April 20	Geneva	International Conv. for the suppression of counterfeiting currency	(Collective Treaty)	207 523
April 23	Prague	Conv. of conciliation, arbitration and judicial settlement	Belgium and Czechoslovakia	110 354

¹ By a decision of the Teheran Government, dated March 21st, 1935, the name "Persia" and the adjective "Persian" are abolished and replaced by "Iran" and "Iranian". This change was notified to the Registry by a communication from the Secretary-General of the League of Nations dated March 20th, 1935.

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1929 (cont.).	Place of signature.	Title of the act.	Contracting Parties.	Nos. Pages.
April 25	Berlin	Protocol modifying the Arbitration Conv. of Aug. 29th, 1924	Germany and Sweden	111 362
April 29	Tallinn	Conv. of commerce and navigation	Estonia and Hungary	407 667
May 10	Teheran	Treaty of friendship	France and Iran	E 12 507 388
May 16	Ankara	Treaty of arbitration and conciliation	Germany and Turkey	112 365
May 16	Budapest	Conv. of commerce and navigation	Hungary and Lithuania	408 667
May 21	Belgrade	General Act of conciliation, arbitration and judicial settlement	Czechoslovakia, Roumania and Yugoslavia	113 369
May 23	Teheran	Treaty of friendship	Belgium and Iran	409 668
May 27	Teheran	<i>Idem</i>	Iran and Sweden	410 670
May 30	La Paz	Treaty of commerce	Bolivia and The Netherlands	330 611
June 8	Prague	Pact of friendship, conciliation, arbitration and judicial settlement	Czechoslovakia and Greece	114 373
June 10	Madrid	Treaty of conciliation, judicial settlement and arbitration	Hungary and Spain	115 375
June 10	Rome	Conv. regarding conditions of residence and commerce	Albania and Switzerland	331 612
June 15	Paris	Protocol concerning amendments to Art. 3, 5, 7, 15, 34, 37, 41, 42, and to the final provisions of the Conv. relating to the regulation of aerial navigation of Oct. 13th, 1919	(Collective Treaty)	E 10 450 320
June 17	Oslo	Conv. of conciliation, judicial settlement and arbitration	Italy and Norway	116 378
June 21	Geneva	Conv. concerning the marking of the weight on heavy packages transported by vessels	(Collective Treaty)	208 524
June 21	Geneva	Conv. concerning the protection against accidents of workers employed in loading or unloading ships	(Collective Treaty)	209 524

INSTRUMENTS GOVERNING THE COURT'S JURISDICTION 363

1929 (cont.).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
June 25	Athens	Conv. of conciliation, arbitration and judicial settlement	Belgium and Greece	117 383
July 8	Berne	Commercial Conv.	France and Switzerland	411 671
July 9	Tallinn	Conv. for judicial settlement, arbitration and conciliation	Czechoslovakia and Estonia	118 385
July 10	Paris	Treaty of arbitration	France and Spain	E II 476 282
July 22	Budapest	Treaty of conciliation and arbitration	Bulgaria and Hungary	119 387
Aug. 15	Luxemburg	Treaty of conciliation, arbitration and judicial settlement	Luxemburg and Portugal	120 389
Aug. 26	Copenhagen	Treaty of conciliation, judicial settlement and arbitration	Iceland and Spain	121 389
Aug. 26	Berne	Treaty of commerce	Switzerland and Belgo-Luxemburg Economic Union	412 672
Sept. 9	Geneva	Conv. for the peaceful settlement of all international disputes	Czechoslovakia and Norway	122 392
Sept. 11	Geneva	Treaty of arbitration and conciliation	Germany and Luxemburg	123 393
Sept. 14	Geneva	Protocol relating to the revision of the Statute of the Court	(Collective Treaty)	6 24
Sept. 14	Geneva	Amendments to the Statute of the Court	—	7 26
Sept. 14	Geneva	Protocol relating to the accession of the U.S. of America to the Protocol of Signature of the Statute of the Court	(Collective Treaty)	8 27
Sept. 14	Geneva	Treaty of judicial settlement, arbitration and conciliation	Czechoslovakia and The Netherlands	124 398
Sept. 16	Geneva	Treaty of conciliation, judicial settlement and arbitration	Luxemburg and Switzerland	125 399
Sept. 17	Geneva	Treaty of judicial settlement, arbitration and conciliation	Luxemburg and The Netherlands	126 403

364 INSTRUMENTS GOVERNING THE COURT'S JURISDICTION

1929 (<i>cont.</i>).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
Sept. 18	Geneva	Conv. of conciliation, arbitration and judicial settlement	Czechoslovakia and Luxemburg	127 403
Sept. 20	Geneva	Treaty of conciliation, judicial settlement and arbitration	Czechoslovakia and Switzerland	128 404
Oct. 2	Prague	Conv. of judicial settlement, arbitration and conciliation	Czechoslovakia and Finland	129 408
Oct. 16	Rome	Treaty of commerce and navigation	Italy and Panama	E 10 473 334
Nov. 2	Hamburg	Decision respecting the execution of Art. 363-364 of the Treaty of Versailles, and annexes	Czechoslovakia and Germany	332 612
Nov. 6	Paris	Commercial Conv.	Cuba and France	E 8 424 480
Nov. 27	Tallinn	Treaty of conciliation and arbitration	Estonia and Hungary	130 409
Dec. 9	Oslo	Treaty of conciliation, arbitration and judicial settlement	Norway and Poland	131 410
Dec. 18	Geneva	Protocol of negotiations (regularization of the Rhine between Strasbourg/Kehl and Istein)	France, Germany and Switzerland	333 613
Dec. 27	Vienna	Agreement concerning the payment of claims of Greek nationals in respect of damages suffered during the period of Greek neutrality	Austria and Greece	334 614
Dec. 31	Warsaw	Treaty of conciliation, judicial settlement and arbitration	Bulgaria and Poland	132 414
1930.				E 9
Jan. 13	Moscow	Treaty of friendship	Iran and Lithuania	442 344
Jan. 14	The Hague	Agreement regarding the release of property, rights and interests of German nationals subject to the charge created in pursuance of the Treaty of Versailles	Canada and Germany	413 673

INSTRUMENTS GOVERNING THE COURT'S JURISDICTION 365

1930 (<i>cont.</i>).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
Jan. 18	The Hague	Conv. for the final settlement of questions arising out of Sections III and IV of Part X of the Treaty of Saint-Germain	Austria and Belgium	414 674
Jan. 20	The Hague	Agreement regarding the complete and final settlement of the question of reparations	Union of South Africa, Australia, Belgium, Canada, Czechoslovakia, France, Germany, Great Britain, Greece, India, Italy, Japan, New Zealand, Poland, Portugal, Roumania, Yugoslavia	335 614
Jan. 20	The Hague	Declaration (Annex 1 to Agreement of January 20th, 1930)	Germany	336 617
Jan. 20	The Hague	Agreement regarding the final discharge of the financial obligations of Austria	Union of South Africa, Australia, Austria, Belgium, Canada, Czechoslovakia, France, Great Britain, Greece, India, Italy, Japan, New Zealand, Poland, Portugal, Roumania, Yugoslavia	337 617
Jan. 20	The Hague	Agreement regarding the settlement of Bulgarian reparations	Union of South Africa, Australia, Belgium, Bulgaria, Canada, Czechoslovakia, France, Great Britain, Greece, India, Italy, Japan, New Zealand, Poland, Portugal, Roumania, Yugoslavia	338 618
Jan. 20	The Hague	Conv. respecting Bank for International Settlements	Belgium, France, Germany, Great Britain, Italy, Japan, Switzerland	339 619
Jan. 22	Luxemburg	Conv. of conciliation, arbitration and judicial settlement	Luxemburg and Roumania	133 417
Jan. 22	The Hague	Treaty of judicial settlement, arbitration and conciliation	The Netherlands and Roumania	134 419
Jan. 23	Athens	Treaty of conciliation, judicial settlement and arbitration	Greece and Spain	135 420
Feb. 3	Paris	Treaty of friendship, conciliation and arbitration	France and Turkey	136 421
Feb. 6	Rome	Treaty of friendship, conciliation and judicial settlement	Austria and Italy	137 424

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1930 (<i>cont.</i>).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
Feb. 13	Cape Town	Commercial Agreement	Great Britain and Portugal	415 674
Feb. 18	Lourenço Marques	between the High Com- missioner for South Africa and the Govern- or-General of Mozambique regulating the commer- cial relations between Swaziland, etc., and Mozambique		
				E 10
Feb. 14	Madrid	Conv. regarding air navigation	The Netherlands and Spain	460 325
Feb. 28	Riga	Treaty of arbitration	Denmark and Latvia	138 428
March 8	Prague	Conv. of judicial settle- ment, arbitration and conciliation	Czechoslovakia and Lithuania	139 430
March 12	Teheran	Treaty of friendship	Iran and The Nether- lands	416 675
March 25	Belgrade	Conv. of conciliation, judicial settlement and arbitration	Belgium and Yugoslavia	140 430
April 10	Warsaw	Conv. of commerce and navigation	Greece and Poland	340 619
April 12	The Hague	Treaty of judicial set- tlement, arbitration and conciliation	The Netherlands and Poland	141 432
April 12	The Hague	Conv. on certain ques- tions relating to the conflict of nationality laws	(Collective Treaty)	210 525
April 12	The Hague	Protocol relating to military obligations in certain cases of double nationality	(Collective Treaty)	211 526
April 12	The Hague	Protocol relating to a certain case of state- lessness	(Collective Treaty)	212 527
April 12	The Hague	Special Protocol con- cerning statelessness	(Collective Treaty)	213 527
April 28	Paris	Agreement (No. I)	Union of South Africa, Australia, Belgium, Canada, Czechoslovakia, France, Great Britain, Greece, Hungary, India, Italy, Japan, New Zealand, Poland, Portugal, Rou- mania, Yugoslavia	417 677

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1930 (<i>cont.</i>).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
April 28	Paris	Agreement (No. II)	<i>Idem</i>	341 620
April 28	Paris	Agreement (No. III)	<i>Idem</i>	342 621
April 28	Paris	Agreement (No. IV)	Czechoslovakia, France, Great Britain, Italy, Rou- mania, Yugoslavia	418 678
April 28	Paris	Agreement relating to the Gojdu Foundation	Hungary and Roumania	343 622
April 28	Ankara	Treaty of conciliation, judicial settlement and arbitration	Spain and Turkey	142 435
April 28	Paris	Treaty of conciliation, judicial settlement and arbitration	Finland and France	143 437
May 5	Athens	Treaty of conciliation and arbitration	Greece and Hungary	144 442
May 12	Dublin	Treaty of commerce and navigation	Germany and Irish Free State	E 9 443 345
May 23	Brussels	Conv. for the establish- ment and working of an aerial line of com- munication Belgium- France-Congo	Belgium and France	E 9 437 339
May 26	The Hague	Treaty of commerce	The Netherlands and Switzerland	344 622
May 28	Belgrade	Treaty of commerce and navigation	The Netherlands and Yugoslavia	345 623
June 3	Athens	Commercial Conv.	Greece and Hungary	346 623
June 20	Bucharest	Conv. regulating the establishment and ope- ration of regular air lines of communication	Czechoslovakia and Rou- mania	E 12 503 380
June 21	Kovno	Treaty of commerce and navigation	Denmark and Lithuania	347 623
June 23	Warsaw	Conv. of commerce and navigation	Poland and Roumania	E 10 461 325
June 23	Warsaw	Veterinary Conv. an- nexed to the Conv. of commerce and naviga- tion	Poland and Roumania	E 10 462 326
June 26	Vienna	Treaty of friendship, conciliation, arbitration and judicial settlement	Austria and Greece	145 442

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1930 (cont.).	Place of signature.	Title of the act.	Contracting Parties.	Nos.	Pages.
June 27	Tingvellir	Conv. respecting the procedure for the settlement of disputes	Denmark and Iceland	146	444
June 27	Tingvellir	Conv. for the pacific settlement of disputes	Finland and Iceland	147	446
June 27	Tingvellir	<i>Idem</i>	Iceland and Norway	148	447
June 27	Tingvellir	<i>Idem</i>	Iceland and Sweden	149	449
June 27	Štrbské Pleso	Treaty of commerce and navigation	Czechoslovakia and Roumania	348	624
June 28	Geneva	Conv. concerning the regulation of hours of work in commerce and offices	(Collective Treaty)	214	528
June 28	Geneva	Conv. concerning forced or compulsory labour	(Collective Treaty)	215	528
July 8	Bucharest	Treaty of judicial settlement, arbitration and conciliation	Belgium and Roumania	430	318
July 15	Praha	Conv. concerning the settlement of questions arising out of the delimitation of the frontier	Czechoslovakia and Roumania	528	340
July 26	Lisbon	Treaty of conciliation, judicial settlement and arbitration	Norway and Portugal	150	450
Aug. 2	Warsaw	Conv. regarding operation of commercial airways	France and Poland	425	480
Aug. 6	London	Treaty of commerce and navigation	Great Britain and Roumania	349	625
Aug. 13	Riga	Treaty of conciliation and arbitration	Hungary and Latvia	151	455
Aug. 27	Paris	Conv. of establishment	France and Roumania	523	333
Sept. 24	Geneva	Conv. of conciliation, arbitration and judicial settlement	Belgium and Lithuania	152	455
Oct. 1	Oslo	Conv. of conciliation, arbitration and judicial settlement	Austria and Norway	153	456
Oct. 30	Ankara	Treaty of friendship, neutrality, conciliation and arbitration	Greece and Turkey	154	457
Nov. 24	Kovno	Treaty of conciliation and arbitration	Latvia and Lithuania	155	462

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1930 (cont.).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
Dec. 8	Belgrade	Conv. concerning the application and execution of certain provisions of the General Agreement of The Hague of Jan. 20th, 1930, between Austria and the creditor States	Austria and Yugoslavia	419 678
 1931.				
Jan. 26	Vienna	Treaty of conciliation and arbitration	Austria and Hungary	156 464
March 11	The Hague	Treaty of judicial settlement, arbitration and conciliation	The Netherlands and Yugoslavia	157 466
March 17	Ankara	Conv. of judicial settlement, arbitration and conciliation	Czechoslovakia and Turkey	158 467
March 27	The Hague	Protocol conferring on the Permanent Court of International Justice jurisdiction to interpret the Hague Conventions of private international law	Austria, Belgium, Denmark, The Netherlands, Spain and Yugoslavia	216 529
March 30	The Hague	Treaty of conciliation, judicial settlement and arbitration	The Netherlands and Spain	159 471
April 11	Tallinn	Conv. of commerce and navigation	Estonia and Finland	420 679
April 17	Athens	Conv. respecting air transport services	Great Britain and Greece	350 625
April 18	Ankara	Conv. of conciliation, arbitration and judicial settlement	Belgium and Turkey	160 475
April 28	Riga	Treaty of conciliation and judicial settlement	Italy and Latvia	161 478
May 21	Geneva	Conv. establishing an international agricultural mortgage credit company	(Collective Treaty)	217 530
May 28	Tokio	Treaty of friendship and commerce	Siam and Switzerland	351 626
June 5	Athens	Conv. for the establishment of aerial navigation	France and Greece	438 ^{E 9} 340
June 18	Geneva	Conv. limiting the hours of work in coal mines	(Collective Treaty)	218 531
				24

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1931 (cont.).	Place of signature.	Title of the act.	Contracting Parties.	Nos. Pages.
June 23	Sofia	Treaty of conciliation, arbitration and judicial settlement	Belgium and Bulgaria	E 10 444 292
June 26	Sofia	Treaty of conciliation, judicial settlement and arbitration	Bulgaria and Spain	E 13 508 306
July 13	Geneva	Conv. for limiting the manufacture and regulating the distribution of narcotic drugs	(Collective Treaty)	219 532
July 31	Tirana	Treaty of commerce and navigation	Albania and Great Britain	352 626
Aug. 11	London	Protocol concerning Germany and respecting the suspension of certain inter-governmental debts	Union of South Africa, Australia, Belgium, Canada, Czechoslovakia, Germany, Great Britain, Greece, India, Italy, Japan, New Zealand, Poland, Portugal, Roumania	353 627
Aug. 11	Bucharest	Conv. of commerce and navigation	Greece and Roumania	E 8 426 481
Aug. 11	Bucharest	Conv. concerning conditions of residence and business	Greece and Roumania	E 8 427 481
Aug. 21	Berne	Conv. concerning the establishment in Switzerland of the agrarian fund	France, Great Britain, Hungary, Italy, Switzerland	354 627
Aug. 21	Berne	Conv. concerning the establishment in Switzerland of the special fund	Czechoslovakia, France, Great Britain, Italy, Roumania, Switzerland, Yugoslavia	355 628
Aug. 22	Vienna	Conv. concerning conditions of residence and business, commerce and navigation	Austria and Roumania	356 628
Oct. 3	Moscow	Treaty of friendship	Estonia and Iran	E 8 428 484
Oct. 7	Bucharest	Conv. concerning conditions of residence, commerce and navigation	Roumania and Sweden	E 9 439 340
Oct. 31	Copenhagen	Treaty of commerce and navigation	Denmark and The Netherlands	357 629
Nov. 9	La Paz	Treaty of commerce	Bolivia and Denmark	358 629

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1931 (<i>cont.</i>).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages</i>
				E 8
Nov. 26	Sofia	Treaty of conciliation, arbitration and judicial settlement	Bulgaria and Norway	422 466
				E 10
Dec. 12	Moscow	Treaty of friendship	Finland and Iran	474 334
				E 9
1932.				
Jan. 4	Warsaw	Treaty of friendship, conciliation and arbitration	Greece and Poland	431 322
				E 8
Feb. 12	Geneva	Treaty of conciliation, arbitration and settlement	Luxemburg and Norway	423 473
				E 10
Feb. 27	Madrid	General Conv. on air navigation	Belgium and Spain	463 326
				E 10
Feb. 27	Madrid	Agreement regarding the establishment and operation of air lines passing over their respective territories	Belgium and Spain	464 327
				E 10
March 8	Geneva	Treaty of conciliation, judicial settlement and arbitration	Denmark and Turkey	445 298
				E 10
April 8	Madrid	Conv. regarding air navigation	Spain and Sweden	465 327
				E 11
April 15	Luxemburg	Treaty of conciliation and judicial settlement	Italy and Luxemburg	477 287
				E 10
April 16	Geneva	Treaty of judicial settlement, arbitration and conciliation	The Netherlands and Turkey	446 302
				E 9
April 27	Geneva	Conv. concerning the protection against accidents of workers employed in loading or unloading ships (revised in 1932)	(Collective Treaty)	434 338
				E 9
April 30	Geneva	Conv. concerning the age for admission of children to non-industrial employment	(Collective Treaty)	435 338
				E 9
May 30	Bagdad	Declaration made by Iraq on the occasion of the termination of the mandatory régime	Iraq	440 341

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1932 (<i>cont.</i>).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
				E 11
June 28	Semmering	Agreement relating to the setting up of special services at the Iron Gates	Int. Commission of the Danube, Roumania and Yugoslavia	487 305
				E 9
July 2	Washington	Treaty of commerce and navigation	The Netherlands and Panama	441 341
				E 11
July 5	Rome	Conv. regarding air navigation	Hungary and Italy	488 305
				E 10
July 16	Vienna	Conv. regarding air navigation	Austria and Great Britain	466 328
				E 10
Dec. 6	Lisbon	Conv. of conciliation, judicial settlement and arbitration	Portugal and Sweden	447 307
				E 11
1933.				E 11
Jan. 3	Rome	Conv. regarding the recognition and enforcement of judicial decisions	Italy and Switzerland	489 306
				E 9
Jan. 16	Ankara	Treaty of conciliation, judicial settlement and arbitration	Norway and Turkey	432 328
				E 13
Feb. 20	Geneva	Conv. regarding establishment and labour	Belgium and The Netherlands	524 333
				E 9
March 23	The Hague	Treaty of judicial settlement, arbitration and conciliation	The Netherlands and Norway	433 333
				E 10
April 5	The Hague	Treaty of arbitration, judicial settlement and conciliation	The Netherlands and Venezuela	448 310
				E 11
April 13	Athens	Conv. of conciliation, arbitration and judicial settlement	Denmark and Greece	478 290
				E 10
April 19	The Hague	Treaty of judicial settlement, arbitration and conciliation	Japan and The Netherlands	449 314
				E 10
April 24	London	Commercial Agreement	Denmark and Great Britain	467 329
				E 11
April 27	Berlin	Treaty amending the Treaty of Nov. 26th, 1925, concerning customs and credit	Germany and The Netherlands	496 314
				E 10
May 1	London	Commercial Conv.	Argentine and Great Britain	468 329

INSTRUMENTS GOVERNING THE COURT'S JURISDICTION 373

1933 (cont.).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
May 15	London	Commercial Agreement	Great Britain and Norway	E 10 469 330
May 15	London	Commercial Agreement	Great Britain and Sweden	E 10 470 330
May 19	London	Commercial Agreement	Great Britain and Iceland	E 10 471 331
June 29	Geneva	Conv. concerning fee- charging employment agencies	(Collective Treaty)	E 10 453 322
June 29	Geneva	Conv. concerning com- pulsory old age insur- ance for persons em- ployed in industrial or commercial undertak- ings, in the liberal pro- fessions, and for out- workers and domestic servants	(Collective Treaty)	E 10 454 323
June 29	Geneva	Conv. concerning com- pulsory old age insur- ance for persons em- ployed in agricultural undertakings	(Collective Treaty)	E 10 455 323
June 29	Geneva	Conv. concerning com- pulsory invalidity in- surance for persons em- ployed in industrial or commercial undertak- ings, in the liberal pro- fessions, and for out- workers and domestic servants	(Collective Treaty)	E 10 456 323
June 29	Geneva	Conv. concerning com- pulsory invalidity in- surance for persons em- ployed in agricultural undertakings	(Collective Treaty)	E 10 457 324
June 29	Geneva	Conv. concerning com- pulsory widows' and orphans' insurance for persons employed in industrial or commercial undertakings, in the liberal professions, and for outworkers and domestic servants	(Collective Treaty)	E 10 458 324

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1933 (<i>cont.</i>).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
June 29	Geneva	Conv. concerning compulsory widows' and orphans' insurance for persons employed in agricultural undertakings	(Collective Treaty)	E 10 459 324
July 19	Bucharest	Conv. regarding conditions of residence and business	Roumania and Switzerland	E 12 504 380
Sept. 29	Helsingfors	Commercial Agreement	Finland and Great Britain	E 10 472 331
Oct. 5-11	Geneva	Conv. for facilitating the international circulation of films of an educational character	(Collective Treaty)	E 10 452 322
Oct. 11	Geneva	International Conv. for the suppression of the traffic in women of full age	(Collective Treaty)	E 10 451 321
Oct. 11	Geneva	Conv. of conciliation, judicial settlement and arbitration	Czechoslovakia and Latvia	E 11 479 296
Oct. 13	London	Conv. regarding the suppression of illicit importation of alcoholic liquors into Finland	Finland and Great Britain	E 10 475 336
Oct. 17	Ankara	Treaty of friendship, non-aggression, arbitration and conciliation	Roumania and Turkey	E 13 509 311
Nov. 27	Belgrade	Treaty of friendship, non-aggression, judicial settlement, arbitration and conciliation	Turkey and Yugoslavia	E 13 510 314
Dec. 19	The Hague	Treaty of arbitration, judicial settlement and conciliation	Denmark and Venezuela	E 13 511 320
1934.				E 13
Feb. 20	Teheran	Treaty of friendship, establishment and commerce	Denmark and Iran	525 333
April 25	Berne	Treaty of friendship	Iran and Switzerland	E 13 526 335
April 26	Rome	International Conv. for the unification of methods of sampling and analyzing cheeses	(Collective Treaty)	E 13 512 328

INSTRUMENTS GOVERNING THE COURT'S JURISDICTION 375

1934 <i>(cont.)</i>	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
				E 11
May 24	Rio de Janeiro	Protocol of peace, friendship and co-operation	Colombia and Peru	490 306
				E 11
June 19	Geneva	(Revised) Conv. concerning employment of women during the night (1934)	(Collective Treaty)	480 302
				E 11
June 21	Geneva	Conv. for the regulation of hours of work in automatic sheet-glass works	(Collective Treaty)	481 302
				E 11
June 21	Geneva	(Revised) Conv. concerning workmen's compensation for occupational diseases (1934)	(Collective Treaty)	482 302
				E 11
June 23	Geneva	Conv. ensuring benefit or allowances to the involuntarily unemployed	(Collective Treaty)	483 303
				E 11
July 6	London	Agreement relating to trade and commerce	Great Britain and Lithuania	491 308
				E 11
July 11	London	Agreement supplementary to the Treaty of commerce and navigation of Jan. 18th, 1926	Estonia and Great Britain	492 308
				E 11
July 17	London	Commercial Agreement	Great Britain and Latvia	493 309
				E 11
Nov. 24	Geneva	(Resolution of the Assembly of the L. N.: the Chaco case)		494 309
				E 11
1935.				
Feb. 20	Geneva	International Conv. for the campaign against contagious diseases of animals	(Collective Treaty)	484 303
				E 11
Feb. 20	Geneva	International Conv. concerning the transit of animals, meat and other products of animal origin	(Collective Treaty)	485 304
				E 11
Feb. 20	Geneva	International Conv. concerning the export and import of animal products (other than meat, meat preparations, fresh animal products, milk and milk products)	(Collective Treaty)	486 304

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1935 (<i>cont.</i>).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
Feb. 27	London	Agreement in regard to trade and commerce	United Kingdom and Poland	E 12 505 380
May 13	The Hague	Treaty of arbitration, judicial settlement and conciliation	Norway and Venezuela	E 12 497 372
May 20	Tallinn	Conv. concerning air navigation	Estonia and Sweden	E 13 527 336
June 12	Buenos Aires	Protocol	Bolivia and Paraguay	E 11 495 311
June 18	Berne	Provisional Conv. regulating air traffic	Hungary and Switzerland	E 13 529 341
June 21	Geneva	Conv. concerning the employment of women on underground work in mines of all kinds	(Collective Treaty)	E 12 498 378
June 21	Geneva	(Revised) Conv. limiting hours of work in coal mines	(Collective Treaty)	E 12 499 378
June 22	Geneva	Conv. concerning the reduction of hours of work to forty a week	(Collective Treaty)	E 12 500 378
June 22	Geneva	Conv. concerning the establishment of an international scheme for the maintenance of rights under invalidity, old age, and widows' and orphans' insurance	(Collective Treaty)	E 12 501 379
June 25	Geneva	Conv. concerning the reduction of hours of work in glass-bottle works	(Collective Treaty)	E 12 502 379
Oct. 2	Buenos Aires	Resolution concerning the responsibilities arising out of the Chaco war	Bolivia and Paraguay	E 12 506 381
Oct. 10	London	Renewal of the Arbitration Conv. of Oct. 25th, 1905	United Kingdom, Australia, Canada and New Zealand, and Iceland	E 12 56 351
1936.				E 13
June 20	Geneva	Conv. concerning the regulation of certain special systems of recruiting workers	(Collective Treaty)	513 328

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1936 (cont.).	<i>Place of signature.</i>	<i>Title of the act.</i>	<i>Contracting Parties.</i>	<i>Nos. Pages.</i>
June 23	Geneva	Conv. concerning the reduction of hours of work on public works	(Collective Treaty)	E 13 514 329
June 24	Geneva	Conv. concerning annual holidays with pay	(Collective Treaty)	E 13 515 329
June 26	Geneva	Conv. for the suppression of the illicit traffic in dangerous drugs	(Collective Treaty)	E 13 516 329
Oct. 24	Geneva	Conv. concerning the minimum requirement of professional capacity for masters and officers on board merchant ships	(Collective Treaty)	E 13 517 330
Oct. 24	Geneva	Conv. concerning annual holidays with pay for seamen	(Collective Treaty)	E 13 518 330
Oct. 24	Geneva	Conv. concerning the liability of the shipowner in case of sickness, injury or death of seamen	(Collective Treaty)	E 13 519 331
Oct. 24	Geneva	Conv. concerning sickness insurance for seamen	(Collective Treaty)	E 13 520 331
Oct. 24	Geneva	Conv. concerning hours of work on board ship and manning	(Collective Treaty)	E 13 521 331
Oct. 24	Geneva	Conv. fixing the minimum age for the admission of children to employment at sea (revised 1936)	(Collective Treaty)	E 13 522 332

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